



# Government Gazette

OF

## WESTERN AUSTRALIA

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No. 53 ]

PERTH : TUESDAY, 15th JULY

[ 1958

### HEALTH ACT, 1911-1957.

#### Gnowangerup Road Board—By-laws.

P.H.D. 455/45, Ex. Co. No. 1271.

WHEREAS under the provisions of the Health Act, 1911-1957, a local authority may make or adopt by-laws and may alter, amend or repeal any by-laws so made or adopted: Now, therefore, the Gnowangerup Road Board, being a local authority within the meaning of the Act and having adopted the Model By-laws described as Series "A" as reprinted pursuant to the reprinting of Regulations Act, 1954, in the *Government Gazette* on the 9th day of August, 1956, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

#### Part I.—General Sanitary Provisions.

After By-law 14 insert a new By-law 14A as follows:—

#### 14A. Prescribed Areas—Section 112A.

The areas described in the Schedule hereto are prescribed areas for the purpose of section 112A of the Act.

#### Schedule.

- (1) Gnowangerup Townsite.
- (2) Borden Townsite.
- (3) Ongerup Townsite.
- (4) Bremer Bay Townsite.
- (5) Jerramongup Townsite.

Passed at a meeting of the Gnowangerup District Road Board this 21st day of May, 1958.

G. E. P. WELLARD,  
Chairman.  
W. J. CUNEO,  
Secretary.

Approved by His Excellency the Governor in Executive Council this 2nd day of July, 1958.

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

HEALTH ACT, 1911-1956.  
Municipality of Nedlands.  
Amendment to Model By-laws.  
Poultry.

P.H.D. 857/48.

WHEREAS under the provisions of the Health Act, 1911-1956, a local authority may make or adopt by-laws and may alter, amend or repeal any by-laws so made or adopted; and whereas model by-laws described as Series "A" have been made and published in the *Government Gazette* on the 9th day of August, 1956: Now, therefore, the Municipality of Nedlands, being a local health authority within the meaning of the Act, and having adopted the model by-laws described as Series "A" and published in the *Government Gazette* on the 9th day of August, 1956, doth hereby amend the said adopted by-laws as follows, that is to say:—

By-law 29 of Part 1 is amended in the following manner:—

After paragraph (d) of By-law 29, the following new paragraphs are added:—

(e) No person shall keep more than 20 fowls or 20 turkeys or 20 ducks or geese or more than 20 in all of the birds mentioned upon any subdivisional allotment of land used for residential purposes or on any subdivisional allotment within a residential area.

(f) All yards or enclosures in which poultry are kept shall have an area sufficient to allow an average of not less than six square feet for each head of poultry confined in such yard or enclosure.

(g) Within or attached to every yard or enclosure in which poultry are kept there shall be a roofed pen enclosed in three sides and having a floor area of at least two square feet for each head of poultry confined within such yard or enclosure.

(h) The floor of every roofed poultry pen shall be constructed of cement trowelled to a smooth finish and laid with a fall of at least one in 50 to the front.

Passed at a meeting of the Nedlands Municipal Council this 16th day of January, 1958.

J. CHAS. SMITH,  
Mayor.

[L.S.]

A. H. JENKINS,  
Town Clerk.

Approved by His Excellency the Governor in Executive Council this 2nd day of July, 1958.

R. H. DOIG,  
Clerk of the Council.

OPTOMETRISTS ACT, 1940-1957.

Department of Public Health,  
Perth, 2nd July, 1958.

P.H.D. 1102/53, Ex. Co. No. 1269.

HIS Excellency the Governor in Executive Council has been pleased to approve of the rules made by the Optometrists Registration Board pursuant to the provisions of section 17 of the Optometrists Act, 1940-1957, and set out in the Schedule hereunder.

LINLEY HENZELL,  
Commissioner of Public Health.

## Schedule.

## Rules.

1. In these rules the Optometrists Registration Board Rules, 1941, published in the *Government Gazette* on the 23rd May, 1941, and amended from time to time thereafter, are referred to as the principal rules.

(2) Rule 34a of the principal rules is amended—

(a) by adding after the rule designation "34a" the sub-rule designation "(i)";

(b) by adding after sub-rule (i) a sub-rule as follows—

(ii) The theoretical and practical tests in optometry to be passed by persons seeking registration under section 34B of the Act shall be the examinations in the subjects covered by the syllabus for third and fourth year students as set out in rule 35. The provisions of rules 36, 37, 41 and 42 shall apply to persons applying under the provisions of section 34B of the Act.

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These rules were duly made by the Optometrists Registration Board after having ascertained the opinion of the representatives of the University of Western Australia and having given due consideration to the recommendations made by such representatives in accordance with the provisions of section 17 of the Optometrists Act, 1940-1957, and passed by resolution at a meeting of the Board held on the 8th day of April, 1958.

KARL KNAPP,  
Chairman.

W. E. ASPINALL,  
Registrar.

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TRAFFIC ACT, 1919-1956.

Collie Coalfields Road Board.

Parking By-laws.

Police T.O. 58/1123.

THE Collie Coalfields Road Board, pursuant to an Order in Council, under section 49 of the Traffic Act, 1919-1956, published in the *Government Gazette* of the 30th day of May, 1952, and in exercise of the power thereby conferred, doth hereby make the following by-law to have effect in the Collie Coalfields Road District.

No person in charge of any vehicle shall cause or permit such vehicle to stand on that portion of the road herein defined except at an angle of 45 degrees to the prolongation of the kerb, and no vehicle or combination of vehicles of a length exceeding 22 feet shall be permitted to stand thereon.

That portion of Throssell Street, and marked on the roadway by the local authority, starting at a point 60 feet east of the prolongation of the eastern building alignment of Steere Street and 74 feet north of the southern building alignment of Throssell Street, and extending 100 feet east thereof.

Penalty: £20.

Passed by resolution of the Collie Coalfields Road Board at a meeting held on the 20th day of May, 1958.

N. S. COOTE,  
Chairman.

R. C. H. HOUGH,  
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 2nd day of July, 1958.

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

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TRAFFIC ACT, 1919-1957.

Office of the Commissioner of Police,  
Perth, 4th July, 1958.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Traffic Act, 1919-1957, has been pleased to make the regulations set out in the Schedule hereunder.

J. M. O'BRIEN,  
Commissioner of Police.

1. In these regulations the Traffic Regulations, 1954, published in the *Government Gazette* on the 15th December, 1954, as amended by regulations amending the same published in the *Gazette* on the 9th February, 1955, the 1st April, 1955, the 11th May, 1955, the 17th June, 1955, the 9th August, 1955, the 30th September, 1955, the 30th December, 1955, the 24th April, 1956, the 23rd October, 1956, the 16th November, 1956, the 23rd November, 1956, the 21st December, 1956, the 22nd February, 1957, the 8th March, 1957, the 1st April, 1957, the 26th April, 1957, the 17th May, 1957, the 1st July, 1957, the 30th August, 1957, the 25th September, 1957, the 5th November, 1957, the 23rd December, 1957, the 24th January, 1958, the 19th February, 1958, the 17th April, 1958, the 29th April, 1958, the 13th May, 1958, the 5th June, 1958 and the 25th June, 1958, are referred to as the principal regulations.

2. Regulation 173 of the principal regulations is amended by substituting for paragraph (a) of subregulation (3), the following paragraph:—

(a) Notwithstanding the provisions of paragraphs (a) and (b) of the preceding subregulation and regulation 172 the Minister may issue, subject to special terms and conditions a permit to any person to use upon any road a combination consisting of—

an articulated vehicle and any other vehicle or trailer; or  
a motor truck and one or more than one trailer,

although the overall length of the respective combination may be greater than is prescribed for a combination of vehicles in regulation 172.

3. Subregulation (1) of regulation 353 of the principal regulations is amended by—

- (a) deleting the whole of item 7 of the tabulation;
- (b) renumbering item 8 of the tabulation as item 7;
- (c) adding after the item designation, "1" in the tabulation, the letter, "B"; and

- (d) adding new items, as items 1 and 1A respectively before item 1B; and item 8 before item 9, and under the respective headings of the tabulation:—

“Road or Part of Road”	and	“Specified Direction”
1. Beaufort Street between Bridge Street and James Street.		From south to North.
1A. Bridge Street between Stirling Street and Beaufort Street.		From east to west.
8. Stirling Street between James Street and Bridge Street.		From North to South.

4. Regulation 383A of the principal regulations published in the *Government Gazette* on the 5th June, 1958, is amended by substituting for the letter “A” following the regulation number “383” the letter “D.”

5. Regulation 3 of these regulations operates on the 21st day of July, 1958.

#### TRAFFIC ACT, 1919-1957.

Office of the Commissioner of Police,  
Perth, 4th July, 1958.

Police T/O. 57/958.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Traffic Act, 1919-1957, has been pleased to make the regulations set out in the Schedule hereunder.

J. M. O'BRIEN,  
Commissioner of Police.

#### Schedule.

##### Regulations.

1. In these regulations the Traffic Regulations, 1954, published in the *Government Gazette* on the 15th December, 1954, as amended by regulations amending the same published in the *Gazette* on the 9th February, 1955, 1st April, 1955, 11th May, 1955, 17th June, 1955, 9th August, 1955, 30th September, 1955, 30th December, 1955, 24th April, 1956, 23rd October, 1956, 16th November, 1956, 23rd November, 1956, 21st December, 1956, 22nd February, 1957, 8th March, 1957, 1st April, 1957, 26th April, 1957, 17th May, 1957, 1st July, 1957, 30th August, 1957, 25th September, 1957, 5th November, 1957, 23rd December, 1957, 24th January, 1958, 19th February, 1958, 17th April, 1958, 29th April, 1958, and 13th May, 1958, are referred to as the principal regulations.

2. Regulation 4 of the principal regulations is amended— Reg. 4 am.

- (a) by deleting the interpretation “commercial stand sign,” and
- (b) by adding before the interpretation “official traffic sign”, the following definition—

“loading zone sign” means an official traffic sign in the form of Figure 3D(1), 3D(2), 3D(3) and 3D(4) as described in the Sixth Schedule to these regulations.

Reg. 336A  
am.

3. Regulation 336A of the principal regulations is amended—
- (a) by substituting the words "loading zone" for the words "commercial stand" in—
- (i) lines one and two; five; and eleven of subregulation (2);
  - (ii) line one of paragraph (a) of subregulation (3);
  - (iii) line one of paragraph (b) of subregulation (3);
  - (iv) line one of paragraph (c) of subregulation (3); and
  - (v) line one of paragraph (d) of subregulation (3).
- (b) by deleting subparagraph (ii) of paragraph (a) of subregulation (3);
- (c) by deleting subparagraph (ii) of paragraph (b) of subregulation (3);
- (d) by deleting the passage "or stand a commercial vehicle, so engaged, for a continuous period exceeding thirty minutes", in subparagraph (i) of paragraph (c) of subregulation (3); and
- (e) by deleting the passage, "or stand a commercial vehicle, so engaged, for a continuous period exceeding thirty minutes", in subparagraph (i) of paragraph (d) of subregulation (3).

Sixth  
Schedule  
am.

