



Government Gazette

OF

WESTERN AUSTRALIA

(Published by Authority at 3 p.m.)

(REGISTERED AT THE GENERAL POST OFFICE, PERTH, FOR TRANSMISSION BY POST AS A NEWSPAPER)

No. 87]

PERTH : FRIDAY, 26th OCTOBER

[1962

TRAFFIC ACT, 1919-1960.

Town of Narrogin.

Traffic By-laws.

Police T.O. 62/1105.

A By-law of the Town of Narrogin, pursuant to an Order in Council made under Section 49 of the Traffic Act, 1919-1960.

IN pursuance of the powers conferred by the said order the Council of the Town of Narrogin by these by-laws orders as follows:—

Traffic By-laws Nos. 1 to 7 passed by the Municipality of Narrogin on the 12th August, 1958, and published in the *Government Gazette* on the 7th day of October, 1958, are hereby rescinded.

Passed by the Council of the Town of Narrogin on the 14th day of August, 1962.

[L.S.]

T. N. HOGG,

Mayor.

G. P. STEWART,

Town Clerk.

Recommended—

(Sgd.) J. F. CRAIG,
Minister for Traffic.

Approved by His Excellency the Governor in Executive Council this 4th day of October, 1962.

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

BUSH FIRES ACT, 1954-1958.

Department of Lands and Surveys,
Perth, 10th October, 1962.

Ex. Co. No. 1995.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Bush Fires Act, 1954-1958, has been pleased to make the regulations set out in the Schedule hereunder.

F. C. SMITH,
Under Secretary for Lands.

Schedule.
Regulations.

Principal Regulations. 1. In these regulations the Bush Fires Act, 1954, Regulations, as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government Gazette* on the 8th November, 1957, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Reg. 39AA added. 2. The principal regulations are amended by adding after regulation 39A the following regulation:—

39AA. A person shall not, during restricted burning times or prohibited burning times, operate any motor truck for the purpose of carting material to and from farm lands unless the truck carries a knapsack spray pump that is in serviceable order, and has a tank of three gallons minimum capacity kept at least threequarters filled with clean water.

JETTIES ACT, 1926-1957.

Public Works Department,
Perth, 8th October, 1962.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Jetties Act, 1926-1957, has been pleased to make the regulations set forth in the schedule hereunder.

J. McCONNELL,
Under Secretary for Works.

Schedule.
Regulations.

Principal Regulations. 1. In these regulations the Jetties Act Regulations, 1940, as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government Gazette* on the 1st August, 1961, including all amendments to and including those published in the *Government Gazette* on the 28th September, 1960, are referred to as the principal regulations.

Appendix I amended. 2. Appendix I to the principal regulations is amended in manner following:—

- (a) in that portion headed CARNARVON JETTY—
by substituting for the passage, "30s. per hour" in line two of the item, Hire of Mobile crane, the passage, "£3 per hour";
- (b) in that portion headed ONSLOW, POINT SAMSON, PORT HEDLAND, BROOME AND DERBY JETTIES—
by substituting for the passage, "30s. per hour" in line two of the item, Hire of Mobile crane, the passage, "£3 per hour"; and

(c) in that portion headed WYNDHAM JETTY—

(i) by substituting for the item, "Lighting Jetty and/or Shed—£2 per night or part thereof.", the following item:—

| | |
|---|-----------|
| Lighting Jetty and/or Shed:— | Per hour. |
| | £ s. d. |
| For full lighting of jetty, shed and yard | 3 0 0 |
| For full use of jetty lighting only | 1 0 0 |
| For reduced jetty lighting | 7 6 |

and

(ii) by substituting for the passage, "30s. per hour" in lines three and four of the item, Crane Hire, the passage, "£3 per hour".

METROPOLITAN WATER SUPPLY, SEWERAGE, AND DRAINAGE ACT, 1909-1960.

Metropolitan Water Supply, Sewerage and Drainage Department,
Perth, 4th October, 1962.

