



# Government Gazette

OF

## WESTERN AUSTRALIA

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No. 67]

PERTH: THURSDAY, 23rd AUGUST

[1962

### HEALTH ACT, 1911-1960.

Shire of Mt. Magnet.

P.H.D. 195/37.

WHEREAS under the provisions of the Health Act, 1911-1960, 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 Council of the Municipality of Mt. Magnet, 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 9th August, 1956, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

#### PART I.—GENERAL SANITARY PROVISIONS.

1. After by-law 14 insert a new by-law 14A as follows:—

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

The areas specified in Schedule "B" to this part are the areas within which the provisions of section 112A of the Act shall operate and have effect.

2. The following schedule is added after Schedule "A":—

##### Schedule "B"—Prescribed Areas (Section 112A).

- (a) Townsite of Mt. Magnet and all that land within one-half a mile of the boundary.
- (b) Townsite of Boogardie and all that land within one-half a mile of the boundary.

Passed at a meeting of the Council of the Shire of Mt. Magnet on the 16th day of June, 1962.

GEO. F. JENSEN,  
President.

R. G. TONKIN,  
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

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

## HEALTH ACT, 1911-1960.

Shire of Nannup.

P.H.D. 1018/62.

WHEREAS under the provisions of the Health Act, 1911-1960, 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 Council of the Municipality of Nannup, being a local authority within the meaning of the Act, and having adopted the Model By-Laws described as Series "A" and reprinted in the *Government Gazette* on 9th day of August, 1956, doth hereby amend the said adopted by-laws as follows:—

## PART I.—GENERAL SANITARY PROVISIONS.

After by-law 1B insert a new by-law to stand as by-law 1C, as follows:—

## 1C. Provision of Apparatus for the Bacteriolytic Treatment of Sewage.

(a) This by-law shall apply to that portion of the district comprising the area of the townsite of Nannup which is served by the Government reticulated water supply.

(b) The owner of every house constructed after the coming into operation of this by-law, which is within a portion of the district prescribed in paragraph (a), shall provide on the premises an apparatus for the bacteriolytic treatment of sewage, before the house is occupied or used.

Passed at a meeting of the Shire of Nannup this 9th day of June, 1962.

R. H. BROCKMAN,  
President.

C. GILBERT,  
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

## HEALTH ACT, 1911-1960.

Shire of Harvey.

P.H.D. 1731/56.

WHEREAS under the provisions of the Health Act, 1911-1960, 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 Harvey Shire Council, being a local authority within the meaning of the Act, and having adopted the Model By-laws described as Series "A" and reprinted in the *Gazette* on 9th August, 1956, doth resolve and determine that the adopted by-laws shall be amended as follows:—

Prescribed Areas under Section 112A.  
Add to the schedule of by-law 14A (d) Wokalup.

Passed at a meeting of the Harvey Shire Council this 15th day of May, 1962.

R. L. HESTER,  
President.

J. C. TOZER,  
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

## HEALTH ACT, 1911-1960.

Shire of Irwin.

P.H.D. 960/62.

WHEREAS under the provisions of the Health Act, 1911-1960, 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 Council of the Municipality of Irwin, being a local authority within the meaning of the Act, and having adopted the Model By-Laws described as Series "A" and reprinted in the *Government Gazette* on the 9th day of August, 1956, doth hereby amend the said adopted by-laws as follows:—

## PART I.—GENERAL SANITARY PROVISIONS.

After by-law 1B insert a new by-law to stand as by-law 1C as follows:—

## 1C. Provision of Apparatus for the Bacteriolytic Treatment of Sewage.

(a) This by-law shall apply to that portion of the district comprising the whole of the townsite of Denison, as constituted under the Land Act, 1933.

(b) The owner of every house constructed after the coming into operation of this by-law, which is within a portion of the district prescribed in paragraph (a), shall provide on the premises an apparatus for the bacteriolytic treatment of sewage and liquid wastes produced on the premises, before the house is occupied or used.

Passed at a meeting of the Shire of Irwin this 9th day of May, 1962.

A. J. GILLAM,  
President.

J. PICKERING,  
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

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

## TOWN PLANNING AND DEVELOPMENT ACT, 1928-1961.

Hoarding By-laws.

T.P.B. 858/1/1, Vol. 2.

IT is hereby notified for public information that His Excellency the Governor in Executive Council has approved of by-law 13 of the by-laws for the control of hoardings made under section 30, subsection (1), of the Town Planning and Development Act, 1928, published in the *Government Gazette* on the 27th November, 1931, as amended being amended by adding after "Town of Claremont" in the schedule the words "Shire of Gosnells".

J. E. LLOYD,  
Chairman, Town Planning Board.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Albany.

By-law Relating to Standing Orders.

L.G. 54/62.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovenamed Town hereby records having resolved on the 28th day of May, 1962, to adopt the whole of the Local Government Model By-law (Standing Orders) No. 4 as published in the *Government Gazette* of 12th December, 1961, 25th January, 1962, and 8th May, 1962, with the following additions:—

## Clause 88—Standing Committees.

Insert in line 3 of this clause, after the word "for"—

- (a) Finance and General Purposes.
- (b) Works.
- (c) Health and Traffic.
- (d) Parks and Reserves.
- (e) Town Planning.

The number of members required to constitute a Standing Committee under Clause 88 of the by-law shall be six. and a quorum of such Committee, under Clause 93, shall be three.

Clause 89—Standing Committees.

Insert after Sub-clause (1) (b) (vi)—

- (c) Health and Traffic Committee, the oversight of—
- (i) all matters in relation to Public Health and Services;
  - (ii) Infant Health Centres and Clinics;
  - (iii) administration of Health By-laws and regulations;
  - (iv) all matters in relation to traffic control;
  - (v) administration of the Traffic By-laws, Traffic Act and Regulations.
- (d) Parks and Reserves Committee, the oversight of—
- (i) all matters in relation to parks, reserves, recreation grounds and camping areas;
  - (ii) administration of the Parks and reserves By-laws and Caravan Parks By-law.
- (e) Town Planning Committee, the oversight of—
- (i) all matters in relation to Town Planning;
  - (ii) land use and zoning;
  - (iii) decentralization;
  - (iv) administration of the Zoning and Planning By-laws, Regulations and Town Planning and Development Act.

By-law No. 2 made by the Municipality of Albany and published in the *Government Gazette* of 28th December, 1923 and all subsequent amendments thereto, is hereby revoked.

Dated this 23rd day of July, 1962.

The Common Seal of the Town of Albany was hereunto affixed by authority of a resolution of the Council in the presence of—

[L.S.]

C. JOHNSON,  
Mayor.  
F. BRAND,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Claremont.  
By-laws Relating to Zoning.

L.G. 112/60.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 28th day of May, 1962, to make and submit for confirmation of the Governor the following amendments to Zoning By-laws published in the *Government Gazette* of the 8th February, 1957, at pages 205-217, both inclusive, and amended from time to time thereafter as follows:—

Clause 11.—Delete item (m).

Clause 13.—Delete subclause (1).

After the section "Institutional Buildings Zone" and immediately following by-law 20B, insert the following new sections and clauses:—

SPECIAL BUSINESS ZONE—SQUASH COURTS.

20C. Area.—That portion of the Municipality described in the Eighth Schedule hereto.

20D. Uses.—There shall be no use of any land in a "Special Business Zone—Squash Courts" except for the purpose of squash courts.

**SPECIAL BUSINESS ZONE—SERVICE STATIONS.**

20E. Area.—That portion of the Municipality described in the Ninth Schedule hereto.

20F. Uses.—There shall be no use of any land in a "Special Business Zone—Service Stations" except as provided for in clause 13, subclause (2).

**THIRD SCHEDULE.**

In the section "Business Zone—North Ward" following the words "starting point" in the last line of the first paragraph, insert the words "excluding lots 1, 2 and 3 of P1071 Servetus Street and Claremont Crescent."

Following the words "Alfred Road" in the last line of the second paragraph, insert the words "excluding lots 29 and 30, location 701, Stirling Highway and Stirling Road, lots 1 and 2, location 701, St. Quentin's Avenue, lots 3 and 74, location 701, Stirling Highway, lot 20, location 429, Alfred Road and Graylands Road, lot 8 and parts of lots 92 and 93, location 701, Guger Street."

In the section "Business Zone—South Ward" delete the words "lot 1, location 699, Stirling Highway and Airlie Street" in the last line.

**FOURTH SCHEDULE.**

In the section "Residential Flat Zone—North Ward" following the word "Highway" in the last line of the fourth paragraph, insert the words "and lots 1, 2 and part of lot 3, location 702, Stirling Highway and Stirling Road."

**FIFTH SCHEDULE.**

In the section "Business and Residential Flat Zone—East Ward" following the words "Reserve 21711" insert the words "lots 6, 7 and 8, location 621, Stirling Highway, and lot 10 of lot 98, Stirling Highway."