4. The Sixth Schedule to the principal regulations is amended—
- (a) by substituting for the words "Commercial Stand" wherever appearing in the headings relating to Figures 3D(1), 3D(2), 3D(3), and 3D(4), the words "Loading Zone";
- (d) by substituting for the passage "Reg. 355A", wherever it appears in relation to Figures 3D(1), 3D(2), 3D(3) and 3D(4), the passage "Reg. 336A";
- (c) by substituting for the signs respectively shown as "Figures 3D(1), 3D(2), 3D(3) and 3D(4)", the signs in the Schedule hereunder respectively shown as "Figures 3D(1), 3D(2), 3D(3) and 3D(4), and
- (d) by substituting for the paragraph following the Figure 3D(2) and commencing with the word "if" and ending with the word "black," the following paragraph—

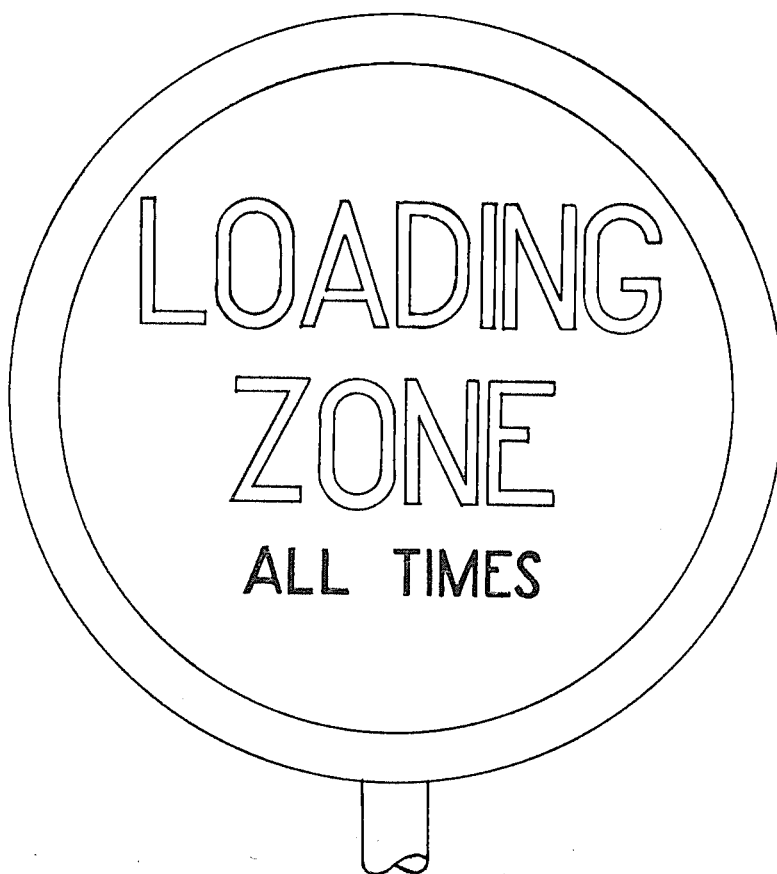
Each of the signs as shown in Figures 3D(1) and 3D(2) shall consist of a yellow disc approximately 24 inches in diameter with a blue border 1½ inches wide having the words "Loading Zone" in black letters 4 inches high, and the other letters and numerals 1½ inches high and in black.

The Schedule.

3 D (1)



3 D (2)

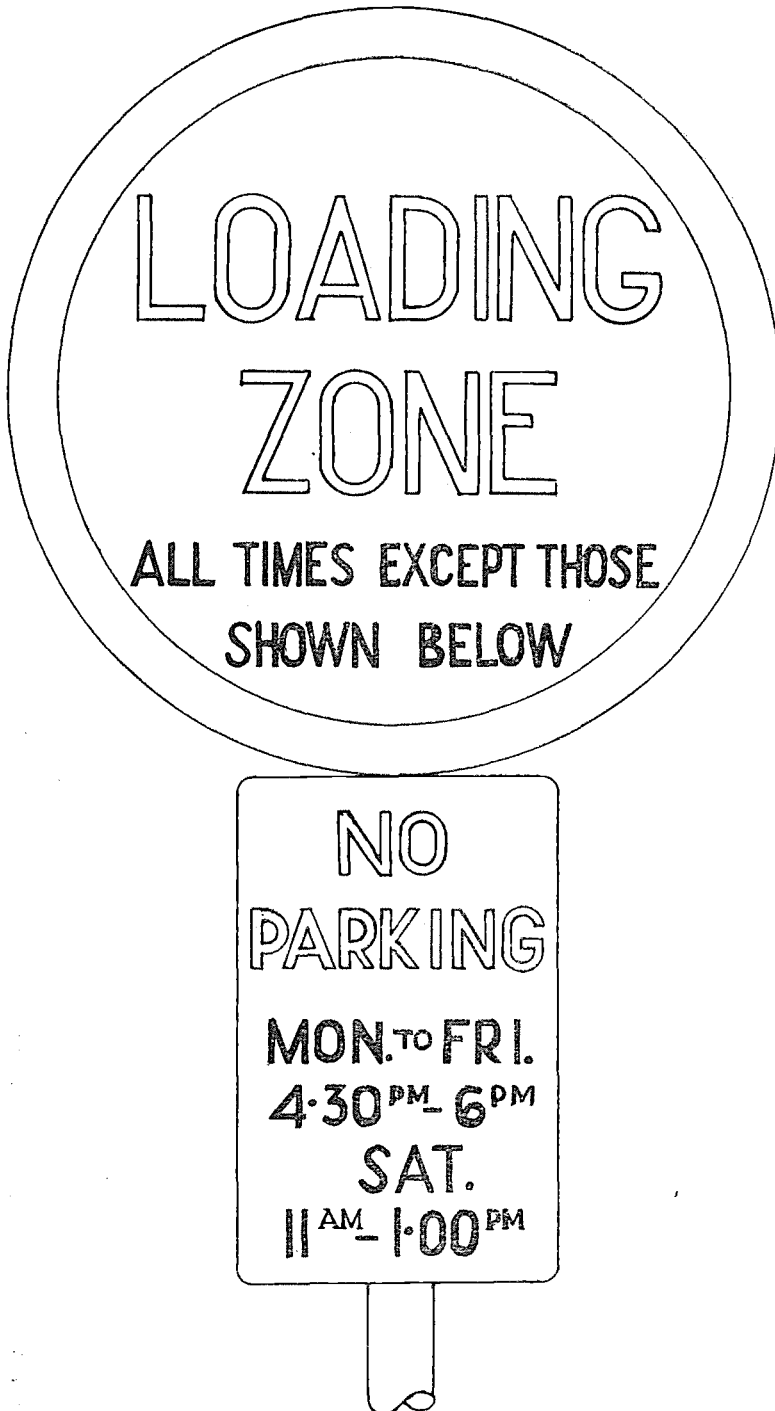




3 D (3)



3 D (4)



## PARKS AND RESERVES ACT, 1895-1955.

Department of Lands and Surveys,  
Perth, 2nd July, 1958.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Parks and Reserves Act, 1895-1955, has been pleased to approve of the by-laws made by the Trustees of the Houtman Abrolhos Islands as set out in the schedule hereunder.

F. C. SMITH,  
Under Secretary for Lands.

## Schedule.

## By-laws.

1. The common seal of the Trustees of Houtman Abrolhos Islands shall bear the words "Trustees of Houtman Abrolhos Islands."
2. The common seal may be affixed by virtue of a resolution at a meeting of the Trustees of Houtman Abrolhos Islands and in the presence of two members of the Board.
3. The common seal shall be kept in the custody of the secretary to the Trustees or such other person authorised by them.

These by-laws were duly made by the Trustees of Houtman Abrolhos Islands in accordance with the provisions of the Parks and Reserves Act, 1895-1955, and duly passed by resolution at a meeting of the Trustees held on the 16th day of June, 1958.

LEN. W. SHEPHEARD,  
Chairman.

J. MCKAY,  
Secretary.

## WAR SERVICE LAND SETTLEMENT SCHEME ACT, 1954.

Department of Lands and Surveys,  
Perth, 2nd July, 1958.

HIS Excellency the Governor in Executive Council, acting pursuant to the War Service Land Settlement Scheme Act, 1954, has been pleased to make the regulations set out in the schedule hereunder.

F. C. SMITH,  
Under Secretary for Lands.

## Schedule.

## Regulations.

1. In these regulations the War Service Land Settlement Scheme Act Regulations, 1954, published in the *Government Gazette* on the 4th February, 1955, as amended from time to time thereafter, are referred to as the principal regulations.

2. Regulation 22 of the principal regulations is revoked and a new regulation is inserted as follows:—

22. The rates of living allowance payable to settlers during the assistance period, shall be the rates determined and approved for payment by the Parliament of the Commonwealth of Australia.

## WAR SERVICE LAND SETTLEMENT SCHEME ACT, 1954.

Department of Lands and Surveys,  
Perth, 2nd July, 1958.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the War Service Land Settlement Scheme Act, 1954, has been pleased to make the regulations set out in the schedule hereunder.

F. C. SMITH,  
Under Secretary for Lands.

Schedule.  
Regulations.

1. In these regulations the War Service Land Settlement Scheme Act Regulations, 1954, published in the *Government Gazette* on the 4th February, 1955, as amended from time to time thereafter, are referred to as the principal regulations.

2. The principal regulations are amended by adding after regulation 23 a regulation as follows:—

23A. (1) The lessee of a tenure referred to in subregulation (1) of regulation 23 of these regulations may, in accordance with, and subject to the provisions of, the conditions,

within a period of thirty days after the expiration of a period of ten years from the commencement of the term of the lease, make application in writing to the Minister for a review of the option price for the fee simple as fixed by the Minister on the grounds that the price, as so determined, was too high to allow a reasonable living based on the average price of primary products during that period of ten years.

(2) On receipt of an application made under subregulation (1) of this regulation, the Minister may after such inquiry as he deems necessary and having regard to the reasonable market value of the holding, review the option price.

## TOWN PLANNING AND DEVELOPMENT ACT, 1928-1957.

City of Fremantle Town Planning Scheme.

T.P.B. 853/2/5/1, Vol. 4.

IT is hereby notified for public information in accordance with section 7 of the Town Planning and Development Act, 1928-1957, that the Hon. Minister for Town Planning approved the City of Fremantle Town Planning Scheme, as published hereunder, on the 20th day of June, 1958.

J. A. HEPBURN,  
Chairman, Town Planning Board.

## Town Planning and Development Act, 1928.

## CITY OF FREMANTLE TOWN PLANNING SCHEME REGULATION.

IN pursuance of the Town Planning and Development Act, 1928, the Mayor and Councillors of the City of Fremantle make the regulation following:—

## Part I.

1. This Regulation may be cited as "City of Fremantle Town Planning Scheme Number One Regulation."

2. This regulation is divided into Parts and Divisions as follows:—

Part I.—Preliminary and definitions.

Part II.—Zones.

Division 1.—Use of land in zones

Division 2.—Non-conforming use of land

Division 3.—Provisions as to certain zones.

Part III.—Reserved land.

Division 1.—Reservation of land and use thereof.

Division 2.—Reserved land not vested in a public authority.

Part IV.—Administration.

Part V.—General.

3. Application.—This Town Planning Scheme is primarily with reference to Zoning but also includes other matters authorised under the First Schedule to the Town Planning and Development Act, 1928.

4. Definitions.—

“Board” means the Town Planning Board under the Act.

“Building alignment” means a line inside an allotment of land at a specified distance from and parallel to—

- (a) the alignment of the street or streets abutting the land, or—
- (b) where there is a new building line, that new building line and not the former.

“Car park and taxi park” means a site or building used primarily for the parking of private cars or taxis, whether a public or private park, but not including parts of the public highway used for parking or a taxi rank.