HIS Excellency the Governor in Executive Council has been pleased to approve of the by-laws made by the Minister for Water Supply, Sewerage and Drainage under the provisions of the Metropolitan Water Supply, Sewerage, and Drainage Act, 1909-1960, as set forth in the schedule hereunder.

B. J. CLARKSON,
Under Secretary.

Schedule.
By-laws.

Principal
By-laws.

1. In these by-laws the by-laws made by the Minister under the provisions of the Metropolitan Water Supply, Sewerage, and Drainage Act, 1909 (as amended), as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published in the *Government Gazette* on the 8th March, 1960 (such reprinted by-laws including all amendments to and including those published in the *Government Gazette* on the 30th June, 1959), and as amended by by-laws so made and published in the *Government Gazette* on the 23th January, 1960, the 21st June, 1960, the 25th November, 1960, the 22nd June, 1961, and the 30th January, 1962, are referred to as the principal by-laws.

By-law 58
amended.

2. By-law 58 of the principal by-laws is amended by substituting for paragraph (3), the following paragraph:—

(3) That he is a plumbing apprentice duly registered with the Arbitration Court of Western Australia or a trainee apprenticed under the Commonwealth Reconstruction Training Scheme, and is employed under the direction and supervision of a licensed sanitary plumber on work of a plumbing nature only.

LOCAL GOVERNMENT ACT, 1960.
The Municipality of the Shire of Bridgetown.
By-law No. 2—Verandahs Over Streets.

L.G. 807/61.

IN pursuance of the powers in that behalf contained in the Local Government Act, 1960, the Council of the abovementioned Municipality hereby records having resolved on the 15th day of May, 1962, to make and submit for confirmation by the Governor the following by-law to be numbered 2:—

1. In this by-law—

"Council" means the Council of the Shire of Bridgetown;

"Surveyor" means the Building Surveyor of the Shire of Bridgetown and includes any acting Surveyor;

"verandah" means any verandah or roof of which any part extends over a street but does not include awnings as described and covered by by-law No. 1 or projections on the front of any building permitted under section 8 of the Uniform Building By-laws.

2. No person shall erect or maintain a verandah without a written license issued by the Council under this by-law.

3. Any person desiring to obtain a license under this by-law shall deposit with the Surveyor two copies of drawings comprising a plan, elevation, and section and a specification showing in detail the proposed construction of the verandah and the manner in which it is proposed to secure it to the building to which it is to be attached. Calculations proving the stability of the structure shall be submitted when required by the Surveyor.

4. A license under this by-law shall be in the form in the First Schedule hereto.

5. (1) The fee prescribed in the Second Schedule hereto shall be paid to the Council for each license under this by-law.

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

6. Types permitted:—

(a) All verandahs shall be of suspended awning or cantilever form and unless otherwise permitted by the Council, the fascia shall finish two feet closer to the building line than the face of the kerb or nine feet from the building line, whichever is the lesser. Provided that the Council may approve verandahs which finish flush with the kerb or a different width if such width conforms with adjoining verandahs or verandahs in close proximity which were erected prior to the gazettal of this by-law.

(b) Every such verandah hereafter erected shall be of a standard design, a plan of which may be seen at the office of the Surveyor, or of such materials and design as shall be, in the opinion of the Surveyor, better for the particular circumstances of the case in accordance with a plan and specification submitted to and approved by the Surveyor.

(c) Subject to subclause (a) of this clause and clause 9 of this by-law, all verandahs in a street shall be erected of a uniform height and width.

7. Construction.—In the construction of every such verandah the following conditions shall be complied with:—

(a) All girders, rafters and framing, other than purlins and battens, shall be of steel of dimensions approved by the Surveyor. Purlins and battens for fixing roof covering and fascia may be of timber.

(b) The roof shall be covered with 24-gauge galvanised corrugated iron or other approved non-inflammable roofing materials with a fall of not less than half an inch per foot towards the building.

(c) Box gutters shall be formed at or near the building line, lined with galvanised plain iron not lighter than 24-gauge or other approved material and to a capacity sufficient to carry off all rain or storm water. Such gutters shall in no case be less than 27 square inches in cross section.