**EIGHTH SCHEDULE.**

After the section "Special Business Zone—Squash Courts" insert a new schedule as follows:—

**NINTH SCHEDULE.****SPECIAL BUSINESS ZONE—SERVICE STATIONS.**

Lots 1, 2 and 3 of P1071, Servetus Street and Claremont Crescent; lots 29 and 30, location 701, Stirling Highway and Stirling Road; lots 1 and 2, location 701, St. Quentin's Avenue; lots 3 and 74, location 701, Stirling Highway; lot 20, location 429, Alfred Road and Graylands Road; lot 8 and parts of lots 92 and 93, location 701, Guger Street; lot 1, location 699, Stirling Highway and Airlie Street; lots 1, 2 and part of lot 3, location 702, Stirling Highway and Stirling Road; lots 6, 7 and 8, location 621, Stirling Highway, and lot 10 of lot 98, Stirling Highway.

The Common Seal of the Town of Claremont  
was hereunto affixed on the 31st day of May,  
1962, in the presence of—

[L.S.]

A. W. CROOKS,  
Mayor.  
D. E. JEFFERYS,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd  
day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Claremont.

Adoption of Draft Model By-law No. 8 relating to Old Refrigerators and Cabinets.

L.G. 438/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 25th day of June, 1962, to adopt, without alteration, the Draft Model By-law designated Local Government Model By-law (Old Refrigerators and Cabinets) No. 8 published in the *Gazette* of the 1st May, 1962.

Dated the 25th day of June, 1962.

The Common Seal of the Town of Claremont was hereunto affixed on the 25th day of June, 1962, in the presence of—

[L.S.]

A. W. CROOKS,  
Mayor.  
D. E. JEFFERYS,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of East Fremantle.

Adoption of Draft Model By-law No. 8 Relating to Dumping of Old Refrigerators and Cabinets.

L.G. 382/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby record having resolved on the 18th day of June, 1962, to adopt the whole of the Draft Model By-law published in the *Government Gazette* of the 31st May, 1962, and designated Local Government By-law (Old Refrigerators and Cabinets) No. 8.

Dated the 18th day of June, 1962.

The Common seal of the Town of East Fremantle was hereunto affixed by authority of a resolution of the Council in the presence of—

[L.S.]

W. WAUHOP,  
Mayor.  
L. R. LATHAM,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of York.

Adoption of Draft Model By-laws Relating to Old Refrigerators and Cabinets.

L.G. 497/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 9th day of July, 1962, to adopt the Draft Model By-laws published in the *Government Gazette* of the 1st May, 1962, as are here set out:—

Local Government Model By-law (Old Refrigerators and Cabinets) No. 8.

The whole of the by-laws are adopted without amendment.

Dated the 18th day of July, 1962.

P. M. A. GLASS,  
Mayor.  
C. J. ASHBOLT,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Bunbury.

Adoption of Draft Model By-laws Relating to Old Refrigerators and Cabinets No. 8.

L.G. 480/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 25th day of June, 1962, to adopt such Draft Model By-laws published in the *Gazette* of the 1st day of May, 1962, as are here set out:—

Local Government Model By-laws (Old Refrigerators and Cabinets) No. 8.

Dated the 19th day of July, 1962.

The Common Seal of the Town of Bunbury  
was affixed hereto in the presence of—

[L.S.]

F. R. HAY,  
Mayor.  
A. L. SCOTT,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Swan-Guildford.

Adoption of Draft Model By-laws known as the Local Government Model By-law (Old Refrigerators and Cabinets) No. 8 as published in the *Government Gazette* of the 1st day of May, 1962.

L.G. 481/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 18th day of June, 1962, to adopt such draft Model By-laws published in the *Government Gazette* of the 1st day of May, 1962, being the whole of the by-law without amendment.

Dated the 19th day of July, 1962.

Seal of the Municipality affixed in the presence of—

[L.S.]

D. H. FERGUSON,  
President.  
T. J. WILLIAMSON,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Kwinana.

Adoption of Draft Model By-laws Relating to Old Refrigerators and Cabinets.

L.G. 384/62.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 23rd day of May, 1962, to adopt the Draft Model By-laws published in the *Gazette* of the 1st May, 1962, designated "Local Government Model By-law (Old Refrigerators and Cabinets) No. 8":—

The whole of the by-law without amendment.

Dated this 11th day of June, 1962.

The Common Seal of the Shire of Kwinana was affixed hereto in the presence of—

[L.S.]

A. M. LYDON,  
President.  
H. L. McGUIGAN,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.



## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Ravensthorpe.

By-laws Relating to Meetings and Proceedings.

L.G. 1867/52.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 19th day of May, 1962, to make and submit for confirmation by the Governor the following by-laws:—

That the General By-laws published in the *Government Gazette* of the 23rd June, 1959, are hereby amended by deleting by-law 8 and inserting a new by-law 8 as follows:—

8. Ordinary meetings shall be held at the Chambers of the Council or at some other convenient place at 1.30 p.m. on the third Friday in each month, or on such day and at such hour as may be appointed by the resolution of the Council, passed at the previous ordinary meeting of the Council.

Dated this 29th day of May, 1962.

[L.S.]

L. M. GORDON,  
Shire President.  
A. C. ROSE,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Merredin.

Model By-law (Old Refrigerators and Cabinets) No. 8.

L.G. 4086/62.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Shire hereby records having resolved on the 19th day of June, 1962, to adopt the whole of the Local Government Model By-law (Old Refrigerators and Cabinets) No. 8 as published in the *Government Gazette* of 1st May, 1962, without alteration.

The Common Seal of the Shire of Merredin was hereunto affixed on the 25th June, 1962, in the presence of—

[L.S.]

G. F. TELFER,  
President.  
F. A. LAW,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Gosnells.

By-law Relating to Signs, Hoardings and Bill-posting.

L.G. 453/62.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Shire hereby records having resolved on the 14th day of May, 1962, to make and submit for confirmation by the Governor the following by-law:—

## Part I.—Interpretation.

1. In this by-law, unless the context otherwise requires—
  - “Council” means the Council of the Shire of Gosnells;
  - “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 Shire of Gosnells;
  - “verandah” means a verandah projecting over a street and includes balcony;

## Part II.—Signs.

## Division 1—General.

## Unauthorised Signs.

2. 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 license issued by the Council under this by-law, provided that no license 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.

3. 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.

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

## Inflammable Material.

5. 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.

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

## Illuminated Signs.

7. 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 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.

8. 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) on any ornamental tower, spire, dome or similar architectural decoration, or on any lift machinery room, bulk-head 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.

9. 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 three inch base.

##### Signs on Verandah Fascias.

10. A sign fixed to the outer or return fascia of a verandah—
- (a) shall be of a maximum depth of two 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.

11. A sign under a verandah—
- (a) shall have a minimum headway of eight feet;
  - (b) shall not exceed eight feet in length, nine and one-third square feet in area and 24 inches in width;
  - (c) shall not weigh more than 120 pounds;
  - (d) shall not, if it exceeds 12 inches in width, be within four feet six inches or, where it does not exceed 12 inches in width, three 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, if it exceeds 12 inches in width, be within nine feet or, where it does not exceed 12 inches in width, six 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.

- 12. (1) A horizontal sign—
  - (a) shall have a minimum headway of eight 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 two feet from the wall to which it is attached;
  - (e) shall not be within two 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 nine inches wide and projects at least one inch in front of and three 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 four 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.

- 13. A vertical sign—
  - (a) shall have a minimum headway of 10 feet;
  - (b) shall project not more than three 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 two 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 six 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 eight feet above the top of the wall to which it is attached nor more than five 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 Sign.

14. (1) A semaphore sign—
- (a) shall have a minimum headway of nine feet;
  - (b) shall be fixed at right angles to the wall to which it is attached;
  - (c) shall not project more than three feet from such wall nor be of a greater height at any point than three feet six 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.

15. A direction sign attached to a pole in a street shall not exceed six inches in depth or two feet six inches in length.

Roof Signs.

16. Approval for the erection of a sign on a roof of a building shall only be granted by resolution of the Council at an ordinary meeting, and where approval has been so granted such sign—

- (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. ....	6 ft.
20 ft. to 40 ft. ....	10 ft.
40 ft. to 60 ft. ....	15 ft.
60 ft. upwards ....	20 ft.;

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

Pylon Sign.

17. (1) A pylon sign—
- (a) shall have no part thereof less than nine feet or more than 20 feet above the level of the ground immediately thereunder;
  - (b) shall not exceed eight feet six 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 three 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 nine 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.

18. 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.
9 ft. to 12 ft. ....	1 ft. 6 in.
12 ft. to 20 ft. ....	2 ft. 6 in.
20 ft. to 40 ft. ....	3 ft. 6 in.
40 ft. and over ....	5 ft. 0 in.;

- (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 six feet;
- (e) shall have a minimum headway of nine 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 III.—Hoardings.