“Central Area” means that part and Area of the City of Fremantle which is—

- (i) surrounded by a thick black line on the Zoning Plan, and—
- (ii) bounded by Howard Street, in an easterly direction commencing from the corner of Howard Street and Marine Terrace to the corner of Howard Street and South Terrace;

thence by South Terrace in a northerly direction until the corner of South Terrace and Alma Street;

thence by Alma Street in an easterly direction until the corner of Alma Street and Attfield Street;

thence by Attfield Street in a northerly direction until the corner of Attfield Street and Fothergill Street;

thence by Fothergill Street in an easterly direction until the corner of Fothergill Street and Hampton Road;

thence by Hampton Road in a northerly direction until the corner of Hampton Road and Knutsford Street;

thence by Knutsford Street in an easterly direction until the corner of Knutsford Street and Swanbourne Street;

thence by Swanbourne Street in a northerly direction until the corner of Swanbourne Street and High Street;

thence by East Street in a northerly direction to a point opposite East Street on the bank of the Swan River;

thence by the bank of the Swan River in a south-westerly direction until Victoria Quay;

thence by the outward limits of Victoria Quay until the bank of the Swan River;

thence by the Bank of the Swan River, the south Mole and the Indian Ocean in a south-easterly direction until a point opposite Howard Street is reached;

thence by a line from that point to the corner of Howard Street and Marine Terrace

“City of Fremantle” includes—

- (i) the district of the City of Fremantle as now gazetted;
- (ii) the Municipal Council of the City of Fremantle dependent on the context.

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

“District Area” means all that part of the City of Fremantle excluding the Central area.

“ Dwelling house ” means a building which is used primarily for living purposes and is a self contained unit other than a flat.

"Established building alignment" means a building alignment that has been pre-determined by the erection of premises prior to the promulgation of these Regulations.

"Extractive industry" includes the extraction of sand, gravel, clay, turf, soil, rock, stone or similar substances from the land, and when carried out on the same land or land adjacent thereto the treatment of such materials.

"General Industry" means any industry which is not a Light Industry or a Special Industry or an extractive industry.

"Home occupation" means an occupation carried on within a dwelling or the curtilage of a dwelling which—

- (a) does not cause injury to or prejudicially affect the amenity of the neighbourhood including (without limiting the generality of the foregoing) injury or prejudicial affection due to the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil, waste water, or waste products;
- (b) does not entail the employment of any person not a member of the occupier's family except in the case of horticulture and the professions;
- (c) does not occupy an area greater than 200 square feet except in the case of a medical practitioner, a dentist, or a masseur, or where used for horticulture, or a kindergarten; and
- (d) does not require the provision of any essential service main of a greater capacity than normally required in the residential zone in which it is located.

"Industry" means the carrying out of any process for or incidental to—

- (a) the making, altering, repairing, or ornamentation, painting, finishing, cleaning, packing or canning, or adapting for sale, or breaking up or demolition of any article or part of any article, and
- (b) the winning, processing and treatment of minerals, and
- (c) the generation of electricity or the production of gas, and
- (d) the manufacture of edible goods for human or animal consumption

being a process carried on in the course of trade or business for gain, other than operations connected with—

- (i) the carrying out of agriculture;
- (ii) site works on buildings, works or land; and
- (iii) in the case of the manufacture of goods referred to in sub-paragraph (d) above, the preparation on the premises of a shop for sale, and includes, when carried out on land upon which the process is carried out, and in connection with that process, the storage of goods, any work of administration or accounting, the sale of goods resulting from the process and the use of land for the amenity of persons engaged in the process.

"Key to zoning plan" means a Reference table attached to the Zoning Plan to indicate the meaning of each colour on the Zoning Plan. It is also known as the Key.

"Land" includes buildings and structures thereon.

"Light industry" means an industry, other than an extractive industry or a Special Industry, in which the processes carried on, the materials and machinery used, and the transportation of materials, goods and commodities to and from the premises will not cause injury to or prejudicially affect the amenity of the locality by reason of the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, waste water, waste products, grit, oil or otherwise.

"New building line" refers to any new building line established by City of Fremantle under Municipality of Fremantle Act, 1925 and Amendments.

"Residential flat" or "flat"—A separate tenement used for living purposes in a building containing two or more such tenements.

"Special industry" means an industry in which the Processes involved constitute a noxious trade as defined in this Scheme.

"The Act" means the Town Planning and Development Act, 1928 and all amendments from time to time.

"The City" means City of Fremantle.

"Zoning plan" means a plan of the City of Fremantle which plan has—

- (i) been divided into ZONES for various primary uses;
- (ii) such Zones denoted by different colours for different primary uses;
- (iii) been signed by the Mayor and Town Clerk of the City of Fremantle for identification and dated the 3rd day of June, 1958;
- (iv) been lodged by the City with the Board.

The Zoning Plan and this regulation shall be read in conjunction with each other and the Zoning plan shall form part of this regulation.

"Zoning Table" means a reference table referred to in Clause 11 hereof.

5. The responsible authority for carrying out the scheme contained in this Regulation is City of Fremantle.

6. The area to which the scheme is to apply is the Municipal District of the City of Fremantle as at present gazetted.

## Part II

### Zones

#### Division I.—Zoning.

7. City of Fremantle is divided into—

- (i) Central Area, and
- (ii) District Area.

"Central Area" and "District Area" are defined in Clause 4.

8. A zoning plan has been prepared for the City of Fremantle. This plan indicates—

- (i) by the use of colours, which are the zones in the City of Fremantle, and
- (ii) by the use of a broken black line which is the Central Area and which is the District Area.

9. Land in City of Fremantle is divided into eight (8) type of zones, and three (3) reservations. These types of zones and reservations are set out hereunder, together with the colours by which they are represented on the Zoning Plan and the Key.

Zone	Colour
1. Light Industrial Zone	Purple with black vertical stripes
2. General Industrial Zone	Purple
3. Residential Zone	Red-brown
4. Shopping Zone	Dark-blue
5. Showroom Zone	Dark blue with light blue border
6. Office Zone	Light blue
7. Warehouse Zone	Grey
8. Civic and Cultural Building Zone	Red

#### Reservations

1. Public open space	Dark green
2. Other open spaces not for general public	Light green
3. Car parks (C), public transport (P.T.) (with letters C or P.T. therein as the case may be)	White with red border

The above zones and reservations and their corresponding colours are shown in the key which is attached to the zoning plan.

10. (i) Certain uses of land in the City of Fremantle are controlled. These controlled uses are known as "Use Classes" and are classified as follows:—

- Use Class 1.—Residential flats.
- Use Class 2.—Dwelling houses.
- Use Class 3.—Boarding houses, hostels, lodging houses, unlicensed hotels, residential clubs.
- Use Class 4.—Home occupations, but always subject to an annual permit from the planning authority.
- Use Class 5.—Licensed hotels.
- Use Class 6.—Shops, department stores, restaurants, cafes, ticket offices, and bureaux, receiving offices, hairdressers, local post offices, amusements halls.
- Use Class 7.—Showrooms in connection with retail warehousing or offices and intended for the display of goods of a bulky character.
- Use Class 8.—Offices, banks, stock or produce exchanges.
- Use Class 9.—Public buildings and places of assembly, including churches, cinemas and theatres, Government and Local Government offices and buildings, non-residential clubs, colleges and institutions.
- Use Class 10.—Special places of assembly, including athletic or sports grounds with spectator provision, drive-in cinemas, racecourses, or trotting tracks, stadia, showgrounds, motels, caravan or camping grounds.
- Use Class 11.—Petrol filling stations.
- Use Class 12.—Motor service and repair stations.
- Use Class 13.—Car parks and taxi parks.
- Use Class 14.—Wholesale warehouses designed for the storage of goods and trans-action of business other than retail business.
- Use Class 15.—Storage warehouses and yards, including builders' or contractors' yards, furniture warehouses, grain silos, Government or Local Government depots and stores, transit warehouses.
- Use Class 16.—Light industry.
- Use Class 17.—General industry.
- Use Class 18.—Schools, residential colleges or universities.
- Use Class 19.—Hospitals, sanatoria, convalescent and nursing homes.
- Use Class 20.—Outdoor recreation, including public parks or gardens, foreshore reserves, playing fields, children's playgrounds, private open spaces which do not fall within other use classes.
- Use Class 21.—Professional chambers or professional offices.
- Use Class 22.—Liquid fuel depots.
- Use Class 23.—Other buildings and uses—
  - Airports.
  - Bus garages, stations, or tram depots.
  - Cemeteries.
  - Crematoria.
  - Major public utility installations (water, electricity, gas, sewerage, drainage).
  - Mental homes.
  - Prisons.
  - Refuse destructors and refuse disposal areas.
  - Wireless or television buildings or installations.
  - Zoological gardens.
- Use Class 24.—Buildings or uses of land for the purpose of agriculture or forestry or the keeping of livestock (including poultry).
- Use Class 25.—Extractive industry.
- Use Class 26.—Open air displays and premises for sale of motor vehicles or other goods and equipment, but always subject to an annual permit from the planning authority.
- Use Class 27.—Wholesale markets, but always subject to an annual permit from the planning authority.
- Use Class 28.—Special industries (noxious).

(Where a number appears in the first vertical column of the Zoning Table, this number indicates and represents the use class appearing opposite the number as above appears.)



ZONING TABLE

USE CLASS	A	B	C	D	F	F1	G	H	J	K	L	M	REMARKS
	CENTRAL SHOPPING	SHOWRMS	OFFICES	WAREHOUSE WHOLESALE	LIGHT INDUSTRY	CIVIC CULTURAL EDUCATIONAL	RESIDENTIAL	RESIDENTIAL	DISTRICT OR LOCAL SHOPPING	GENERAL INDUSTRY	WAREHOUSE STORAGE	LEGAL LIGHT INDUSTRY	
1	X	X	X	X	IP	IP	P	AA	IP	IP	IP	IP	
2	IP	AA	AA	X	IP	AA	P	IP	X	X	X	X	
3	AA	AA	AA	X	X	AA	AA	AA	X	X	X	X	
4	X	X	X	X	X	X	AA	AA	X	X	X	X	SUBJECT TO ANNUAL PERMIT
5	AA	AA	AA	AA	AA	AA	AA	AA	AA	AA	AA	AA	
6	P	IP	IP	IP	IP	IP	IP	AA	P	IP	IP	IP	TO PROVIDE CORNER SHOPS WHERE NECESSARY IN ZONE H.
7	AA	P	IP	IP	IP	X	X	X	AA	IP	IP	IP	
8	IP	IP	P	IP	IP	IP	IP	X	IP	IP	IP	IP	
9	AA	AA	AA	AA	AA	P	AA	AA	AA	AA	AA	AA	
10	X	X	X	X	X	AA	AA	AA	X	X	X	X	REQUIRES VERY SPECIAL SITING.
11	X	AA	AA	AA	X	AA	AA	AA	AA	AA	AA	AA	IN CENTRAL AREAS ONLY WITHIN CAR PARKS OR PARKING STATIONS.
12	X	X	X	AA	AA	X	X	X	AA	AA	AA	IP	
13	AA	AA	AA	AA	AA	AA	AA	AA	AA	AA	AA	AA	
14	X	X	X	P	IP	X	X	X	X	IP	IP	IP	
15	IP	IP	X	AA	IP	X	X	X	IP	IP	P	IP	
16	IP	X	X	IP	P	X	X	X	IP	AA	IP	P	
17	X	X	X	X	X	X	X	X	X	P	X	X	
18	X	X	X	X	X	AA	AA	AA	X	X	X	X	
19	X	X	X	X	X	AA	AA	AA	X	X	X	X	WHERE ILLUMINATION IS REQUIRED PLANNING AUTHORITY APPROVAL MUST BE OBTAINED.
20	PERMITTED IN ALL ZONES												
21	IP	IP	IP	IP	IP	IP	IP	IP	IP	IP	IP	IP	
22	X	X	X	X	X	X	X	X	X	AA	X	AA	REQUIRES SPECIAL SITING.
23	AA	AA	AA	AA	AA	AA	AA	AA	AA	AA	AA	AA	
24	X	X	X	X	X	X	X	AA	X	AA	X	AA	
25	X	X	X	X	X	X	X	AA	X	AA	X	AA	
26	X	AA	AA	AA	AA	X	X	X	AA	AA	AA	AA	SUBJECT TO ANNUAL PERMIT.
27	X	X	X	AA	AA	X	X	X	AA	AA	AA	AA	SUBJECT TO ANNUAL PERMIT.
28	X	X	X	X	X	X	X	X	X	X	X	X	

NOTE: CENTRAL AREA USES SHOWN BY HEAVY BLACK EDGING (ZONE F IS COMMON TO BOTH CENTRAL AREA AND THE DISTRICT)

P PREDOMINANT USE PERMITTED AS OF RIGHT

AA PERMITTED SUBJECT TO APPROVAL OF PLANNING AUTHORITY

IP PERMITTED SUBJECT TO APPROVAL AS INCIDENTAL TO PREDOMINANT USE.