(d) Downpipes shall be of sufficient capacity to efficiently discharge rainwater falling on roofs and in no case less than one square inch for every 75 square feet or part thereof of roof drained by such downpipes. The bottom six feet length of pipes shall be wrought, cast iron, or copper. Pipes shall be chased into walls or piers to a height of nine feet or set back so as not to project beyond the face of the building, and shall discharge into a drainage connection under the footway provided by the Council, the cost of which is payable by the person obtaining the license.

(e) The ceiling shall be of plain galvanised iron, stamped or pressed metal, or other approved non-inflammable materials securely fixed to metal sections or wood joists at not more than two-foot centres secured to the steel framing. Wood joists shall not be less than four inches by two inches in section. All ceilings to be flat and level.

- (f) The hanging bolts are to be not less than one inch diameter, properly attached to the framing and securely anchored or bolted to the building, to the approval of the Surveyor, and provided with a union screw and shall be back-stayed or anchored as may be necessary for stability. Hanging bolts shall be not more than 20 feet apart unless specially designed fascias are provided and computations submitted.
- (g) The fascia shall be lined with plain galvanised iron, stamped or pressed metal or other approved non-inflammable material on metal or timber framing. The finished overall depth of fascias for verandahs over footpaths more than nine feet wide shall be 24 inches and for those over footpaths nine feet wide or less shall be 18 inches. Pediments constructed with fascias of verandahs shall, in all cases, be subject to the approval of the Council. Flashing to be four pounds lead where required, to approval.
8. Verandah Ends:—
- (a) Whenever a proposed verandah will abut on to an existing verandah, it shall be so finished as to prevent rain from falling between such verandahs. Provided that when the existing verandah is not more than six inches shorter than the frontage of the building to which it is attached, the person erecting the new verandah shall make the necessary extension to the existing one.
- (b) Whenever the end of a verandah abuts on to the end of a right-of-way, street or public place, the fascia shall be returned along such end in conformity with the requirements as provided in clause 7 (g).
9. Height Above Pavement:—
- (a) The height of verandah ceilings shall, except in special cases, be 11 feet above the pavement level. Where there are existing verandahs, the new verandah shall conform thereto subject to no verandah ceiling being at a lesser height than 10 feet above the pavement level.
- (b) Where necessary, verandahs must be stepped to conform with the grade of the footpaths. Such steps shall not exceed two feet in depth without special permission.
10. No writing, printing or trade notice shall be exhibited on any portion of the verandah except on the outer face of the signboard and/or upon signboards under the ceiling of the verandah, securely and rigidly fixed to the ceiling at right angles to the building line and having a maximum depth of 12 inches and at a distance of not less than 12 feet between each other.
11. No paper bill or calico sign shall be placed or exhibited on any verandah unless the consent in writing of the Council shall have been first obtained.
12. Time of Erection of Verandah.—The Surveyor may prescribe the time or hours during which the verandah may be erected.
13. Verandahs to be Kept in Repair.—The owner or occupier for the time being of any building against or in front of which there is any verandah, whether constructed before or after the passing of this by-law, shall keep the verandah clean, painted, watertight and in good repair, and it shall be lawful for the Surveyor to give notice to the owner or occupier of the said building to clean, paint or repair such verandah whenever in his opinion such cleaning, painting or repairing is required; and every owner or occupier who neglects or refuses within seven days after the serving of such notice to effect such cleaning, painting or repair shall be liable to a penalty not exceeding the sum of £50.
14. Blinds and Metal Sun Screens Under Verandahs.—Blinds and metal sun screens may be permitted under verandahs subject to the following conditions:—
- (a) Such blinds and metal sun screens shall be hung from or near the outer edge of the verandah parallel to the kerb but in no case closer to a vertical projection of the outside edge of the footpath kerb than the point of intersection of a line drawn along the ceiling of the verandah at right angles to the building line with a line drawn vertically from the footpath nine inches closer to the building line than the outside edge of the footpath kerb, and when specially approved by the Council may also be at discontinuous ends of verandahs.