##### New Hoardings Prohibited.

19. No new hoardings shall hereafter be erected within the Shire of Gosnells.

##### Unauthorised Hoardings.

20. No person shall maintain and no owner or occupier of premises shall permit to remain on such premises any hoarding within the Shire of Gosnells.

#### Part IV.—Bill-posting, Etc.

21. (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 buildings, structure, fence, wall, hoarding, sign or post in or abutting on any street.

- (2) This clause shall not apply to—
  - (a) signs 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 V.—Licenses.

##### Objectionable Signs and Hoardings.

22. 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.

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

##### Revocation of License

24. 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.

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

##### Unauthorised Alteration to Avoid License.

26. 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.

27. (1) An application for a license under this by-law shall be in such one of the forms in the First 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.

28. (1) Licenses under this by-law shall remain valid unless any alteration is made to the sign, then in such event the licensee must apply for a new license.

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

Fees.

29. (1) The fees prescribed in the Third 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.

30. (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 VI.—General.

No Obstruction to Doors, etc.

31. 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.

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

License Number.

33. 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.

FEEES.

(Clause 29.)

	£	s.	d.
1. A pylon sign	2	0	0
2. An illuminated sign—			
(a) On a roof—6d. per square foot, with a minimum 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

Dated the 18th day of June, 1962.

The Common Seal of the Shire of Gosnells was hereunto affixed in the presence of—

[L.S.]

ARTHUR A. MILLS,  
President.  
H. W. WALKER,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 18th day of July, 1962.

P. L. SPARROW,  
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Busselton.

By-law Relating to Standing Orders.

L.G. 4/59.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 24th day of May, 1962, to make and submit for confirmation by the Governor the following by-law:—

STANDING ORDERS.

1. The proceedings and business of the Council shall be conducted according to this by-law, the clauses of which shall be referred to as "Standing Orders."

Interpretation.

2. In this by-law, unless the context otherwise requires—  
"Act" means the Local Government Act, 1960;  
"clause" means a clause of this by-law.

President to Preside.

3. The President, if present, shall preside at all meetings of the Council and, in his absence, or if, after being present, he retires, the Deputy President shall preside, but, if he is not present, or after being present retires, then one of the Councillors chosen by the Councillors then present shall preside.

Quorum.

4. (1) At any meeting of the Council a quorum shall consist of such number as conforms to the provisions of section 173 of the Act.

(2) Subject to clause 5, every meeting shall proceed to business as soon after the time stated in the summons as a quorum is constituted.

Absence of Quorum.

5. If at any meeting a quorum be not present within half an hour after the time appointed for that meeting, the President, or in his absence the majority of the Councillors present, or any one Councillor, if only one be present, or the Clerk if no Councillor be present, may adjourn the meeting to any date not later than seven days from the date of the adjournment.

6. If at any time during any meeting of the Council a quorum is not present; the President shall thereupon suspend the proceedings of the meeting for a period of five minutes, and if a quorum be not present at the expiration of that period, the meeting shall be deemed to have been counted out, and the President shall adjourn it to some future date.

7. At any meeting at which there is not a quorum of members present, or at which the Council is counted out for want of a quorum, the names of the members then present shall be recorded in the Minute Book.



Open Doors—Except as Provided.

8. (1) The business of the Council shall be conducted with open doors, except upon such occasions as the Council may by resolution otherwise decide.

(2) Upon the carrying of such a resolution as is mentioned in subclause (1) of this clause, the President shall direct all persons other than Councillors and servants of the Council to leave the Council Chambers and every person shall forthwith comply with such direction.

(3) Any person failing to comply with a direction made pursuant to subclause (2) of this clause may, by order of the President, be removed from the Council Chambers.

(4) After the carrying of a resolution made under subclause (1) of this clause the business at that meeting of the Council shall proceed behind closed doors until the Council by resolution decides to proceed with open doors.

(5) While a resolution made under subclause (1) of this clause is in force the operation of clause 26 shall be suspended unless the Council by resolution otherwise decides.

(6) Any resolution mentioned in this clause may be moved without notice.

Disturbance by Strangers.

9. (1) A person, not being a Councillor, shall not at any meeting of the Council interrupt the proceedings of the Council.

(2) Any person interrupting the proceedings of the Council shall, when so directed by the President, forthwith leave the Council Chambers.

(3) Any person who, being ordered to leave the Council Chambers, fails to do so may, by order of the President, be removed from the Council Chambers.

Order of Business at Ordinary Meeting.

10. The order of business at an ordinary meeting of the Council shall, unless for the greater convenience of the Council altered by the President to that effect, be as nearly as practicable as follows, that is to say:—

- (i) Confirmation of minutes.
- (ii) Announcements by the President without discussion.
- (iii) Reports of officers.
- (iv) Questions of which due notice has been given without discussion.
- (v) Correspondence.
- (vi) Petitions and memorials.
- (vii) Notices of intention to move the suspension of Standing Orders at the close of the meeting.
- (viii) Report of Committees.
- (ix) Orders of the day, including considering and ordering upon any business left over from the previous meeting and any business the President may think desirable to bring under the notice of the Council and may have directed to be entered as an order of the day.
- (x) Motions of which previous notice has been given.
- (xi) Notice of motions for consideration at the following meeting, if given during the meeting.
- (xii) Motions without notice by permission of the Council.

Order of Business at Special Meeting.

11. The order of business at any special meeting of the Council shall be the order in which that business stands in the notice of the meeting.

Confirmation of Minutes.

12. The minutes of any preceding meeting, whether of an ordinary or a special meeting, not previously confirmed, shall be submitted as the first business at a meeting of the Council in order to proceed to their confirmation. Discussion, other than discussion as to their accuracy as a record of the proceedings shall not be permitted, and when confirmed, the minutes shall thereupon be signed by the President in accordance with section 188 of the Act.

Questions.

13. Any Councillor desiring to ask a question at any meeting of the Council, excepting on points which may have arisen during debate, shall give notice thereof in writing to the Clerk at least four hours before the hour fixed for the commencement of the meeting.

14. Every question and answer shall be submitted as briefly and concisely as possible, and no discussion shall be allowed thereon.

Reception of Correspondence.

15. Discussion shall not be permitted on any motion that any correspondence be received or not received, or that any correspondence or any part thereof be referred to any Occasional Committee of the Council.

Notices of Motion.

16. (1) A Councillor may bring forward at a meeting such business as he considers advisable, in the form of a motion, of which notice has been given in writing to the Clerk, either at the last previous meeting or at any time thereafter, being not less than seven clear days before the meeting at which it is brought forward.

(2) Every notice of motion shall relate to some question affecting the constitution, administration, or condition of the municipality or the Council.

(3) The President shall rule out of order any motion which does not comply with subclause (2) of this clause.

17. Every such motion as is mentioned in clause 16 shall lapse, unless—

(a) the Councillor who gave notice thereof, or some other Councillor authorised by him in writing, is present to move the motion when called on; or

(b) the Council on a motion agrees to defer consideration of the motion to a later stage or date.

Deputations.

18. (1) Any person or persons wishing to be received as a deputation by the Council shall, in the first instance, send to the Clerk a memorial, setting out in concise terms the subject matter to be raised by the deputation.

(2) Where the Clerk receives a memorial in terms of this clause, he shall lay the memorial before the President.

(3) The President on receiving a memorial in terms of this clause may either receive the deputation or lay the memorial before the Council.

(4) Where a memorial is laid before the Council under subclause (3) of this clause, the Council may, if it so resolves, receive the deputation.

19. A deputation shall not exceed five in number and only two members thereof shall be at liberty to address the Council or a Committee of the Council, except in reply to questions from members of the Council or Committee and the matter shall not be further considered by the Council or the Committee, until the deputation has withdrawn.

Councillors to Address President.

20. (1) Any Councillor moving a motion or amendment, or taking part in the discussion thereon, shall rise and address the President.

Point of Order.

(2) A Councillor who is addressing the President shall not be interrupted except upon a point of order, in which event he shall resume his seat until the Councillor raising the point of order has been heard thereon and the question of order has been disposed of, whereupon the Councillor so interrupted may, if permitted, proceed.

(3) A Councillor rising to express a difference of opinion with, or to contradict, a speaker shall not be recognised as raising a point of order.

(4) A violation of any provision of these Standing Orders is a breach of order.

Substance of Motion to be Stated.

21. Any Councillor desirous of proposing an original motion or amendment shall state its substance before he addresses the Council thereon and, if so required by the President, shall put the motion or amendment in writing.

Motions and Amendments to be Seconded.

22. (1) A motion or amendment shall not be discussed or put to the vote of the Council unless seconded, but a Councillor may require the enforcement of any Standing Order of the Council by directing the President's attention to the infraction thereof.

(2) A nomination to the position of President or Deputy President or membership of a Committee is not required to be seconded.

Titles to be Used.

23. A speaker, in referring to any other present, shall designate him by the title of President or Councillor, as the case may be.

Priority of Speaking.

24. Where two or more Councillors rise to speak at the same time, the President shall decide who of them is entitled to priority.

President to be Heard.