X NOT PERMITTED.

IN ALL CASES, BUILDING DEVELOPMENT IS SUBJECT TO CONTROL OF DENSITY, SITING ETC.

2-4-58

(ii) City of Fremantle Town Planning Scheme Regulation is formulated to indicate in which zones—

- (a) land may be used for certain of these uses as of right because they are predominant uses (indicated in the Zoning Table thus—"P");
- (b) land may be used for certain of these uses subject to approval being obtained from City of Fremantle (indicated in the Zoning Table thus—"AA");
- (c) land may be used for certain of these uses subject to—
  - (i) such use being incidental to the predominant use of the land, and—
  - (ii) the City of Fremantle approving (indicated in the Zoning Table thus—"I.P.")
- (d) Land may not be used for certain of these uses (indicated in the Zoning Table thus—"X").

Where land may be used for certain use classes only with the approval of City of Fremantle, application shall be made as provided in Part IV hereof.

11. The table appearing in first Schedule hereto is the Zoning Table applicable to the City of Fremantle. This Zoning Table sets out—

- (i) all of the use classes itemised in Clause 10 (1) hereof by the use of numbers. Each number in the first vertical column of the Zoning Table represents the use class opposite the same number in Clause 10 (1) hereof;
- (ii) Zones in the central Division and in the Districts Division (top horizontal column of Zoning Table);

- (iii) which of the above use classes—
  - (a) can be availed of as of right because they are predominant uses (indicated thus—"P");
  - (b) cannot be availed of unless approval is obtained from City of Fremantle (indicated thus—"AA");
  - (c) Cannot be availed of unless—
    - (i) such use is incidental to the predominant use, and
    - (ii) City of Fremantle approves (indicated thus—"I.P.").
- (iv) which of the above use classes cannot be used under any circumstances (indicated thus—"X").

12. Subject to Division 2 of this Part—

- (i) land within each zone described in the top horizontal column of the Zoning Table may not be used for a controlled use (known as a use-class) except as authorised by the Zoning Table.
- (ii) no building shall in any zone be erected or altered and no building in any zone shall be used or adapted to be used for any purpose other than a purpose authorised by the zoning Table.

Division 2.—Non-conforming Use of Land.

13. (a) Subject to the provisions hereinafter appearing in this Division, and in Division 3 of this Part, where immediately before the commencing date hereof any land was lawfully used for any purpose which does not conform to the provisions of the planning scheme, such land and any adjoining land which on the commencing date hereof was in the same ownership may continue to be used or be used (as the case may be) for that purpose so long as any building or works comprised therein at such commencing date is not, save with the consent of the City of Fremantle, enlarged, rebuilt or extended. Consent to the enlargement rebuilding or extension of any such building or works may be refused if in the opinion of the City of Fremantle the use thereof as enlarged, rebuilt or extended is likely to cause injury to or prejudicially affect the amenity of the neighbourhood, including, without limiting the generality of the foregoing, injury or prejudicial affection due to the emission of noise, vibration, smell, fumes, smoke, vapour, steam, soot, ash, dust, grit, oil waste, water or waste products.

(b) For the purpose of this Clause, land shall be deemed to have been used immediately before the commencing date hereof—

- (i) in the case of unused land, for the purpose for which it was last used within twelve (12) months prior to such date;
- (ii) in the case of land upon which immediately before such date any building or works was lawfully being constructed, for the purpose for which such building or works was being constructed, and
- (iii) in the case of land in respect of which a contract for the construction of any building or works which could lawfully have been constructed was entered into prior to such date, and for which a building permit has been obtained (if required), for the purpose for which such building or works was to be constructed.

14. Should any land to which Clause 13 of the regulation applies be subdivided and sold in separate parcels, only such parcels of land upon which on the commencing date hereof there existed substantial buildings or works or upon which with the consent of the City of Fremantle any enlargement or extension or a building or works had been carried out may in pursuance of the said clause continue to be used for a purpose not conforming with the provisions of the planning scheme.

15. Should any land to which the provisions of Clause 13 of this regulation apply cease to be used for the purpose for which such land was used on the commencing date hereof and be not used for that purpose for a period of twelve (12) consecutive months, or should since such date any building or works comprised in such land be so damaged or destroyed that the cost of restoration or

replacement is greater than seventy-five per centum of the value of such building or works immediately prior to the damage to or destruction thereof, such land shall be used only in conformity with the provisions of the planning scheme.

Division 3.—Provisions as to Certain Zones.

16. (a) No person shall stack or place any fuel or raw materials or products or by-products or waste of manufacture in a light industrial general industrial or warehouse zone nearer to a road or street than the alignment of the building.

(b) No person shall in a light industrial, general industrial or warehouse zone use the land between the alignment of the building and the street alignment for any purpose other than for a means of access for parking of vehicles for loading, or for unloading vehicles or for lawns or gardens or with the special approval of the Council for trade display.

Building Alignments.

17. (a) The building alignment for building in certain zones is fixed and established as follows:—

- (i) Residential Zone: For land in a residential zone, 25 feet from the alignment of the front road or street on which such land abuts or where a new building line has been established for such front road or street, then 25 feet from such new building line.
- (ii) District Shopping Zone: For the land in a district shopping zone where required by the Council, 15 feet from the alignment of the front road or street on which such land abuts or where a new building line has been established for such front road or street, then 15 feet from such new building line.
- (iii) Light Industrial and General Industrial: For land in light industrial or General Industrial Zones, 25 feet from the alignment of the front road or street on which such land abuts or where a new building line has been established for such front road or street then 25 feet from such new building line.
- (iv) Where land abuts on more than one road or street then the Council shall nominate which is the front road or street and the other road(s) or street(s) shall be side street(s).
- (v) In the case of side road(s) or street(s) the building alignment shall be—

Residential: Not less than three (3) feet from the alignment of the side road or street or new building line if established for that side road or street.

District Shopping: On or behind the alignment of the side road or street or new building line if established for that side road or street.

Light Industrial and General Industrial: Where required by the Council ten (10) feet from the alignment of the side road or street or new building line if established for that side road or street.

(b) No person shall erect or cause or permit to be erected any building so that any portion of the building is erected closer to any road or street than the building alignment as above determined.

(c) Provided that this clause may be varied by the Council in its discretion as follows:—

- (i) In streets where there is an established building line, premises may with the consent of the Council, be erected at a distance less than 25 feet from the street alignment.
- (ii) The Council may permit the erection of car ports (i.e., structures consisting of a roof and supports only, but with no wall sheeting of any kind) in front of a building alignment, in cases where there is insufficient space to enable the erection of such a structure behind the alignment prescribed.
- (iii) In cases where an area is re-zoned and/or the use and purpose of an existing building is permitted to be changed, its position in relation to the building alignment shall not in itself prevent a permit being granted for the necessary structural alterations.

18. Facades.—No person shall erect or cause to be erected a building in a light industrial, general industrial, warehousing or shopping zone unless the facade of the building and the foundations and footing to the height of 2 feet 6 inches be constructed of brick, stone or concrete to a design to be approved by the Council.

19. (a) The following shall be deemed to be noxious trades for the purpose of this regulation:—

- (1) Abattoirs and slaughter-houses.
- (2) Bone mills and bone manure depots.
- (3) Chemical works and dye works.
- (4) Fellmongers, tanners and wool scouring works.
- (5) Flock factories.
- (6) Glue factories.
- (7) Manure works.
- (8) Piggeries.
- (9) Places for storing, drying and processing bones, hides, hoofs or skins.
- (10) Soap and candle works or factories.
- (11) Tripe boiling establishments.
- (12) Fat rendering, gut cleaning, gut scraping, gut drying, and gut spinning works, except work of this description which may be carried out as an accessory and in fact in conjunction with butchers' shops or small goods factories.
- (13) Works for boiling down meat, blood, bone, or offal.
- (14) Manufacture and storage of explosives.
- (15) Petroleum refining.
- (16) Sugar refining.
- (17) Acetylene gas manufacture.
- (18) Celluloid manufacture.
- (19) Detonating and explosive powder manufacture.
- (20) Manufacture of substances liable to a sudden explosion, inflammation or ignition.
- (21) Manufacture of turpentine, vitriol, naphtha, varnish, fireworks and oil cloths and any other manufactures liable by reason of the nature or quantity of the materials employed therein to cause sudden fire or explosion.

(b) No noxious trade shall be established in the City of Fremantle after this regulation comes into force.

### Part III.

#### Reserved Land.

##### Division I.—Reservation of Land and Use Thereof.

20. Land which is described and marked on the Zone Plan in the manner set forth in column 1 of the table to this clause is reserved for the purpose or purposes set forth opposite thereto in column 2 of the said table.

Table to Clause 20.

Column 1.	Column 2.
1. Dark green.	1. Public open spaces.
2. Light green.	2. Open spaces not for general public.
3. White with red border and letter "C."	3. Car parks.
4. White with red border and letters "P.T."	4. Public transport.

21. Reserved land may be used—

- (a) for the purpose for which it was used immediately before the commencing date hereof, or
- (b) for such other purpose to which the City of Fremantle having regard to the purpose for which the land is reserved pursuant to clause 20 hereof, may consent, or

- (c) where such land is vested in the public authority, for any purpose for which such land can lawfully be used by the authority, or
  - (d) for the purpose for which the land is reserved pursuant to clause 20 hereof
- and for no other purpose.

Division 2.—Reservations Not Vested in City of Fremantle.

22. This division shall not apply to land which is or becomes vested in City of Fremantle.

23. Land which is reserved under this part—

- (a) may be acquired at any time by the City of Fremantle, and
- (b) shall be acquired by the City of Fremantle if pursuant to clause 26 hereof it is required so to do.

24. (a) No building or works on the reserved land shall be demolished and no trees shall be removed therefrom without the consent of the City of Fremantle, nor shall any such building works or trees be in any way damaged.

(b) Reserved land shall in no way be spoiled or wasted so as to destroy affect or impair its usefulness for the purpose or purposes for which it is reserved.

25. (a) Save with the consent of the City of Fremantle, no building or works other than a boundary fence existing on reserved land shall be altered, extended, or enlarged, and no new building or works other than a boundary fence shall be erected or constructed thereon.

(b) In granting consent under this clause, the City of Fremantle may impose conditions as to the extent to which and the materials in which any alteration, extension or enlargement of an existing building or works is to be carried out and as to the siting dimensions design and materials to be used in the erection or construction of any new building or works, and as to the demolition removal or alteration of any building or works in respect of which such consent is given.