- (b) Such blinds and metal sun screens shall be so constructed that they cannot hang lower than seven feet six inches above the level of the footway and when down shall be fixed rigidly in position.
- (c) Blinds and metal sun screens shall not have any advertising matter or wording thereon and shall be maintained in a proper state of repair to the satisfaction of the Surveyor.

15. Power to Approve Verandahs of Special Design.—Notwithstanding anything contained in this by-law the Council may by special resolution approve verandahs of a design not complying with the provisions of clauses 6 and 7 of this by-law.

16. Any person committing a breach of any provisions of this by-law shall be liable on conviction to a penalty not exceeding the sum of £50 and to a daily penalty not exceeding £5 for every day during which such breach continues.

Schedule No. 1.
VERANDAH LICENSE.

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

No.....

This is to certify that the Council of the Shire of Bridgetown consents to the erection by.....of....., of a verandah, in accordance with the approved plans, in front of the premises known as.....situate on Town Lot.....Subdivision.....

The verandah shall be.....in height from the top of the kerb to the underside of the ceiling, and shall be.....in length and.....in width.

This license is issued subject to the by-law for the time being in force regulating the erection, construction and maintenance of verandahs over public footways.

.....
Building Surveyor.

Schedule No. 2.
FEE FOR VERANDAH LICENSE.

One shilling for each lineal foot, measured along the front of the building (with a minimum fee of £1).

Dated this 15th day of May, 1962.

[L.S.]

COLIN P. SCOTT,
President.
ERIC MOLYNEUX,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day of October, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.
The Municipality of the City of Perth.
By-law No. 72—Motels—Amendment.

L.G. 266/61.

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 30th day of July, 1962, to make and submit for confirmation by the Governor the following amendment to By-law No. 72:—

That paragraph (3) of clause 7 thereof be amended by deleting the words "two hours" in line 3 thereof and substituting therefor the words "one hour's".

Dated the 20th day of September, 1962.

The Common Seal of the City of Perth
was hereunto affixed in the presence
of—

[L.S.]

H. R. HOWARD,
Lord Mayor.

W. A. McI. GREEN,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day of October, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.
The Municipality of the Shire of Meekatharra.
Adoption of Draft Model By-law Relating to Old Refrigerators and Cabinets,
No. 8.

L.G. 442/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 23rd day of June, 1962, to adopt such by-law, published in the *Gazette* on the 1st day of May, 1962, as is here set out:—

Local Government Model By-law Relating to Old Refrigerators and
Cabinets, No. 8.

The whole of the by-law.

Dated the 31st day of August, 1962.

[L.S.]

MAITLAND WHITE,
President.

R. W. ATKINSON,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day of October, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Meekatharra.
Adoption of Draft Model By-laws Relating to Prevention
of Damage to Streets, No. 1.

L.G. 351/62.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 23rd day of June, 1962, to adopt such Draft Model By-law, published in the *Gazette* on the 7th day of September, 1961, as are set out:—

Local Government Model By-law (Prevention of Damage to Streets)
No. 1.

The whole of the by-law.

Dated the 31st day of August, 1962.

[L.S.]

MAITLAND WHITE,
President.

R. W. ATKINSON,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day
of October, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Cunderdin.
By-law Relating to Discount on Rates.

L.G. 530/62.

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 17th day of August, 1962, to make and submit for confirmation by the Governor, the following by-law:—

The by-law of the Cunderdin Shire Council relating to discount in the name of the Meckering Road Board, as published in the *Government Gazette*, dated 2nd April, 1943, is hereby repealed and the following by-law substituted in lieu thereof:—

The council shall allow, to any person liable to pay rates, who pays such rates within 30 days after a notice given to him to pay the same, a discount of £5 per centum on the amount of the current rate.

Dated this 17th day of August, 1962.

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

[L.S.]

G. F. DENNIS,
President.

A. ANDREW,
Shire Clerk

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this
4th day of October, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Melville.