25. Whenever the President rises during a debate any Councillor then speaking or offering to speak shall sit down and the Council shall be silent so that the President may be heard without interruption.

Speaking Twice.

26. Except where this clause is suspended under clause 27, a Councillor shall not speak twice on the same question except—

- (a) in reply upon an original motion of which he was the mover;
- (b) in reply, upon an amendment last debated of which he was the mover; or
- (c) by way of personal explanation.

27. The Council may, by resolution moved without notice, suspend the operation of clause 26 hereof and thereupon such clause shall be suspended until such time as the Council shall, by similar resolution, otherwise decide.

Personal Explanation.

28. A Councillor making a personal explanation shall confine it to a succinct explanation of a material part of his former speech which may have been misunderstood, and to the explanation itself, and shall not advert to matters not strictly necessary for that purpose nor seek to strengthen his former argument by new matter or by replying to other Councillors.

29. The President shall forthwith call to order any Councillor committing a breach of clause 26.

No Speech after Certain Events.

30. No Councillor shall speak on any motion or amendment—
- (a) after the mover has replied; or
  - (b) after the question has been put.

Mover and Seconder have Spoken.

31. A Councillor moving or seconding a motion or amendment is deemed to have spoken thereon.

Limit of Speeches.

32. (1) A Councillor shall not speak upon any motion or amendment or in reply for a longer period than five minutes without the consent of the Council, which shall be signified without debate.

(2) An extension shall not be permitted under this clause beyond a total of twenty minutes.

Speaking in Reply.

33. A Councillor speaking in reply shall not introduce any new matter, but shall strictly confine himself, to answering previous speakers.

Division of Motions.

34. The President may, at his discretion, or the Council may, by motion without debate, order a complicated motion to be divided and put in the form of two or more motions.

Withdrawal of Motions.

35. A motion or amendment may be withdrawn by the mover, with the consent of the Council, which shall be signified without debate; and it shall not be competent for any Councillor to speak upon the motion or amendment after the mover has asked permission for its withdrawal unless that permission is refused.

Production of Documents.

36. (1) Any member may of right require the production of any of the documents of the Council relating to the question or matter under discussion.

(2) On giving to the Clerk not less than four hours' notice, a member of the Council shall be entitled to have laid on the Council table, for the duration of a meeting, any document or record of the Council, and the Clerk, on receiving that notice, shall lay the document on the Council table at the commencement of the meeting.

No Digression.

37. A Councillor shall not speak otherwise than upon, or digress from, the question then before the Council, except to make a personal explanation.

No Adverse Reflection on Council.

38. A Councillor shall not reflect adversely upon a resolution of the Council, except on a motion that the resolution be rescinded.

No Adverse Reflection on Councillor.

39. A Councillor shall not reflect adversely upon the character or actions of another member nor impute any motive to a member, unless the Council resolves, without debate, that the question then before the Council cannot otherwise be adequately considered.

40. Any member may require the Clerk to take down any particular words used by a member immediately upon their being used.

Demand for Withdrawal.

41. If any Councillor commits a breach of clause 38 or 39, the President may require him unreservedly to withdraw any offending comment, and to make a satisfactory apology; and, if the Councillor declines or neglects to do so, the President may direct such Councillor to cease speaking and resume his seat and may call on the next speaker.

Disturbance by Councillors.

42. A Councillor shall not create a disturbance at any time, or converse aloud, while any other Councillor or person is addressing the Council.

Continued Irrelevance, etc.

43. The President may call the attention of the Council to continued irrelevance, tedious repetition, unbecoming language, or any breach of order or decorum on the part of a Councillor and may direct that Councillor, if speaking, to discontinue his speech, and thereupon the Councillor shall cease speaking and shall resume his seat.

44. When the President is putting any question, a Councillor shall not walk out of or across the Chamber; and shall not, whilst any other Councillor is speaking, pass between the speaker and the Chair.

45. The President shall preserve order, and may call any Councillor to order, whenever, in his opinion, there is cause for so doing.

46. Every Councillor shall be entitled to direct the attention of the President to any infraction of the Standing Orders by any other Councillor; or to draw the attention of the President to any matter of which the latter may take notice under clause 43.

Rulings by President.

47. The President when deciding a point of order or practice, shall give his decision and argument or comment shall not be permitted thereon and his decision shall be final, in that particular case, unless a majority of the Councillors then present shall, upon motion made forthwith, dissent therefrom. A Councillor shall not speak for a longer period than five minutes, if in disagreement with the President's ruling.

48. Whenever the President has decided that any motion, amendment or other matter before the Council is out of order, it shall be rejected; and whenever anything said or done in the Council, by any Councillor, is similarly decided to be out of order, that Councillor shall be called upon by the President to make such explanation, retraction or apology, as the case may require.

Continued Breach of Order.

49. Where a Councillor persists in any conduct which the President decides is out of order, or refuses to make any explanation, retraction or apology required by the President under clause 48, the President may direct that Councillor to refrain from taking any further part in the then meeting of the Council other than by recording his vote; and the Councillor shall comply with such direction.

Serious Disorder.

50. (1) If at a meeting of the Council the President is of opinion that by reason of disorder or otherwise the business of the Council cannot effectually be continued, he may adjourn the meeting for a period of fifteen minutes, whereafter the Council shall re-assemble and decide whether business is to be proceeded with; and that question shall be decided forthwith and without debate.

(2) Where after any proceeding under subclause (1) of this clause, the President is again of opinion that the business of the Council cannot effectually be continued, he may close the meeting.

All Councillors to Vote.

51. (1) At every meeting of the Council in accordance with section 173 (9) of the Act every Councillor present shall vote, and if any Councillor who is entitled to vote fails to vote, the President shall call upon him to vote.

(2) Where there is any equal division of votes upon any question the President has and may exercise a casting vote.

Permissible Motions During Debate.

52. (1) Subject to subclause (2) of this clause, when a motion is under debate, no further motion shall be moved except a motion—

- (a) that the motion be amended;
- (b) that the Council do adjourn;
- (c) that the debate be adjourned;
- (d) that the question be now put;
- (e) that the Council do proceed with the next business;
- (f) that the Council do sit behind closed doors; or
- (g) that the meeting be now closed.

(2) Where the question before the Council is a recommendation from a Committee of the Council, a Councillor may, at the conclusion of the speech of any other Councillor, move without notice that the question be referred back to the Committee; and on any such motion, the mover may speak for not more than five minutes, the seconder shall not speak, other than formally to second and the Chairman of the Committee concerned, or in his absence a member thereof, may speak for not more than five minutes, but no other debate shall be allowed.

Amendment to Relate to Motion.

53. Every amendment shall be relevant to the motion on which it is moved.

54. Every amendment shall be read before being moved, if the President or a Councillor so requires.

One Amendment at a Time.

55. (1) Only one amendment shall be discussed at a time, but as often as an amendment is lost, another amendment may be moved before the original motion is put to the vote, except that where an amendment is carried, one further amendment to the original motion as amended, and no more, may be moved.

(2) In speaking to an amendment a Councillor may give notice of his intention to move a further amendment.

56. Where an amendment is carried, the original motion as amended shall, for all purposes of subsequent debate and subject only to clause 55, be treated as an original motion.

“That Council Adjourn.”

57. (1) A Councillor may, at the conclusion of the speech of any other Councillor or on the conclusion of any business, move without notice that the Council do now adjourn and that motion shall state the time and date to which the adjournment is to be made.

(2) On a motion to adjourn, the mover may speak for not more than five minutes, the seconder shall not speak other than formally to second, and the mover of the motion (if any) which was then under debate may speak for not more than five minutes, but no other debate shall be allowed.

58. Where a motion for the adjournment of the Council is negatived, no similar motion shall be moved until after the question then under discussion or the next on the notice paper or any other which may be allowed precedence shall have been disposed of.

59. (1) A Councillor who has spoken on the question before the Council shall not move the adjournment of the Council.

(2) A Councillor shall not, at the same sitting of the Council, move or second more than one motion for the adjournment of the Council.

60. On a motion for the adjournment of the Council being carried, the debate on the question (if any) under debate when that motion was moved shall be continued immediately upon the Council resuming after the adjournment.

61. On a motion for the adjournment of the Council being carried, a record shall be taken of all those who have spoken on the subject under consideration at the time of the adjournment, and they shall not be permitted to speak on any subsequent consideration of the same subject, but this clause does not deprive a mover of the right of reply.

62. The President may at any time adjourn the Council to such time and date as the motion specifies, or where no time and date is specified to such time and date as he shall then declare.

“That Debate be Adjourned.”

63. (1) A Councillor may at the conclusion of the speech of any Councillor move, without notice, that the debate be adjourned to a later hour of the same meeting or to a subsequent meeting of the Council.

(2) On a motion that the debate be adjourned, the mover may speak for not more than five minutes, the seconder shall not speak other than formally to second, and no other debate shall be allowed; but if the question then before the Council is a recommendation from a Committee, the Chairman of the Committee concerned, or, in his absence, a member thereof may speak for not more than five minutes.