26. In the event of the City of Fremantle—

- (a) not consenting to the use of reserved land for any purpose for which any adjacent land could in conformity with the planning scheme be used, or
- (b) refusing to consent to the alteration extension or enlargement of any building or works on any reserved land or to the erection or construction of any new building or works thereon, or
- (c) when granting consent to the alteration extension or enlargement of any building or works on any reserved land or to the erection or construction of any new building or works thereon imposing conditions which are unacceptable to the person applying for such consent,

the owner of such reserved land may require the City of Fremantle to acquire such land and the City of Fremantle shall within ninety (90) days of the receipt of such requisition take all steps necessary for the acquisition of the land in accordance with the provisions of the Act.

27. The City of Fremantle may deal with or dispose of any land which has been acquired by it pursuant to this Part in accordance with the Act and in conformity with the provisions of the planning scheme.

Part IV.

Administration.

28. (1) Any application for the consent of the City of Fremantle under the provisions of this regulation shall be made in writing to the City of Fremantle and shall—

- (a) describe both by reference to the particulars of title and by plan, the land in respect of which the application is made;
- (b) state the interest of the applicant in the said land

- (c) state the purpose for which the said land is used at the date of the application;
- (d) describe the matter, in respect of which the consent is sought;
- (e) if the applicant be not the owner of the said land, be accompanied by the written approval of such owner;
- (f) if for consent to the erection carrying out enlargement rebuilding or extension of any building or works, be accompanied by two copies of such plans and specifications as may be necessary to enable the City of Fremantle to deal with the application.

(2) The City of Fremantle may require and the applicant shall furnish such further information as the City of Fremantle may consider necessary in order that it may deal with the application.

(3) Within sixty days of the receipt of the application or within sixty days of the receipt of such further information as it may have required (whichever be the later) the City of Fremantle shall notify the applicant in writing of its decision.

(4) Where an application for such consent is refused or is granted subject to any condition or conditions, the City of Fremantle shall, if required in writing, by the applicant, give to such applicant, the reason or reasons for its decision.

29. Every consent given pursuant to this regulation by the City of Fremantle shall, unless extended by the City of Fremantle, lapse at the expiration of six (6) months from the date upon which such consent is given if—

- (a) where consent is given for land to be used for a specified purpose, such use has not commenced, or
- (b) where consent is for the erection carrying out enlargement rebuilding or extension of any building or works, such erection carrying out enlargement rebuilding or extension (as the case may be) has not been commenced.

30. The City of Fremantle by its inspector, surveyor or other duly authorised person or persons may at all reasonable times in the day time, after twenty-four (24) hours' notice in writing has been given to the occupier of any land or if no person shall be in actual occupation thereof to the owner of any land, enter upon such land for the purposes of inspecting any building or works comprised therein or of executing any works which the City of Fremantle is authorised to execute.

31. (1) Before exercising any of the powers conferred by Section 10 of the Town Planning and Development Act 1928 and Amendments, the City of Fremantle shall give to the owner of any land comprised in the planning scheme twenty-eight (28) days' written notice specifying the building road or other works which has been commenced or continued after publication in the *Government Gazette* of notice of consent to the scheme and which is such as to contravene the scheme or in the erection or carrying out of which any provision of the scheme has not been complied with.

(2) Any expense incurred by the City of Fremantle under the said section 10 may be recovered from the person in default as a debt in any Court of competent jurisdiction.

32. (1) Any notice for enforcing the planning scheme in respect of any land and any notice hereunder shall be addressed to the owner or to the occupier (as the circumstances shall require) of such land and shall be given or served—

- (a) by delivering it to such owner or occupier or if such owner or occupier be a company to the manager or secretary thereof, or
- (b) by leaving it at the last-known place of abode or business of such owner or occupier or if such owner or occupier be a company at the registered office or place of business thereof, or
- (c) by sending it by prepaid post to the last-known place of abode of such owner or occupier or if such owner or occupier be a company to the registered office thereof, or
- (d) if such owner or occupier and the place of abode or business of such owner or occupier is not known to the responsible authority, by posting such notice on some conspicuous part of the land

(2) Any such notice may be addressed by the description of "the owner" or "the occupier" of the land (describing it) in respect of which the notice is given without further name or description.

33. Any person—

- (i) whose land or property is injuriously affected by the making of this Town Planning scheme, and
  - (ii) who is desirous of claiming compensation in respect thereof
- shall (subject to the exception hereinafter set out) make his claim within twelve (12) months from the date when notice of approval of this scheme is published. Subject to the said exception no claim shall be entertained unless made within this period, but shall be barred.

Exception.—In the case of a claim being made under Clause 13 (a) hereof because the City's consent to the enlargement rebuilding or extension of a building or works has been refused the following rules shall apply:—

- (i) The claimant shall make his claim within six (6) months after the claimant has been notified the City's consent has been refused;
- (ii) No claim shall be entertained unless made within this period but shall be barred.

34. Where any use class is permitted under these regulations subject to an annual permit from the planning authority, an application shall be made annually by the owner or occupier as required by the planning authority.

#### Part V

##### General

35. The operation of any by-law or regulation of any public or local authority which is in force in the City of Fremantle on the commencing date hereof is hereby suspended so far as any such by-law or regulation is inconsistent with the Zoning Plan.

36. Any planning scheme in respect of any area of land within the City of Fremantle which is in force on the commencing date hereof to the extent to which such planning scheme is inconsistent with the planning scheme constituted by this regulation and the Zoning Plan is hereby revoked.

37. No building of any class shall be erected unless means of access be provided for the removal of rubbish and servicing to every separate tenement and/or shop within the building. Such means of servicing shall be provided in such a manner that every separate tenement or shop can be serviced without passing through the front entrance thereof or through any other shop or tenement.

38. There—

- (a) shall only be one dwelling house on any lot or sub-divisional lot, and
- (b) shall be no building for living purposes erected on any lot or sub-divisional lot on which is erected a dwelling house,
- (c) shall not be erected a dwelling house on any lot or sub-divisional lot on which is already erected a building used for living purposes.

39. This regulation requires applications to be made in certain cases which for convenience are summarised hereunder as follows:—

- (i) For the use of all vacant land.
- (ii) For alterations of use and purpose both of conforming and non-conforming uses.
- (iii) For establishment of trade displays.
- (iv) For annual permits for home occupation; used car and equipment sale yards; wholesale markets.
- (v) For alterations to use of reserved land, removal and/or alterations to buildings, removal of timber.
- (vi) For installation of illumination for outdoor recreation purposes.

No special form of application is required except that each application shall contain the information required by clause 28 hereof.

Passed this 17th day of March, 1958,

THE Common Seal of the City of Fremantle was hereto affixed this 30th day of May, 1958, pursuant to a resolution passed the 17th day of March, 1958, in the presence of—

[L.S.]

W. FRED SAMSON,  
Mayor.  
N. J. C. McCOMBE,  
Town Clerk.

Recommended for approval by the Town Planning Board.

J. A. HEPBURN,  
Chairman.

Dated 20th June, 1958.

Approved—

G. W. FRASER,  
Minister for Town Planning.

Dated 20th June, 1958.

#### COUNTRY AREAS WATER SUPPLY ACT, 1954-1957.

Water Supply, Sewerage and Drainage Department,  
Perth, 2nd July, 1958.

HIS Excellency the Governor in Executive Council has been pleased to approve of the by-laws made by the Minister for Water Supply, Sewerage and Drainage under and for the purposes of the Country Areas Water Supply Act, 1947-1957, as set out in the Schedule hereunder.

(Sgd.) G. COCK,  
Acting Under Secretary for Works and Water Supply.

#### Schedule.

#### By-Laws.

1. In these by-laws the by-laws made by the Minister for Water Supply, Sewerage and Drainage under and for the purposes of the Country Areas Water Supply Act, 1947-1957, and published in the *Government Gazette* on the 20th June, 1957, and amended from time to time thereafter, are referred to as the principal by-laws.

2. By-law 101 of the principal by-laws is amended by substituting for the words "not exceeding" in line four the word, "of."

(Sgd.) A. HAWKE,  
for Minister for Water Supply,  
Sewerage and Drainage.

#### MUNICIPAL CORPORATIONS ACT, 1906-1956.

The City of Perth.

Signs, Hoardings and Bill-Posting.

By-law No. 40.

L.G. 10/58.

A By-law of the City of Perth made under section 180 of the Municipal Corporations Act, 1906-1956, and numbered 40 for regulating signs, hoardings and bill-posting.



IN pursuance of the powers conferred by the said Act the Lord Mayor and Councillors of the City of Perth order as follows:—

Part I.—Repeal and Interpretation.

1. By-law No. 40 published in the *Government Gazette* on the 28th July, 1933, and subsequently amended is hereby repealed.

Interpretation.

2. In this by-law, unless the context otherwise requires—
  - “Council” means the Council of the City of Perth;
  - “illuminated sign” means a sign which is so arranged as to be capable of being lighted from within or from without by artificial light if the light is provided solely or mainly for the purpose of lighting such sign;
  - “Pylon sign” means a sign supported on one or more piers or columns but not attached to a building;
  - “sign” includes signboard and clock, but not a clock which is built into a wall and which does not project beyond the face of such wall;
  - “street” includes footway and roadway;
  - “Surveyor” means the Building Surveyor or Acting Building Surveyor of the City of Perth;
  - “verandah” means a verandah projecting over a street and includes balcony.

Part II.—Signs.

Division 1.—General.

Unauthorised Signs.

3. No person shall erect or maintain and no owner or occupier of premises shall permit to remain on such premises any sign over or near any street without a written licence issued by the Council under this by-law, provided that no licence shall be required in respect of any sign which is erected or maintained pursuant to any statutory requirement and provided further that the provisions of this by-law shall be read as subject to any such statutory requirement.

Fixing of Signs.

4. Every sign shall to the satisfaction of the Surveyor be securely fixed to the structure by which it is supported, and safely maintained.

Glass in Signs.

5. No glass shall be used in any sign other than an illuminated sign.

Inflammable Material.

6. No paper, cardboard, cloth or other inflammable material shall form part of or be attached to any sign, provided that this clause shall not apply to posters securely fixed to a sign-board.

Signs to be kept Clean.

7. Every sign shall be kept clean and free from unsightly matter.

Illuminated Signs.

8. Every illuminated sign shall comply with the following provisions:—

- (a) Except for the insulation of electric wires the sign and any boxing or casing enclosing it shall be constructed entirely of non-inflammable material.
- (b) If glass is used in an illuminated sign it shall be so protected that in the event of breakage (except in the case of fluorescent tubing) no part of such glass can fall on any public place.

- (c) The electrical installation shall be constructed and maintained to the satisfaction of the State Electricity Commission and in accordance with the standard required by the Fire Underwriters Association of Western Australia.
- (d) The sign shall be maintained to operate as an illuminated sign.
- (e) The light from the sign shall not be sufficiently intense to cause annoyance to the public.
- (f) Except in the case of a roof sign the sign shall be descriptive only of one or more of the following:—
  - (i) The name of one or more of the occupiers of the premises to which the sign is attached;
  - (ii) the business or businesses carried on on such premises;
  - (iii) things sold on such premises.

Certain Signs Prohibited.

9. No sign shall be erected or maintained—
- (a) so as to obstruct a view from a street or public place of traffic in the same or any other street or public place, or which is likely to be confused with or mistaken for a traffic light or traffic sign;
  - (b) over St. George's Terrace, provided that this shall not apply to a semaphore sign;
  - (c) on any ornamental tower, spire, dome or similar architectural decoration, or on any lift machinery room, bulkhead over stairs or other similar superstructure over the main roof of a building, unless with the special approval of the Council.

Division 2.—Particular Signs.

Signs above Verandah Fascias.

10. Signs comprising free standing lettering only may be erected above the outer fascia of a verandah parallel to the kerb provided that such lettering shall have a standard height of 15 inches mounted on a 3 inch base.