By-law Relating to Verandahs.

L.G. 509/62.

IN pursuance of the powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 26th day of June, 1962, to make and submit for confirmation to the Governor the following by-law:—

1. The Council at any time after 1st October, 1963, may, by notice, require the owner of any verandah protruding into, or above, a street, way, footpath or other public place, and which is supported by posts erected in, or on, a street, way or footpath or other public place to remove it within the time stipulated in the notice. The said notice shall be in writing and shall be given and served by the Council on the said owner.

2. If the owner of the said verandah fails to comply with the said notice, within the time specified therein, he shall be guilty of an offence. Maximum penalty fifty pounds (£50), and in addition a maximum daily penalty of four pounds (£4) for each day during which the offence contravenes.

3. If the owner of the said verandah fails to comply with the terms of the said notice the Council, by its officers, servants or contractors, may remove the said verandah and recover the cost of so doing from the owner thereof in a Court of competent jurisdiction.

Dated this 24th day of July, 1962.

The Common Seal of the Shire of Melville was hereunto affixed as required by section 190 (5) (c) of the Local Government Act, 1960-1961.

[L.S.]

R. F. CARROLL,
President.

J. E. ELLIS,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day of October, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Gosnells.

Adoption of Model By-laws Relating to Standing Orders.

L.G. 475/62.

IN pursuance of the powers conferred upon it by the Local Government Act, 1960, and of all other powers enabling it, the Council of the Shire of Gosnells hereby records having resolved on the 24th July, 1962, to adopt the Local Government By-law (Standing Orders) No. 4 as published in the *Government Gazette* of the 12th December, 1961, 25th January, 1962, and 8th May, 1962, with the following additions:—

1. Clause 88—Standing Committees add:—
(c) Health and Buildings.

2. The number of members required to constitute a Standing Committee under clause 88 shall be five and a quorum of such a Committee under clause 93 shall be four.

3. By the adoption of this by-law the word "President" is substituted for the word "Mayor" wherever it appears.

4. The General By-laws made by the Gosnells Road Board and published in the *Government Gazette* of the 8th December, 1933, and amended from time to time are hereby revoked.

Dated this 10th day of September, 1962.

The Common Seal of the Shire of Gosnells
was affixed hereto 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 4th day of October, 1962.

R. H. DOIG,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

Shire of Merredin.

Model By-law (Removal and Disposal of Obstructing Animals or Vehicles) No. 7.

L.G. 669/62.

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 21st day of August, 1962, to adopt the whole of the Local Government Model By-law (Removal and Disposal of Obstructing Animals or Vehicles) No. 7, as published in the *Government Gazette* of the 1st August, 1962, without alteration.

The Common Seal of the Shire of Merredin
was hereunto affixed on the Twenty-fourth day of August, 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 4th day of October, 1962.

R. H. DOIG,
Clerk of the Council.

CEMETERIES ACT, 1897.

Williams and Boraning Public Cemeteries.

L.G. 375/54, 770/53.

IN pursuance of the powers conferred by the Cemeteries Act, 1897, and subsequent amendments thereto, the Trustees of the Williams and Boraning Public Cemeteries hereby amend the by-laws of the Williams Public Cemetery published in the *Government Gazette* on the 26th day of May, 1922, and the 7th day of January, 1955.

Schedule.

The title to the by-laws is amended to read Williams and Boraning Public Cemeteries.

A new by-law is inserted and reading as follows:—

1A. These by-laws shall apply to the Williams Public Cemetery

Reserve No. 13147 and the Boraning Public Cemetery Reserve No. 11496.

The whole of Schedule "A" as published in the *Government Gazette* on the 7th day of January, 1955, is deleted and a new Schedule "A" inserted in lieu thereof, as follows—

Schedule "A."

SCALE OF FEES AND CHARGES PAYABLE TO THE TRUSTEES.