64. (1) A Councillor who has spoken on the question then under debate shall not move the adjournment of the debate.

(2) A Councillor shall not, at the same sitting of the Council, move or second more than one motion for the adjournment of the same debate.

65. On resuming an adjourned debate the Councillor who moved its adjournment shall be entitled to speak first.

66. On a motion for the adjournment of a debate being carried, a record shall be taken of all those who have spoken on the subject under debate and they shall not be permitted to speak on any resumption of the debate on that subject, but this clause does not deprive a mover of the right of reply.

67. Where the debate on any motion, moved and seconded, is interrupted by the Council being counted out, that debate may, on motion with notice, be resumed at the next meeting, at the point where it was so interrupted.

“That Question be Put.”

68. A Councillor may, at the conclusion of the speech of any other Councillor, move without notice and without comment, that the question under consideration be now put, and upon that motion being formally seconded the same shall immediately be put, without debate.

69. A motion that the question under consideration be put shall not be moved by a Councillor who has already spoken on the question, and that motion shall not be carried without the consent of a two-thirds majority of the Councillors then present.

70. When it is decided by the Council that the question under consideration be put, the mover of the question under consideration shall, if debate has ensued and if otherwise entitled to do so, be permitted to speak in reply for not more than five minutes before the question is put, but subject thereto, the question shall at once be put.

71. Whenever it is decided by the Council that the question be put, the question to be so put includes the main question as well as any amendment thereto.

“That Council Proceed with Next Business.”

72. A Councillor may at the conclusion of the speech of any other Councillor move, without notice and without comment that the Council do proceed with the next business and, upon that motion being formally seconded, it shall be immediately put without debate.

73. Where the Council decides to proceed with the next business, the question which was then under discussion shall be considered as dropped.

74. During the same debate on any question, a motion that the Council do proceed with the next business shall not be moved within one hour after a similar motion has been negatived.

“That Meeting be Closed.”

75. (1) A Councillor may, at the conclusion of the speech of any other Councillor or on the conclusion of any business, move, without notice, that the meeting of the Council be now closed.

(2) On a motion that the Council be closed, the mover may speak for not more than five minutes, the seconder shall not speak other than formally to second and the mover of the motion (if any) then under debate may speak for not more than five minutes; but no other debate shall be allowed.

76. If a motion that the meeting of the Council be closed is negatived, a similar motion shall not be moved until after the question then under discussion or the next on the motion paper or any other which may be allowed precedence has been disposed of.

77. (1) A Councillor who has spoken on the question then before the Council shall not move that the meeting be closed.

77. (2) A Councillor shall not at the same meeting of the Council move or second more than one motion that the meeting be closed.

78. On a motion that the meeting be closed being carried, the debate on the question (if any) under debate when that motion was moved shall stand adjourned to its place on the notice paper for the next meeting of the Council.

79. On a motion that the meeting be closed being carried, a record shall be taken of all those who have spoken on the subject under consideration up to the closing of the meeting and they shall not be permitted to speak on any subsequent consideration of the same subject; but his clause does not deprive a mover of the right of reply.

Confidential Business.

80. Every matter dealt with by, or brought before the Council sitting otherwise than with open doors, or any Committee of the Council, shall be treated as strictly confidential, and shall not without the authority of the Council be disclosed to any person other than the President, Councillors or servants of the Council (and in the case of servants only so far as may be necessary for the performance of their duties) prior to the discussion of that matter at a meeting of the Council held with open doors.

Rescission of Resolution.

81. A resolution of any meeting of the Council shall not be revoked, rescinded or altered at the same or any subsequent meeting except in the manner provided by section 177 of the Act.

Negatived Motions.

82. A motion to the same effect as any motion which has been negatived by the Council shall not again be entertained within a period of three months, except with the consent of an absolute majority of the Council.

#### Suspension of Standing Orders.

83. In cases of urgent necessity, any Standing Order of the Council may be suspended on motion duly made and seconded, but that motion shall not be declared carried, unless an absolute majority of the Council, or a two-thirds majority of those present and voting on the question, whichever is the lesser number, have voted in favour of the motion.

84. Any Councillor moving the suspension of a Standing Order shall state the object of the motion, but discussion shall not otherwise take place thereon.

#### Method of Taking Vote.

85. The President shall in taking the vote on any motion or amendment, put the question first in the affirmative and then in the negative, and he may do so as often as is necessary to enable him to form and declare his opinion as to whether the affirmative or the negative has the majority on the voices or by a show of hands.

86. (1) The Council shall vote on the voices, or by a show of hands as may, in each case, be directed by the President, but any Councillor may call for a division on any question.

(2) Upon a division being called for, the President may, if he thinks fit, order that the division bell be rung, and after the lapse of one half of a minute from the bell ceasing to ring a Councillor shall not be permitted to enter or leave the Chamber, until after the division has been taken.

(3) Where a division is taken, the procedure laid down in subsections (11) and (12) of section 173 of the Act shall be observed.

#### COMMITTEES.

##### Standing Committees.

87. (1) In addition to such Occasional Committees as may from time to time be appointed, there shall be Standing Committees of the Council, namely, for—

- (a) Finance, Plant and Health;
- (b) Works, General Purposes, Parks and Trees and Recreational;
- (c) Building, Subdivision and Traffic.

(2) A Committee so appointed shall not enter into a contract or other commitment or undertaking without first having the express authorisation of the Council to do so.

(3) Each Standing Committee shall comprise the President and four Councillors.

(4) Subject to subclause (5) of this clause, the members of each Standing Committee shall be appointed for each year, at the first meeting of the Council held after the annual election and shall hold office until the commencement of the first meeting after the annual election then next ensuing.

(5) The Council may, by resolution carried pursuant to a notice of motion, by a simple majority, or on a motion moved without notice, by an absolute majority, change the membership of any Committee or appoint substitutes for Councillors absent pursuant to leave granted by the Council.

(6) In the event of an equality of votes for two or more Councillors in an election for member of a Committee, the President shall have a casting vote.

88. (1) Subject to any resolution of the Council, passed after the coming into operation of the Standing Orders, the duties of Standing Committees shall be—

- (a) Finance, Plant and Health Committees, the oversight of—
  - (i) the finances of the Council;
  - (ii) items of expenditure recommended by any Committee, when required;
  - (iii) estimates of receipts and expenditure for each financial year;
  - (iv) loans;
  - (v) Council's official staff;
  - (vi) calling tenders for the purchase and disposal of any plant; and
  - (vii) supervise the carrying out of the provisions of any Act of Parliament or by-laws or any other matter affecting public health.



- (b) Works, General Purposes, Parks, Trees and Recreational Committees, the oversight of—
- (i) all works referred to it;
  - (ii) deal with matters which are not normally dealt with by another Committee;
  - (iii) advise upon all matters relating to street or park trees;
  - (iv) advise on matters relative to wind breaks, noxious weeds and insect pests;
  - (v) all parks, reserves or other land under control of the Council;
  - (vi) study and report periodically upon all recreational activities on land or water.
- (c) Building, Subdivision and Traffic, the oversight of—
- (i) all plans and specifications dealing with applications for building permits;
  - (ii) adherence to the provisions of the Uniform General Building By-laws;
  - (iii) all subdivision applications having due regard to the requirements of Town Planning;
  - (iv) traffic matters in relation to the Traffic Act;
  - (v) vehicle parking and street marking; and
  - (vi) siting of all hoardings and signs.

(2) Any Standing Committee may make a recommendation to the Finance Committee concerning an appointment to the official staff of an applicant whose principal duties pertain to matters, the oversight of which has been entrusted by the Council to the former Standing Committee, and where the Finance Committee does not accept that recommendation, it may be made to the Council.

#### Occasional Committees.

89. (1) The Council may appoint Occasional Committees to perform any duty which may be lawfully entrusted by it to a Committee.

(2) An Occasional Committee may comprise any number of members not exceeding the largest minority of the total number of members.

(3) A Standing Committee shall not interfere in any matter which has for the time being been entrusted to an Occasional Committee.

(4) An Occasional Committee shall not be appointed except on a motion setting out—

- (a) the duties proposed to be entrusted to such Committee; and
- (b) either—
  - (i) the names of the Councillors of whom, with the President, it is intended to constitute the Committee; or
  - (ii) the number of Councillors intended to constitute the Committee and a provision that they be elected by a separate motion.

(5) Where the members of an Occasional Committee are elected by a motion, then, in the event of an equality of votes, the President shall have a casting vote.

#### Calling Committee Meetings.

90. The Clerk shall call a meeting of any Committee when requested so to do by the President or the Chairman or any two members of that Committee.

91. Except in so far as they limit the number of times a member may speak or require meetings to be conducted with open doors, these Standing Orders shall be observed at meetings of committees; but the chairman of a committee may have and exercise both a deliberative and, in the case of equality of votes, a casting vote.

#### Quorum of Committees.

92. (1) At any meeting of a Standing Committee, a quorum shall consist of not less than three members and the Chairman.