Signs on Verandah Fascias.

11. A sign fixed to the outer or return fascia of a verandah—
- (a) shall be of a maximum depth of 2 feet;
  - (b) shall not project beyond the outer metal frame or surround of the fascia;
  - (c) in the case of an illuminated sign, shall not be a flashing sign, provided that a changing colour sign shall not be deemed a flashing sign.

Signs under Verandahs.

12. A sign under a verandah—
- (a) shall have a minimum headway of 9 feet.
  - (b) shall not exceed 8 feet in length, 14 inches in depth and 12 inches in width.
  - (c) shall not exceed 15 pounds in weight per lineal foot.
  - (d) shall not be within 3 feet from the side wall of the building in front of which it is erected, measured along the front of such building;
  - (e) shall not be within 6 feet of another sign under the verandah;
  - (f) shall be fixed at right angles to the front wall of the building in front of which it is erected provided that on a corner of a building at a street intersection the sign may be placed at an angle with the wall so as to be visible from both streets;

- (g) shall bear at its outer end its licence number in figures clearly legible from the footway.

Horizontal Signs.

- 13. (1) A horizontal sign—
  - (a) shall have a minimum headway of 9 feet;
  - (b) shall be fixed parallel to the wall of the building to which it is attached and with no intervening space between the bottom of the sign and the wall;
  - (c) shall as to depth conform to the following scale:—

Minimum Distance of Sign above Street.	Maximum Depth of Sign. ft. in.
Less than 25 ft. ....	2 0
25 ft. to 30 ft. ....	2 6
More than 30 ft. ....	3 0

Provided that the Council may permit an increase of not more than 50 per cent. of the above depths in any part or parts of a sign to permit the inclusion therein of a motif or capital letter.

- (d) shall not project more than 2 feet from the wall to which it is attached;
  - (e) shall not be within 2 feet of either end of the wall to which it is attached unless the end of the sign abuts against a brick, stone or cement corbel, pier or pilaster which is at least 9 inches wide and projects at least 1 inch in front of and 3 inches above and below the sign.
- (2) There shall be not more than one line of horizontal signs on each storey of a building facing any one street.
- (3) The name of the building, owner or occupier may be placed on the facade of a building, provided that—
- (a) only one such name shall be placed on any facade;
  - (b) the letters of such name shall not exceed 4 feet in depth;
  - (c) the letters shall be of metal or other non-inflammable material;
  - (d) the letters may be lit or illuminated, subject to all such illuminated lettering being specially approved by the Council.

Vertical Signs.

- 14. A vertical sign—
  - (a) shall have a minimum headway of 10 feet;
  - (b) shall project not more than 3 feet from the face of the building to which it is attached, provided that in the case of a sign fixed to the face of a building set back behind the face of the adjoining building, then if the latter building is within 10 feet of the former building the sign may project an additional distance not exceeding 2 feet or the distance which the adjoining building projects beyond the building to which the sign is fixed whichever is the lesser;
  - (c) shall not be within 6 feet of either end of the wall to which it is attached provided that approval may be granted for such signs to be fixed at a lesser distance when the building is set back from the boundary or abuts on an intersecting street or right-of-way;
  - (d) shall not project more than 8 feet above the top of the wall to which it is attached, nor more than 5 feet back from the face of such wall;
  - (e) shall be at least twice as high as it is wide;
  - (f) shall not be within 12 feet of another vertical sign on the same building;

- (g) on a corner of a building at a street intersection may be placed at an angle with the walls so as to be visible from both streets.

Semaphore Signs.

- 15. (1) A semaphore sign—
  - (a) shall have a minimum headway of 9 feet;
  - (b) shall be fixed at right angles to the wall to which it is attached;
  - (c) shall not project more than 3 feet from such wall nor be of a greater height at any point than 3 feet 6 inches;
  - (d) shall be fixed over or adjacent to the entrance to a building;
  - (e) shall not be fixed over or under a verandah.
- (2) Not more than one semaphore sign shall be fixed over or adjacent to any one entrance to a building.

Direction Signs on Street Poles.

- 16. A direction sign attached to a pole in a street shall not exceed 6 inches in depth or 2 feet 6 inches in length.

Roof Signs.

- 17. A sign on a roof of a building—
  - (a) shall at no part be within 15 feet from the ground;
  - (b) shall not extend laterally beyond the external walls of the building;
  - (c) shall, as regards height above ground and height of sign comply with the following table:—

Height of Main Building above Ground Level at Point where Sign is to be Erected.	Maximum Height of Sign.
15 ft. to 20 ft.	ft. 6
20 ft. to 40 ft.	10
40 ft. to 60 ft.	15
60 ft. upwards	20

- (d) shall at no part be more than 150 feet above the ground.

Pylon Sign.

- 18. (1) A pylon sign—
  - (a) shall have no part thereof less than 9 feet or more than 20 feet above the level of the ground immediately thereunder;
  - (b) shall not exceed 8 feet 6 inches measured in any direction across the face of the sign or have a greater superficial area than 43 square feet;
  - (c) shall not project more than 3 feet over any street;
  - (d) shall be supported on one or more piers or columns of brick, stone, concrete or steel of sufficient size and strength to support the sign under all conditions;
  - (e) shall not as to any part thereof project over any street at a height of less than 9 feet.
- (2) Where a pylon sign is supported on two or more piers or columns the space between the piers or columns shall not be wholly or partly filled in with any material.

Clocks.

- 19. A clock—
  - (a) if under a verandah shall have its centre coinciding with the centre line of the footway thereunder;

(b) shall as regards size comply with the following table:—

Height of Bottom of Clock above Footway.	Maximum Diameter of Width of Clock Face and Depth of Clock including Lettering. ft. in.
9 ft. to 12 ft. ....	1 6
12 ft. to 20 ft. ....	2 6
20 ft. to 40 ft. ....	3 6
40 ft. and over ....	5 0

(c) shall be fixed either parallel with or at right angles to the wall to which it is attached;

(d) shall project from the wall to which it is attached—  
(i) if parallel to the wall, not more than one foot;  
(ii) if at right angles to the wall, not more than 6 feet;

(e) shall have a minimum headway of 9 feet;

(f) shall be maintained so as to show the correct time;

(g) shall be illuminated from sunset to midnight;

(h) shall not be permitted to strike between midnight and seven o'clock in the morning.

### Part 3.—Hoardings.

#### New Hoardings Prohibited.

20. No new hoarding shall hereafter be erected within the City of Perth.

#### Unauthorised Hoardings.

21. No person shall maintain and no owner or occupier of premises shall permit to remain on such premises any hoarding without a written license issued by the Council under this by-law, and no such license shall be issued for a hoarding other than the hoardings described in the First Schedule hereto.

#### No Increase in Size of Hoarding.

22. No alteration shall be made to a hoarding increasing the length, height or width, thereof.

#### Name of Licensee to be Shown.

23. The name of the licensee shall always be conspicuously shown on the front of a hoarding.

#### Unsignificance.

24. If any paper, cloth or other material affixed to a hoarding becomes detached, dilapidated or otherwise unsightly it shall be forthwith removed by the licensee.

#### Objectionableness.

25. Upon written notice so to do the licensee or the occupier of premises on which a hoarding is erected shall forthwith remove from the hoarding or obliterate anything attached to or painted on the hoarding which in the opinion of the Council is objectionable.

Part 4.—Bill-posting, etc.

26. (1) Subject to subclause (2) of this clause no person shall post any bill, or paint, stencil, place or affix, any advertisement on any street or on any building, structure, fence, wall, hoarding, sign or post in or abutting on any street.

(2) This clause shall not apply to—

- (a) signs and hoardings for which a license is in force under this by-law;
- (b) advertisements affixed to or painted on a shop window by the occupier thereof and relating to the business carried on there;
- (c) the name and occupation of any occupier of business premises painted on a window of such premises.

Part 5.—Licenses.

Objectionable Signs and Hoardings.

27. Notwithstanding that a sign or hoarding would otherwise comply with the provisions of this by-law the Council may refuse a license therefor if such sign or hoarding would be injurious to the amenity or natural beauty of the area.

License to be Subject to By-law.

28. Every license shall be granted and shall subsist only subject to the provisions of this by-law.

Revocation of License.

29. If any thing for which a license is issued under this by-law ceases to comply with the provisions of this by-law or if the licensee commits any breach of this by-law the Council may by written notice to the licensee revoke such license.

License to be Produced.

30. A licensee shall on demand by an officer of the Council produce his license for inspection.

Unauthorised Alteration to avoid License.

31. If any thing for which a license is issued under this by-law is altered in its size, appearance, construction or fixing without the written permission of the Surveyor such license shall forthwith become void.

Applications for Licenses.

32. (1) An application for a license under this by-law shall be in such one of the forms in the Second Schedule to this by-law as may be applicable.

(2) An application for the first issue of a license under this by-law in respect of—

- (a) an illuminated sign;
- (b) a pylon sign;
- (c) a clock;

shall be accompanied by a plan drawn to a scale of not less than one quarter inch to a foot showing the position, design and method of construction of the thing in question.

(3) An application for the first issue of a license under this by-law in respect of a roof sign shall be accompanied by a certificate from an architect or structural engineer that the building upon which it is proposed to erect the sign is in all respects strong enough to support the sign in all conditions and that the design of the sign is itself structurally sound.

(4) The applicant for a license shall give in writing such further particulars as may be required by the Surveyor.

#### Licenses.

33. (1) Licenses under this by-law shall remain valid only until the 31st October next following the issue thereof.

(2) Such licenses shall be in such one of the forms in the Third Schedule to this by-law as may be applicable.

#### Fees.

34. (1) The fees prescribed in the Fourth Schedule hereto shall be paid to the Council on the first issue of a license under this by-law in respect of the things therein mentioned. Provided that if a license therefor was issued under the by-law hereby repealed no further fee shall be charged in respect thereof.

(2) The prescribed fee shall be paid to the Council before a license is issued.

#### Special Permits.

35. (1) Notwithstanding anything contained in this by-law the Council may by written permit under the hand of the Surveyor allow the display of advertisements at theatres and other places of public entertainment or advertisements of meetings or other matters of public importance upon such terms and for such period as the Council shall in each case decide.

(2) The Council may revoke any such permit at any time without assigning any reason therefor.

(3) Immediately upon the expiration or revocation of such a permit the person to whom it was issued shall remove the advertisement to which it relates.

#### Part 6.—General.

##### No Obstruction to Doors, etc.

36. No sign shall be so erected as to obstruct access to or from any door, fire escape or window, other than a window designed for the display of goods.

##### Penalty.

37. Any person who contravenes any provision of this by-law shall be liable to a penalty not exceeding £20.

##### License Number.

38. Every advertising device shall bear on its face in figures legible from the nearest road or way the number of the license under which it is erected or displayed.

First Schedule.  
ADVERTISING HOARDINGS.

## Clause 21.

City and Suburban Billposting Company.  
Advertising Hoardings, 1956-1957.