On application for an order for burial, the following fees shall be payable in advance:—

| | £ | s. | d. |
|--|---|----|----|
| (a) In Private or Open Ground— | | | |
| For sinking grave for any person over the age of seven years | 6 | 0 | 0 |
| For sinking grave for any person over the age of seven years if buried by Government contract | 6 | 0 | 0 |
| For sinking grave for any person under seven years of age | 3 | 0 | 0 |
| For sinking grave for any person under seven years of age by Government contract | 3 | 0 | 0 |
| For re-opening grave for any person over the age of seven years | 6 | 0 | 0 |
| For re-opening grave for any person under the age of seven years | 3 | 0 | 0 |
| For sinking a grave beyond six feet, for each additional foot | 7 | 6 | |
| (b) Land for Burial— | | | |
| Ordinary land for grave, 8 ft. x 4 ft., where directed | 2 | 5 | 0 |
| Ordinary land for grave, 8 ft. x 12 ft., where directed | 4 | 10 | 0 |
| Special land for grave, 8 ft. x 4 ft., selected by applicant in section where burials take place | 4 | 10 | 0 |
| Special land for grave, 8 ft. x 12 ft. | 9 | 0 | 0 |
| (c) Miscellaneous— | | | |
| For iron number plates | | 10 | 0 |
| For interment without due notice | | 10 | 6 |
| For permission to erect any monument | 1 | 0 | 0 |
| For permission to construct a brick grave | 1 | 0 | 0 |
| For permission to construct a vault | 1 | 1 | 0 |

The foregoing amendments to the Williams Public Cemetery By-laws were duly made by the Williams Shire Council as Trustees of the Williams and Boraning Public Cemeteries at a duly convened meeting of the Council held on the 8th day of August, 1962.

M. M. HIGHAM,
President.

F. W. MORGAN,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day of October, 1962.

R. H. DOIG,
Clerk of the Council.

PLANT DISEASES ACT, 1914-1960.

Department of Agriculture,
South Perth, 4th October, 1962.

Ex. Co. No. 1930.

HIS Excellency the Governor, acting pursuant to the provisions of the Plant Diseases Act, 1914-1960, has been pleased to make the regulations set forth in the Schedule hereunder.

(Sgd.) T. C. DUNNE,
Director of Agriculture.

Schedule.
Regulations.

Principal Regulations. 1. In these regulations the regulations relating to the disease called Fruit Fly (*Ceratitis capitata*) made pursuant to the provisions of the Plant Diseases Act, 1914 (as amended), and published in the *Government Gazette* on the 19th August, 1955, and amended by notices published in the *Government Gazette* on the 7th October, 1958, and the 20th December, 1960, are referred to as the principal regulations.

Reg. 5A amended. 2. Regulation 5A of the principal regulations is amended by substituting for the table to subregulation (2) the following table:—

| Fruit. | Latest Stripping Date. |
|--|------------------------|
| Loquats | 15th October. |
| Loquats, late varieties grown commercially | 30th November. |
| Navels | 31st August. |
| Valencias | 28th February. |
| Mandarins | 30th September. |
| Mandarins, Variety Ellendale | 31st October. |
| Common Oranges | 30th September. |
| Citronelle | 30th September. |
| Cumquats | 30th September. |
| Grapefruit | 15th September. |
| Figs | 28th February. |
| Figs, Adam type | 15th April. |
| Pome Fruits | 31st March. |
| Late varieties of Apples | 30th April. |
| Feijoas | 15th May. |
| Guavas: | |
| Cherry | 28th February. |
| Yellow | 15th May. |
| Grapes | 15th April. |
| Flowering Peaches | 30th November. |

MINE WORKERS' RELIEF ACT, 1932-1961.

Department of Mines,
Perth, 4th October, 1962.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Mine Workers' Relief Act, 1932-1961, has been pleased to make the regulations set forth in the schedule hereunder.

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

Schedule.
Regulations.

Principal regulations. 1. In these regulations The Mine Workers' Relief Regulations, published in the *Government Gazette* on the 12th July, 1935 and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Reg. 3 amended. 2. Regulation 3 of the principal regulations is amended by substituting for the words, "Any Government medical officer or medical practitioner" in line one, the passage, "The Mines Medical Officer, when."