(2) Every meeting shall proceed to business so soon after the time stated in the summons as a quorum is constituted; but if a quorum is lacking fifteen minutes after the appointed time of the meeting, the meeting shall lapse.

#### Minutes of Committees.

93. (1) Each Standing Committee shall cause to be kept a minute book in which shall be entered minutes of all its proceedings and transactions.

(2) The minutes of each meeting shall be confirmed at the next meeting of the Committee and shall be signed by the Chairman thereof.

#### Representation on Public Bodies.

94. Whenever it becomes necessary to appoint a Councillor to represent the Council on a public body or a State instrumentality, notice of the necessity to make that appointment shall be given at the meeting of the Council immediately preceding the meeting at which it is intended to make the appointment.

#### Meetings of Electors.

95. (1) The Standing Orders apply, so far as is practicable, to any meeting of electors, but where there is any inconsistency between the provisions of this by-law and the provisions of section 171 of the Act, the latter prevails.

(2) A person who is not an elector is not entitled to vote at a meeting of electors, and he may not take any part in any discussion at that meeting, unless the meeting by a motion, requests him to do so.

#### Meetings of Ratepayers.

96. (1) The Standing Orders apply, so far as is practicable to any meeting of ratepayers, but where there is inconsistency between the provisions of this by-law and the provisions of section 171 of the Act, the latter prevails.

(2) A person who is not a ratepayer is not entitled to vote at a meeting of ratepayers and he may not take any part in any discussion at that meeting unless the meeting, by a motion, requests him to do so.

#### Duties of Officers.

97. Shire Clerk:—

- (i) The duties of the Shire Clerk include those detailed in the Local Government Act, 1960.
- (ii) The Shire Clerk is responsible for administration, subject to any directions given by the President or Council.
- (iii) The Shire Clerk shall obey all lawful commands of the President or Council.
- (iv) The Shire Clerk shall exercise control over all servants of the Council.
- (v) The Shire Clerk shall attend all Council meetings.
- (vi) The Shire Clerk shall answer all questions on Council business at the request of the President.
- (vii) The Shire Clerk shall draw the attention of the President to any proposal under consideration, which may appear to be unconstitutional or irregular.

98. The duties of the Engineer shall be:—

- (i) The Engineer shall have the control of works, plant and property of the Council and shall issue instructions to the foreman and shall see that the same are faithfully carried out. Should the foreman be guilty of insubordination or disobedience or be found incapable of performing the duties allotted to him, the Engineer shall report the matter to the President, who shall enquire into the matter, and, if necessary, shall suspend the foreman and report the matter to the next meeting of the Council.
- (ii) To prepare proper plans and specifications for all works and improvements as regards roads and culverts under the control of the Council, examine all materials to be employed in such works, and to see the same faithfully and properly executed and performed, and watch the progress and formation thereof; submit all specifications and plans to the Council before tenders are called.
- (iii) To see that the work of cleaning and repairing all public roads and footways is properly carried out.
- (iv) To see that no labourers are engaged but those that are able bodied.
- (v) To see that all drains, sewers, culverts and bridges are maintained in a state of efficiency.

- (vi) To see that all servants under his control carry out their duties efficiently and to report any departure therefrom.
- (vii) To attend all Council and Committee meetings if required.
- (viii) To specially examine all roads throughout the district at least once each six months, or as required by the Council.
- (iv) To supply monthly, or as required, to the Council, returns of all work completed or in progress with remarks thereon.

Penalty.

99. Any person committing a breach of these Standing Orders is liable to a penalty not exceeding twenty pounds.

Enforcement.

100. The President is authorised and required to enforce the Standing Orders and to prosecute for any breach thereof.

101. From the date of coming into operation of this by-law all previous Standing Orders, By-laws, in the Shire of Busselton, are hereby repealed.

The Common Seal of the Shire of Busselton was affixed hereto this 13th day of July, 1962, in the presence of—

[L.S.]

F. H. JOLLIFFE,  
President.  
T. McCULLOCH,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor, in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Nyabing-Pingrup.

By-laws Relating to Pingrup Cemetery.

L.G. 343/61.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 20th day of June, 1962, to make and submit for confirmation by the Governor the following by-laws:—

1. All fees and charges payable to the trustees, as set forth in Schedule "A," shall be paid at the times and manner therein mentioned, unless otherwise ordered.
2. The "secretary," as referred to in these by-laws, means the person for the time being employed by the trustees as the secretary of the Cemetery, and such person shall, subject to the trustees, exercise a general supervision and control over all matters pertaining to the Cemetery, and to the carrying out and enforcement of these by-laws, and the direction of such person shall in all cases and for all purposes be presumed to be and to have been the direction of the trustees.
3. The "superintendent," as referred to in these by-laws, means the person for the time being employed by the trustees as the superintendent of the Cemetery, and such person shall, subject to the trustees, have charge of the general care of the Cemetery, the supervision of the erection or placing of monumental work and fixtures, also the supervision of interments, the opening, closing and dressing of graves, and such other duties as are mentioned in these by-laws or ordered by the trustees.

4. Any person desiring to inter any dead body in the Cemetery shall make an application in the form contained in Schedule "B."

5. All applications for interment shall be made at the offices of the trustees in such time as to allow at least five working hours' notice being given to the superintendent at the Cemetery prior to the time fixed for burial, otherwise an extra charge shall be made.

6. The trustees shall cause all graves to be dug and vaults, brick graves, or graves to be re-opened as and when required.

7. Every coffin shall have upon the lid an approved metal plate bearing the name of the deceased stamped or otherwise indelibly inscribed in legible characters thereon. Any coffin not complying with this by-law will not be admitted to or be interred in the Cemetery.

8. Every grave shall be at least six feet deep at the first interment, and no interment shall be allowed in any grave with a less depth than three feet from the top of the coffin to the original surface of the surrounding ground.

9. In the case of an application for interment in any private grave or vault to which the deceased had no claim during life, the written and verified consent of the grantee shall be handed in with the application.

10. If application be made for an "interment" in any grave or vault of the remains of any person other than the person to whom the grant was issued, or his registered assign, the written and verified consent of such grantee or assignee shall be produced, together with the "Grant of Right of Burial."

11. Should the grantee be unable to produce the "Grant of Right of Burial" on making application for a grave to be re-opened, for the purposes of interment, through having lost same, the said grantee shall make a sworn declaration to this effect, and shall pay the fee for a copy of such "Grant of Right of Burial," as prescribed in Schedule "A," before the interment takes place.

12. No burial shall be allowed to take place in the Cemetery, nor shall any coffin be allowed to enter the Cemetery unless a certificate from the District Registrar of Deaths that the death has been registered or a Coroner's order for burial is handed to the secretary, at the latest, upon the funeral entering the Cemetery. Should the undertaker or his representative be unable to produce the said certificate from the Registrar, he shall give a written guarantee to produce same within three days, and satisfactory reasons must be given for the non-production of such certificate in the first instance. In default of the production of the said certificate within three days, the undertaker's license may be suspended until such a certificate is produced. The certificate will be retained, but the Coroner's order shall be returned to the person delivering the same.

13. No interment shall be allowed on Sunday except by written permission of the trustees or when it is certified in writing by a Medical Officer of Health, or by a Police Magistrate, or by two Justices of the Peace, that for sanitary or special religious reasons it is necessary or advisable that the burial take place on that day.

14. Unless otherwise ordered the principal entrance to the Cemetery shall be open daily between the hours of 8 a.m. and 6 p.m.

15. The hours for burial shall be as follows:—

Week days, from 8 a.m. to 6 p.m.;

Sundays, from 2 p.m. to 5 p.m.;

and no burial shall be allowed to take place nor any coffin allowed to enter the Cemetery, at any other hour except by written permission of the trustees.

16. The time fixed for any burial shall be the time at which the funeral is to arrive at the Cemetery gates, and, if not punctually observed, the undertaker responsible shall be liable to a fine of 10s. 6d.

17. If for any reason the funeral shall, on arrival at the entrance gates of the Cemetery, remain there for more than 15 minutes prior to proceeding to the graveside, the undertaker responsible shall be liable to a fine of 10s. 6d.

18. Every funeral shall enter by the principal entrance, and no vehicle, except the hearse, shall be permitted to enter the Cemetery, or stand opposite the entrance gates. Vehicles shall not be allowed to proceed faster than five miles per hour within the Cemetery, and shall proceed at and by such roads

as directed by the superintendent or other officer of the trustee from time to time. Any driver or other person failing or neglecting to observe such directions may be forthwith expelled from the Cemetery. No bicycle shall be ridden within the Cemetery.

19. If application be made to the trustees to exhume any corpse for the purpose of examination or identification, or for the purpose of its being buried elsewhere in accordance with the wishes of the deceased or of his family, an order from the Governor or the warrant of a Coroner or of a Justice of the Peace issued in accordance with the law authorising the Board to permit of the exhumation must be attached to the application form.