Lot No.	Locality.	Size.	No.
E.9/10	Hay Street, near Barnetts	84 ft. x 10 in.	(1)
9/12, S60½	Newcastle Street, near Tandy Street	24 ft. x 10 in.	(5)
N136	Beaufort Street, near Lincoln Street	90 ft. x 10 in.	(1)
		54 ft. x 10 in.	(1)
12/15	Bulwer Street, near William Street	36 ft. x 10 in.	(1)
112		24 ft. x 12 in.	(1)
		9 ft. x 6 in.	(1)
		30 ft. x 10 in.	(1)
H39	Hay Street, near Harvest Terrace	24 ft. x 10 in.	(2)
	Next to Windsor Court	25 ft. x 10 in.	(2)
4, Y235	Fitzgerald Street, near Bulwer Street	36 ft. x 10 in.	(1)
Pt. W88	Lord Street, cnr. Parry Street	96 ft. x 15 in.	(1)
Lot 10	Canning Highway	30 ft. x 12 in.	(2)
Lot 13, Loc. 36	Great Eastern Highway, near Leigh Street	36 ft. x 10 in.	(1)
		24 ft. x 10 in.	(2)
Lot 13, Loc. 36	Great Eastern Highway, near Twickenham Street	48 ft. x 10 in.	(1)
		30 ft. x 10 in.	(1)
		36 ft. x 10 in.	(1)
Pt. 65/67	Great Eastern Highway, opposite Emu Brewery bulk store	24 ft. x 10 in.	(2)
Loc. 36		30 ft. x 10 in.	(1)
Pt. E23/24	Hay Street, opposite Wiggs	36 ft. x 15 in.	(1)
		10 ft. x 12 in.	(1)
		24 ft. x 10 in.	(3)
124, 124a	Albany Highway, cnr. Boundary Road		
Loc. 2			
13, Swan	Great Eastern Highway, near Asquith Street	24 ft. x 10 in.	(2)
Loc. 36			
13, Swan	Great Eastern Highway, near Enfield Street	30 ft. x 10 in.	(4)
Loc. 36			
6, H36	Hay Street, next to Windsor Court, next to Infant Health Clinic	20 ft. x 10 in.	(1)
		20 ft. x 10 in.	(1)
		9 ft. x 10 in.	(1)

## Second Schedule.

## APPLICATIONS FOR LICENSES.

## Clause 32.

## (a) Signs.

## City of Perth.

No. \_\_\_\_\_ Date \_\_\_\_\_ 19 .

I hereby apply for a license for a sign/illuminated sign/roof sign/pylon sign/semaphore sign/direction sign/clock (to be) erected on the premises known as No.

for the period ending on the 31st October next, subject to the by-laws of the City of Perth.

Full name and address of applicant.

Exact position of sign.

Dimensions of sign.

Materials and construction of sign and supports.

Inscription or device on sign.

Signature of applicant.



## (b) Hoardings.

City of Perth.

No. \_\_\_\_\_ Date \_\_\_\_\_ 19 .

I hereby apply for a license for a hoarding erected on  
situate in \_\_\_\_\_  
for the period ending on the 31st October next, subject to the by-laws  
of the City of Perth.

Full name and address of applicant.

Exact position of hoarding.

Dimensions thereof.

Materials and construction thereof.

Signature of applicant.

## Third Schedule.

## LICENSESES.

Clause 33.

City of Perth.

No. \_\_\_\_\_ Date \_\_\_\_\_ 19 .

This license is granted to \_\_\_\_\_  
of \_\_\_\_\_ in respect of a  
\_\_\_\_\_ on premises known as No. \_\_\_\_\_  
in accordance with Application No. \_\_\_\_\_  
and subject to the by-laws of the City of Perth.  
This license expires on the 31st October, 19 \_\_\_\_\_  
City Building Surveyor.

## Fourth Schedule.

## FEES.

Clause 34.

	£	s.	d.
1. A pylon sign	2	0	0
2. An illuminated sign—			
(a) On a roof—6d. per square foot with a mini- mum of £4.			
(b) Under a verandah	1	0	0
(c) Any other	2	0	0
3. A sign other than a pylon sign or an illuminated sign—			
(a) On the fascia of a verandah		5	0
(b) Any other	1	0	0

Passed by the Council of the City of Perth at the ordinary meeting  
of the Council held on the 28th day of January, 1958.

H. R. HOWARD,  
Lord Mayor.

W. A. McI. GREEN,  
Town Clerk.

Recommended—

(Sgd.) A. M. MOIR,  
for Minister for Local Government.

Approved by His Excellency the Governor in Executive Council,  
this 2nd day of July, 1958.

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

## ROAD DISTRICTS ACT, 1919-1956.

Dalwallinu Road Board.  
Employees' Retiring Age.

L.G. 102/57.

The Dalwallinu Road Board, under and by virtue of the powers conferred on it in that behalf by the Road Districts Act, 1919-1956, and all other powers enabling it, doth hereby make and publish the following by-laws.

THE by-laws of the Dalwallinu Road Board passed at a meeting of the Board on the 13th day of November, 1937, and published in the *Government Gazette* of 25th February, 1938, and amended in the *Government Gazette* on 11th day of December, 1953, are hereby amended by the insertion after by-law 5 thereof of the following by-laws:—

5A. The retiring age for male employees of the Board is the age of 65 years.

5B. The retiring age for female employees of the Board is the age of 60 years.

5C. Upon an employee of the Board attaining the retiring age his or her employment shall thereupon and without further notice be terminated and all superannuation or other benefits to which he or she is entitled shall be paid.

5D. The Board may in its discretion re-employ an employee who has reached the retiring age if—

- (a) the employee makes application for re-employment;
- (b) a suitable vacancy exists;
- (c) the employee is examined by a doctor nominated by the Board and is certified by the doctor to be fit to carry on employment with the Board.

5E. The re-employment of an employee who has reached the retiring age shall be deemed to be upon the condition that the employment continues only so long as the employee is medically fit to carry out his or her duties as an employee of the Board and on the condition that the employee will be medically examined by a doctor nominated by the Board whenever required to do so by the Board, and in any event, at intervals of not more than two years. Nothing in this by-law shall be construed to restrict the right of the Board to terminate the employee's employment.

5F. The re-employment of an employee who has reached the retiring age shall be deemed to be a new employment and not a continuation of his or her previous employment.

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Passed at a meeting of the Dalwallinu Road Board held on the 17th day of February, 1958.

W. E. OWENS,  
Chairman.  
W. A. SHANNON,  
Secretary.

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Recommended—

(Sgd.) A. M. MOIR,  
for Minister for Local Government.

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Approved by His Excellency the Governor in Executive Council, this 2nd day of July, 1958.

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

## ROAD DISTRICTS ACT, 1919-1956.

## Canning Road Board.

## By-laws for the Control of Roads and Ways.

L.G. 261/56.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919-1956, the Canning Road Board hereby make the following by-laws relating to the Control of Roads and Ways:—

1. In these by-laws unless the context otherwise indicates, "Board" means the Canning Road Board.  
"Footway" includes any raised paving or other place of refuge on a road or way.
2. No person shall—
  - (1) without the approval of the Board, pack or unpack or cause to be packed or unpacked, any goods, wares, merchandise or any article or things of any description whatsoever on any part of any road or way;
  - (2) permit any coal, shavings, hay, straw, paper or other material during the progress of work or during loading or unloading of goods to be blown about or upon any road or way.
3. No person shall—
  - (1) expose for sale or place or hang up any goods, wares, merchandise or any article or thing of any description whatsoever upon or over any road or way;
  - (2) stand or walk in or upon any road or way offering for sale any goods, wares, merchandise or any article or thing of any description whatsoever provided that this subclause shall not apply to a hawker exercising his calling in accordance with and in pursuance of a license issued to him by the Board.
4. No person shall beat or shake any carpet, rug or mat in any road or way between the hours of 8 a.m. and midnight.
5. No person shall spit or expectorate on any paved road or paved way.
6. No person shall cause or permit any storm water or other liquid matter to be drained or allowed to flow from houses, land or premises owned or occupied by him upon any road or way or into the gutter, channel or covered drain thereof without first having obtained the permission of the Board. Any connection or outlet into a gutter, channel or covered drain shall be subject to such conditions as the Board may impose and be constructed in such manner as the Board may direct.
7. The Board may by notice in writing require the owner or occupier of any premises having a cellar, or any other part of the premises or a way of access to or from such premises under a footway within the time specified in such notice either—
  - (a) to fill in such portion of such cellar, or other part of the premises or way of access protruding under such footway; or
  - (b) to close securely any opening therefrom through any footway.
8. No person shall, except with the written consent of the Board and subject to the conditions imposed thereby—
  - (a) provide, erect, install or use in or on any building, structure or land abutting on any road or way any hoist or other thing for use above the level of such road or way;
  - (b) place or maintain any iron spikes, broken glass, barbed wire or any other similar dangerous thing on any wall or fence abutting on any road or way, provided that if such iron spikes, broken glass, barbed wire or any other

similar dangerous thing is at least six feet six inches above the level of the road or way it may in the discretion of the Board be allowed;

(c) excavate or otherwise damage the surface of any road or way.

9. No person shall shout, call aloud or make any noise in or upon any road or way for the purpose of advertisement.

10. No person shall to the annoyance of the general public sound or make any noise by the use of a motor cycle, gramophone, amplifier, wireless appliance, bell or any other instrument or appliance in or upon any road or way.

11. No person shall, except with the written consent of the Board and subject to the conditions imposed thereby, play any music or sing in any road or way.

12. No person shall, without the written license from the Board—

(a) carry or display any advertising picture, placard or notice in or along any road or way;

(b) give out or distribute to passers by or scatter or throw any hand bill, ticket, placard, notice or other printed matter in any road or way;

(c) erect or maintain or permit or allow to be erected or maintained any sign, sign board, awning, blind, hoarding or other advertising device in, on or over, any road or way;

(d) post, paste, stencil, or affix or cause to be posted, stencilled or affixed any form of advertisement upon any road or way.

13. No person shall damage, deface, remove or otherwise interfere with any sign post, direction plate, guide post, notice or any structure erected by the Board in or over any road or way.

14. No person shall deposit any rubbish, article or other material on any road or way without the written consent of the Board, and any rubbish, article or other material so deposited in any road or way in contravention of the by-law may be removed without notice by the Board.

15. No person shall erect a stall, awning or other structure in or over any road or way without first having obtained the written consent of the Board.

16. Any person who commits a breach of any provision of this by-law shall on conviction be liable to a penalty not exceeding twenty pounds (£20).

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Passed by resolution of the Canning Road Board at a meeting held on the 9th June, 1958.

JOSEPH W. COLE,  
Chairman.

N. I. DAWKINS,  
Secretary.

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Recommended—

(Sgd.) A. M. MOIR,  
for Minister for Local Government.

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Approved by His Excellency the Governor in Executive Council this 2nd day of July, 1958.

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

## ROAD DISTRICTS ACT, 1919-1956.

Department of Local Government,  
Perth, 7th July, 1958.

L.G. 352/56.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of section 203 and paragraph (43) of section 201 of the Road Districts Act, 1919-1956, has been pleased to make the by-laws set out in the schedule hereunder.

(Sgd.) A. E. WHITE,  
Acting Secretary for Local Government.

## Schedule.

## By-laws.

1. In these by-laws the Road Districts (Petrol Pump) By-laws made under the Road Districts Act, 1919-1956, and reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 22nd March, 1957, with all amendments up to and including the 2nd March, 1956, are referred to as the principal by-laws.

2. The Appendix to the principal by-laws is amended by adding after the words "Mt. Marshall Road District" the passage "Mundaring Road District."

## ROAD DISTRICTS ACT, 1919-1956.

Wanneroo Road Board.

General By-laws.

Amendment.

L.G. 2017/52.

THE By-laws of the Wanneroo Road Board published in the *Government Gazette* of the 28th of June, 1940, and amended from time to time, are hereby further amended by inserting after By-law 2 a new by-law to stand as By-law 2A as follows—

2A. All complaints against servants of the Board must be in writing and must in every case be signed by the person or persons complaining, and no notice whatsoever shall be taken of any complaint not made in accordance with this by-law. All such complaints shall be addressed to the Chairman, who upon receipt of the complaint shall be empowered to investigate the same with two members, and report thereon to the Board at its next meeting.