20. Children under the age of ten years entering the Cemetery must be in charge of some responsible person.

21. Smoking shall not be allowed within the Cemetery, nor any fireworks discharged therein.

22. No dogs shall be admitted into the Cemetery.

23. No person shall remove any plant, tree, shrub, flower (other than withered flowers, which are to be placed in the receptacle provided by the trustees for same), or any article from any grave without first obtaining a permit from the trustees or their representatives.

24. No person shall pluck any tree, plant, shrub, or flower growing in any portion of the Cemetery.

25. No person shall remove or carry out of or attempt to carry out of the Cemetery any tree, plant, shrub, flower, earth or other material without the written authority of the trustees or their representative.

26. No person shall promote or advertise, or carry on within the Cemetery any trade, business, or calling, either by solicitation, distribution of circulars, by cards or otherwise or by any other system of advertisement whatsoever, without the written consent of the trustees, and any person infringing this by-law shall be expelled from the Cemetery.

27. No person employed by or under the trustees shall be permitted to accept any gratuity whatever, nor shall he be pecuniarily interested in any work in the Cemetery, other than the remuneration he receives from the trustees, except by written permission of the trustees, and any such person proved guilty of accepting any gratuity, or being pecuniarily interested in any such work without such permission shall be liable to summary dismissal.

28. Any person desiring to place or erect, or to alter or add to any monument, tombstone, or enclosure in any part of the Cemetery must first obtain the written consent and approval of the trustees, and otherwise comply with section 23 of the Act (61 Vict., No. 23).

29. Every tombstone, monument, or enclosure shall be placed on proper and substantial foundations, which, if required by the trustees or their officers, shall extend to the bottom of the grave.

30. The materials used in every such erection shall be subject to the approval of the superintendent or other officer appointed by the trustees, and any material rejected shall be immediately removed from the Cemetery by the contractor for the erection. All refuse and other rubbish remaining after any work is completed shall be immediately removed from the Cemetery by the person causing the same.

31. Should any work by masons or others be not completed before a Sunday, they shall be required to leave the work in a neat and safe condition to the satisfaction of the superintendent.

32. Monumental masons and other tradesmen shall, before commencing any work within the Cemetery, deposit with the secretary to the trustees the sum of one pound (£1) which shall be forfeited if the provisions of either of the two preceding by-laws be not complied with to the satisfaction of the superintendent.

33. All material required in the erection and completion of any work shall, as far as possible, be prepared before being taken to the Cemetery; and all materials required by tradesmen shall be admitted at such entrance as the superintendent shall direct, and no vehicle conveying any such materials with wheels less than four inches broad shall be permitted to enter the Cemetery. No sand, earth or other material shall be taken from any part of the Cemetery for use in the erection of any monument or work except with the written approval of the trustees.

34. No catacomb shall be allowed.

35. Monumental masons shall not be permitted to carry on work within the Cemetery during other than the hours specified for the opening and closing of the gates on week days, Saturday and Sunday excepted, when no work is to be done from noon Saturday to the opening of gates on the Monday morning, without the written permission of the trustees.

36. Subject to the approval of the trustees, each applicant for an "Order for Burial" shall, within three months from date of the application, enclose the grave mentioned in such application with a kerbing of tiles, slate, or stone and shall cause to be placed thereon a number plate bearing the number of the grave or vault. The kerbing enclosing a grave shall have engraved thereon in figures not less than two inches in height, the number of the grave so enclosed. Every grave, vault, monument, tombstone, kerbing, or any other erection shall be maintained and kept in thorough repair and proper condition by, and at the expense of the grantee. Should the grantee's residence not be known, or be out of the State, the trustees to have power to do the work and keep an account against the grantee. No mounds shall be allowed.

37. No wooden fence, railing, cross or other wooden erection shall be allowed on or around any grave or vault.

38. No trees or shrubs shall be planted on any grave except such as shall be approved by the superintendent.

39. All workmen, whether employed by the trustees or by any other person, shall at all times whilst within the boundaries of the Cemetery, be subject to the supervision of the superintendent, and shall obey such directions as that officer may find it necessary to give; and any workman committing any breach of these regulations and by-laws, or refusing or neglecting to comply with any directions of the said superintendent, shall be removed from the Cemetery.

40. Licenses for grave dressing or decorating may be issued by the trustees, such licenses to be renewed annually in the month of July.

41. Any person taking part in dressing or attending to any grave shall comply with the following rules:—

- (a) No rubbish, soil, sand, or other material removed in dressing a grave shall be placed on any other grave, and if placed in any adjoining ground shall be removed immediately the work is completed.
- (b) No sand, soil, or loam shall be taken from any portion of the Cemetery for the purpose of dressing any grave, except with the permission of the superintendent.
- (c) The dressing of all graves, and the wheeling and carting of any material shall be subject to the supervision of the superintendent.
- (d) Work in all cases to be carried on with due dispatch and only during regulation hours.

42. Prior to conducting any interment within the Cemetery or making use of the Cemetery for any purpose connected with interments every undertaker shall pay to the trustees an annual fee as prescribed in Schedule "A" and shall at the time of making such payment give his assent in writing to such conditions as the trustees may deem fit to impose. Upon such assent being given, and payment of the fee made, he shall receive a "Permit," to hold good during good behaviour and until the first day of July following, and unless in the possession of such a "Permit" no undertaker shall be allowed to engage in or carry out any duty or work within the Cemetery.

43. The trustees may decorate graves from time to time, when desired by the grantee so to do. If the grantees do not desire the trustees to carry out this work, the grantees may either do it themselves or employ any person licensed by the trustees for that purpose.

44. No person, except the relatives of the deceased, the trustees, or those licensed by the trustees, shall be permitted to decorate any grave.

45. If for the purpose of re-opening a grave the trustees find it necessary to remove edging tiles, plants, shrubs, etc., from off the grave, the person so ordering the re-opening shall pay to the trustees the charges laid down in Schedule "A."

46. Notwithstanding anything contained in the existing by-laws to the contrary, permission may be granted to the Defence Department of the Commonwealth to erect headstones on the graves of deceased soldiers without payment of any fee.

47. Free ground may be granted if it is proved to the satisfaction of the trustees (a) that the deceased was a returned soldier, and that he died as the result of injuries received in war; and (b) that the relatives of the deceased are in necessitous circumstances: Provided that such grant shall be made subject to the condition that only the remains of deceased soldiers shall be interred in the grave.

48. A plan of the Cemetery showing the distribution of the land, compartments, section, situation and number of grave, and a register of all certificates of "Rights of Burial," shall be kept at the office.

49. Any person violating the rules of propriety and decorum, or committing any nuisance or trespass, or injuring any tree, shrub, flower, border, grave or any erection, or in any way infringing these by-laws shall be expelled from the Cemetery.

50. Any person committing any breach of any by-law or regulation, or of any other rules, regulations, or by-laws lawfully made under the authority of any Act relating to cemeteries shall for every such offence be liable to a penalty not exceeding five pounds, and in case of a continuing breach a further sum not exceeding one pound for every day during which such breach continues.

51. Any person committing a breach of any by-law in the Cemetery shall in addition to being liable to a penalty under any by-law be liable to be forthwith removed from the Cemetery by the trustees or the superintendent or other employee of the trustees or by any police constable. If such person resists removal, or if and as often as such person so removed shall, unless with the consent of the superintendent, again enter the Cemetery within 24 hours of his removal therefrom, he shall be liable to a penalty not exceeding five pounds.

#### Schedule "A."

##### Pingrup Public Cemetery.

##### SCALE OF FEES AND CHARGES PAYABLE TO THE TRUSTEES.

1. On application for an Order for Burial the following fees shall be payable in advance:—
 

	£	s.	d.
(a) In Open Ground—			
For interment in grave 6 ft. deep	5	0	0
For interment of any child under 10 years of age in grave 6 ft. deep	3	0	0
For interment of any stillborn child	1	0	0
(b) In Private Ground, including the issue of a Grant of Right of Burial—			
Ordinary land for grave, 8 ft. x 4 ft., where directed	2	5	0
Ordinary land for grave, 8 ft. x 8 ft., where directed	4	0	0
Special land for grave, 8 ft. x 4 ft., selected by applicant	3	0	0
Special land for grave, 8 ft. x 8 ft., selected by applicant	4	10	0
Extra land in addition, 8 ft. x 1 ft.—per foot	11	3	0
For interment in grave 6 ft. deep	5	0	0
For interment of any child under 10 years of age in grave 6 ft. deep	3	0	0
2. If graves are required to be sunk deeper than 6 ft., the following additional charges shall be payable—
 

For first additional foot	15	0
For second additional foot	1	10
For third additional foot	2	10

3. For re-opening any grave—	
For each interment	4 0 0
For each interment of a child under 10 years of age	2 10 0
For each interment of a stillborn child	1 0 0
For removal of edging tiles, plants, grass, shrubs, etc., according to time required per man hour at	10 0
4. For each interment on a Sunday, additional	2 2 0
5. For re-opening any grave for exhumation	4 0 0
6. For re-interment in a new grave after exhumation	5 0 0
7. For permission to erect a headstone, or to enclose any grave with a kerb	10 6
8. Undertakers' annual license fee	10 6
9. Registration of Transfer of Right of Burial	2 6
10. For copy of Right of Burial	2 6
11. Cemetery fee	2 6
12. For grave number plate	10 6

Schedule "B."