Passed at a meeting of the Wanneroo Road Board held on the 28th day of May, 1958.

RICHARD RUSHTON,  
Commissioner.

S. W. REES,  
Secretary.

Recommended—

(Sgd.) A. M. MOIR,  
for Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 2nd day of July, 1958.

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

## ROAD DISTRICTS ACT, 1919-1956.

## Victoria Plains Road Board.

## Amendment to By-laws for Control of Road Board Hall.

L.G. 1678/52.

WHEREAS, by the Road Districts Act, 1919-1956, and all other powers enabling it, the road board of any district is empowered to make by-laws for all and any purpose in the said Act mentioned, the Victoria Plains Road Board, in pursuance of the powers vested in the said Board, under and by virtue of the said Act, and of every other authority enabling it in that behalf, doth hereby amend the by-laws for the control of Road Board Hall published in the *Government Gazette* of 31st July, 1953, and doth hereby publish that amendment as follows:—

1. By substituting for By-law No. 3 the following by-law:—

## Hire Fees and Charges.

3. The fees and charges, as under, shall be set out by the Board and shall be exhibited on the notice board at the building.

	£	s.	d.
(a) Balls, Dances, and Wedding Receptions ....	3	3	0
(b) Social Evenings and Concerts ....	2	5	0
(c) Picture Shows ....	1	0	0
(d) Lectures and Meetings in the Hall (Night) ....	1	10	0
(e) Lectures and Meetings in the Hall (Day) ....	1	2	6
(f) Sports in Hall (Badminton & Table Tennis) ..		7	6
(g) Annual Hire of Supper Room for Meetings ....	3	3	0
(h) Hire of Supper Room per night ....		15	0
(i) Hire of Supper Room per day ....		11	3
(j) Religious bodies to have use of Hall for Church services free.			

Passed by resolution of the Victoria Plains Road Board at a meeting held on the 19th Day of May, 1958.

J. D. MILNER,  
Chairman.  
F. B. COOPER,  
Secretary.

Recommended—

(Sgd.) A. M. MOIR,  
for Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 2nd day of July, 1958.

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

## ROAD DISTRICTS ACT, 1919-1956.

## Mosman Park Road Board.

## By-law relating to Hawkers and Stalls.

L.G. 140/58.

IN pursuance of the powers in that behalf contained in the Road Districts Act, 1919-1956, the Mosman Park Road Board hereby repeals all by-laws relating to hawkers or stalls at present in force within the Mosman Park Road District and makes the following by-law to regulate hawkers and stalls.

1. In this By-law—

“Board” means the Mosman Park Road Board.

“District” means the Mosman Park 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.

"Stallkeeper" 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.

5. (1) A person who wishes to obtain a hawker's license shall apply therefor in writing to the Secretary stating the kind of merchandise in which he wishes to deal 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 the 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 a 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 the license as the case may be is not a suitable person to hold a license.

(2) Without prejudice to the generality of the last preceding sub-clause the Board may cancel a stall-keeper's license if at the conclusion of business for the day the site of the stall is not left in a clean condition and free from rubbish.

(3) 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.

(4) A person to whom a hawker's badge has been issued shall return the same to the Secretary immediately upon his ceasing to hold a current hawker's license issued under this by-law.

9. Notwithstanding the provisions of clause 3 and clause 6 (1) of this by-law the Board may grant, without fee, license 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—

- (a) between the hour of sunset on any day and the hour of sunrise on the following day;
- (b) on any Sunday.

11. 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.

12. 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.

13. No stall-keeper shall permit his stall to stand so that any part thereof is within six feet of any street.

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 hawking or conducting a stall within the District shall on demand give to the Secretary or other officer of the Board such person's name and address.

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

Schedule A.

Mosman Park Road District.

HAWKER'S LICENSE.

No..... of ..... is hereby licensed to hawk ..... within the Mosman Park District during the year ending on the ..... day of ..... 19..... subject to the by-laws relating to hawkers from time to time in force in the said District.  
 Dated this ..... day of ..... 19.....

Secretary Mosman Park Road Board.

Mosman Park Road District.

STALLKEEPER'S LICENSE.

No..... of ..... is hereby licensed to conduct a stall of the nature described in his application dated the ..... 19..... as ..... within the Mosman Park Road District during 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 Mosman Park Road Board.

Date ..... 19.....



## Schedule B.

Mosman Park Road District.  
HAWKER'S BADGE.

Issued to.....  
Year of issue 19.....

Date / /19 . Secretary.

## Schedule C.

## Fees for Hawker's Licenses.

Ten pounds per year.

## Fees for Stall-keeper's Licenses.

Ten pounds per year.

Passed by resolution of the Mosman Park Road Board at a meeting held on the 8th day of May, 1958.

E. G. SMITH,  
Chairman.  
J. A. SMALLMAN,  
Secretary.

Recommended—

(Sgd.) A. M. MOIR,  
for Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 2nd day of July, 1958.

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

## CITY OF PERTH PARKING FACILITIES ACT, 1956.

Office of the Minister for Transport,  
Perth, 30th June, 1958.

HIS Excellency the Governor in Executive Council, pursuant to the powers conferred by the City of Perth Parking Facilities Act, 1956, and section 11 of the Interpretation Act, 1918, has been pleased to make the regulations set out in the schedule hereunder.

H. E. GRAHAM,  
Minister for Transport.

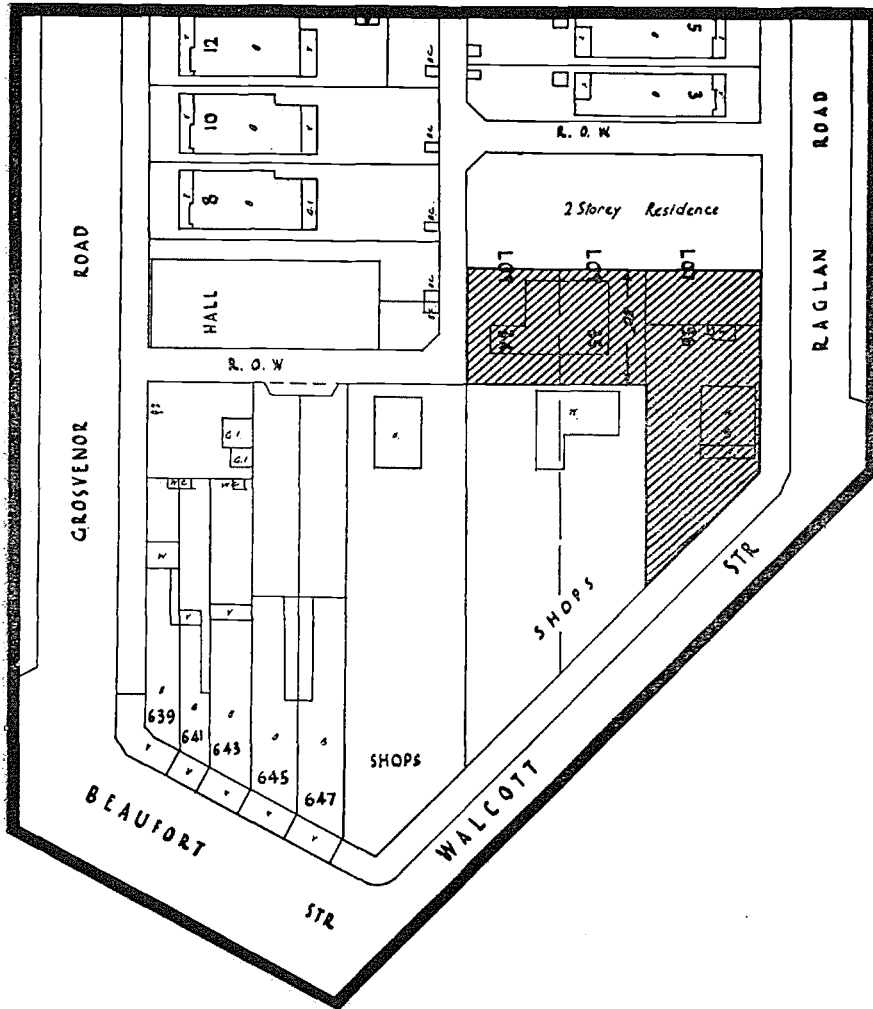
## Schedule.

## Regulations.

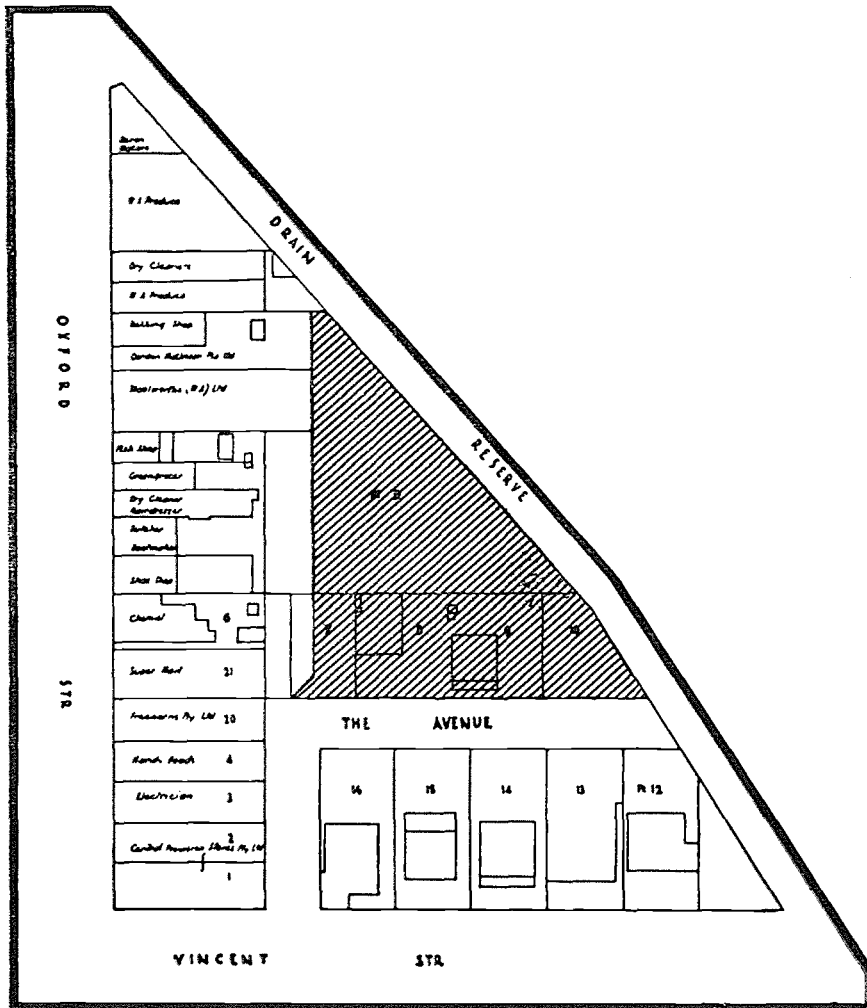
1. The City of Perth Parking Facilities Act (Constitution of Parking Regions) Regulations published in the *Government Gazette* on the 5th March, 1957, are referred to in these regulations as the principal regulations.
2. The schedule to the principal regulations is amended—
  - (a) by adding after the word, "contained" in line two, the paragraph designation, "(a)"; and
  - (b) by adding after the word, "point" being the last word of the schedule the following paragraphs—
    - (b) within the bold outline depicted on the diagram numbered 2067 and marked "B" in the schedule hereunder; and
    - (c) within the bold outline depicted on the diagram numbered 2138 and marked "C" in the schedule hereunder.

The Schedule.

B



C



2138