Pingrup Public Cemetery.

FORM OF GRANT OF RIGHT OF BURIAL IN THE  
PINGRUP CEMETERY.

BY virtue of the Cemeteries Act, 1897, we, the undersigned Trustees of the Pingrup Cemetery, in consideration of.....pounds.....shillings  
.....pence, paid to us by.....of....., hereby  
grant to the said.....the exclusive Right of Burial in  
(description of ground so as to identify, and if a place of exclusive burial,  
add.....on the plan of the Cemetery, made in pursuance  
of the said Act) to hold the same to the said.....in perpetuity  
(or for so long as the Cemetery remains a Public Cemetery) for the purpose  
of burial (or as the case may be), or of burying bodies, or of building a vault,  
or of placing a monument or tombstone, or as the case may be.

Given under our hand and seal this.....day of....., 19.....  
.....  
.....  
.....  
Trustees.

Schedule "C."

Pingrup Public Cemetery.

FORM OF GRANT OF EXCLUSIVE RIGHT OF BURIAL.

BY virtue of the Cemeteries Act, 1897, we, the undersigned Trustees of the Public Cemetery, Pingrup in consideration of.....pounds.....shillings.....pence to us by.....of.....hereby  
grant to the said.....the exclusive right of burial in that piece of  
ground.....(description of ground so as to identify) to hold the  
same to the said.....and.....assigns for the term of  
99 years from the date hereof, for the purpose of burial only.

This grant is issued subject to all by-laws and Regulations now and hereafter in force, made or to be made under the above Act or any future Act or Acts.

Given under our hands and common seal, this.....day of....., 19.....  
.....  
.....  
.....  
Trustees.



Schedule "D."

Pingrup Public Cemetery.

FORM OF ASSIGNMENT OF RIGHT OF BURIAL.

I..... of....., in consideration of  
 ..... pounds..... shillings paid to me by  
 ..... of....., do hereby assign unto  
 the said..... the Exclusive Right of Burial in.....  
 and numbered on the plan of the Pingrup Cemetery, made in pursuance of  
 the Cemeteries Act, 1897, which was granted to me (or.....  
 late of..... deceased, of whose will I am Executor, or  
 as the case may be) in perpetuity (or as the case may be) by a deed of  
 grant bearing date the..... day of..... 19.....  
 and all my estate and interest therein; to hold the same unto the said  
 ..... in perpetuity (or as the case may be) for the  
 remainder of the period to which the same was granted, subject to the condi-  
 tions on which I hold the same immediately before the execution thereof.

Given under my hand and seal this..... day of  
 ..... 19.....

Schedule "E."

Pingrup Public Cemetery.

FORM OF ORDER FOR BURIAL.

Date of Application.....

No. of Application.....

The remains of....., late of.....  
 deceased, may be interred in grave No..... compartment section  
 ..... of the land appropriated to the.....  
 denomination.

The time fixed for burial is..... o'clock in the..... noon, on  
 the..... day of..... 19.....

Secretary.

I, the undersigned, certify that a coffin purporting to contain the above  
 remains was interred in the above ground on the..... day  
 of..... 19.....

Schedule "F."

Pingrup Public Cemetery.

FORM OF INSTRUCTIONS FOR GRAVES.

1. What denomination .....
2. Name of deceased .....
3. Late residence of deceased .....
4. Rank of deceased .....
5. Age of deceased .....
6. Birth place of deceased .....
7. Minister to officiate .....
8. Day of funeral .....
9. What hour, and if usual or extra .....
10. Number of grave on plan issued .....
11. If a public grave .....
12. If a private grave (not brick) .....
13. What depth and other dimensions .....
14. If a family vault or brick grave .....
15. What depth .....
16. If first or second interment .....
17. Nature of disease, or supposed cause of death .....

Signature of .....  
 (Representative or Undertaker).

Order received this..... day of....., 19....., at..... o'clock

Secretary.

Schedule "G."

Pingrup Public Cemetery.

LICENSE TO DRESS GRAVES.

No. ....

THE Trustees do hereby grant to ..... permission to dress graves in said Cemetery, subject to the rules, regulations, and by-laws now made or hereafter to be made for the regulation of the same, and the following, viz.:—

- (1) That no rubbish, clay, or other material removed in dressing a grave shall be placed on any adjoining grave and if placed on any adjoining ground shall be removed where directed immediately after the completion of the work.
- (2) That no loam shall be taken from any portion of the Cemetery for the purpose of dressing any grave.
- (3) That no grave shall be dressed in the wet weather, nor shall any material be wheeled or carted along any path for the said purpose while the surface is soft from rain or otherwise, except by special permission by the Trustees.
- (4) That no business card or announcement shall be put on any place within the said Cemetery or its precincts.
- (5) That upon any breach of the above conditions of said Cemetery by-laws this license shall be liable to be forfeited and the licensee liable to the penalty provided for in the Act 61 Vict. No. 23.
- (6) That licensees shall be responsible for all acts of their employees.
- (7) That licenses shall be renewed annually.

Given under my hand and seal this ..... day of ....., 19.....

.....  
Chairman of the Board.

Signature of Licensee .....

Witness .....

.....  
Dated the 20th day of June, 1962.

The Common Seal of the Shire of Nyabing-Pingrup was hereunto affixed by authority of a resolution by the Council in the presence of—

[L.S.]

J. A. PATERSON,  
President.

B. H. SMITH,  
Shire Clerk.

.....  
Recommended—

L. A. LOGAN,  
Minister for Local Government.

.....  
Approved by His Excellency the Governor in Executive Council this 3rd day of August, 1962.

R. H. DOIG,  
Clerk of the Council.

## FRUIT CASES ACT, 1919-1961.

Department of Agriculture,  
South Perth, 3rd August, 1962.

File 180/62, Ex. Co. No. 1477.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of section 11 of the Fruit Cases Act, 1919-1961, has been pleased to make the regulations set forth in the schedule hereunder.

T. C. DUNNE,  
Director of Agriculture.

## Schedule.

## Regulation.

- |                         |  |
|-------------------------|--|
| Principal regulations.  | 1. In these regulations the regulations made under the provisions of the Fruit Cases Act, 1919 (as amended), published in the <i>Government Gazette</i> on the 31st December, 1936, and amended from time to time thereafter by notices published in the <i>Government Gazette</i> , are referred to as the principal regulations.                           |
| First Appendix amended. | 2. The First Appendix to the principal regulations is amended by adding immediately below the item, "Banana Case . . . 21 in. long, 12 in. deep, 12 in. wide.—Not less than a cubical content of 3024 cubic inches." the item, "Banana bushel case . . . 18 in. long, 9½ in. deep, 13 in. wide . . . Not less than a cubical content of 2,223 cubic inches." |

## NOXIOUS WEEDS ACT, 1950-1960.

Department of Agriculture,  
South Perth, 3rd August, 1962.

File 507/55, PF 1; Ex. Co. No. 1474.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Noxious Weeds Act, 1950-1960, has been pleased to make the regulations set forth in the schedule hereunder.

T. C. DUNNE,  
Director of Agriculture.

## Schedule.

## Regulations.

- |                        |   |
|------------------------|---|
| Principal regulations. | 1. In these regulations the Noxious Weeds Act Regulations, 1951, published in the <i>Government Gazette</i> on the 9th November, 1951, and amended from time to time thereafter by notices published in the <i>Government Gazette</i> , are referred to as the principal regulations.   |
| Reg. 6C added.         | 2. The principal regulations are amended by adding after regulation 6B a regulation as follows:—<br><br>6C. (1) Where in a consignment of used sacks or used wool packs that is brought into the State from elsewhere, or into any part of the State from some other part of the State, any used sack or used wool pack is found to contain or to be carrying a primary noxious weed, or portion or the seed of a primary noxious weed, a Government inspector shall detain that consignment and by notice in writing require the consignee, within a time to be specified in the notice, to destroy the consignment or, if it has been brought into the State from elsewhere, to return it to the place whence it was so brought in. |

(2) If the consignee fails or neglects to comply with the requirements of a notice given pursuant to this regulation within the time specified in the notice, the Government inspector shall forthwith destroy the consignment, and the consignee shall be liable to the Protection Board for the expenses incurred by the Government inspector under this subregulation in addition to any penalty that may be imposed on the consignee for breach of these regulations.

(3) The amount of the expenses for which the consignee is liable under this regulation shall be recoverable by the Protection Board in a court of competent jurisdiction, and such amount may be certified as correct by the Protection Board whose certificate shall be *prima facie* evidence that the amount is properly payable.