3. Regulation 5 of the principal regulations is amended by Reg. 5 substituting for the words, "medical officer or practitioner" in lines amended. two and three, the words, "Mines Medical Officer."

4. Regulation 6 of the principal regulations is amended by Reg. 6 substituting for the words, "medical officer or practitioner" in lines amended. one and two of subregulation (1), the words, "Mines Medical Officer."

5. Regulation 14 of the principal regulations is amended by Reg. 14 adding after the word, "purpose" in line thirteen of subregulation amended. (1) the passage, ", and at the close of the poll the employer shall forthwith send or hand the box, with the seal still unbroken, to the Secretary."

6. Regulation 15 of the principal regulations is revoked. Reg. 15
revoked.

7. Regulation 18 of the principal regulations is amended by Reg. 18 substituting for the passage, "clauses 14 and 16," in line one the amended. passage, "regulations 14 and 16 of these regulations."

8. Regulation 18A of the principal regulations is amended by Reg. 18A substituting for the passage, "1907-1936" in line three, the passage, amended. "1907 and its amendments."

9. Regulation 18B of the principal regulations is amended—Reg. 18B
amended.

(a) by substituting for the passage, "regulation 14 or 16, as the case may be," in line two of paragraph (b) of subregulation (1) the passage, "regulation 16A";

(b) by substituting for the word, "place" in line four of paragraph (d) of subregulation (1) the word, "placed"; and

(c) by substituting for the word, "paragraph" in line two of subregulation (2) the word, "subregulation."

10. Regulation 26 of the principal regulations is amended—Reg. 26
amended.

(a) by substituting for the words, "Returning officers and scrutineers" in line one the words, "The Returning Officer and any scrutineers"; and

(b) by substituting for the word, "officers" in line five and the word, "Scrutineers" in line six the words, "Officer" and "Scrutineer" respectively.

11. Regulation 32 of the principal regulations is amended by Reg. 32 deleting the passage, "for mine workers prohibited as suffering from amended. tuberculosis and silicosis or silicosis advanced, or for their dependants," in lines one, two and three.

12. Regulation 41 of the principal regulations is amended—Reg. 41
amended.

(a) by substituting for the passage, "State X-ray Laboratory at Kalgoorlie" in line five the words, "Mines Medical Officer";

(b) by substituting for the words, "to obtain a certificate from the said Laboratory would impose upon him unreasonable delay and expense" in lines two and three of paragraph (1) of the proviso, the words, "it would cause him unreasonable delay and expense to obtain a certificate from the Mines Medical Officer";

(c) by substituting for the words, "said Laboratory" in line five of paragraph (1) of the proviso, the words, "Mines Medical Officer";

(d) by substituting for paragraph (2) of the proviso the following paragraph:—

(2) If any prospector has obtained a certificate from a medical practitioner as provided in paragraph (1) of this proviso, and thereafter is medically examined by the Mines Medical Officer and found to be suffering from any of the diseases mentioned in subregulation (1) of regulation 251 of the Mines Regulation Act Regulations made under the Mines Regulation Act, 1946, and its amendments, and was in the opinion of the Mines Medical Officer suffering from the said disease or diseases

at the time when he previously obtained that certificate from a medical practitioner, the Board may revoke such permission and refund the total amount of contributions paid into the Fund by the prospector. ; and

- (e) by substituting for the words, "provisional certificate" in line two of the last paragraph of the proviso, the words, "certificate of a medical practitioner in accordance with paragraph (1) of this proviso."

Reg. 45 substituted. 13. The principal regulations are amended by substituting for regulation 45 the following regulation:—

45. (1) Where in the opinion of the Board any mine worker or his dependant is eligible to apply for an Invalid Pension, an Age Pension or the Pension payable to a widow, under the provisions of the Social Services Consolidation Act, 1947, of the Parliament of the Commonwealth of Australia, or of any Act amending or in substitution for that Act, the mine worker or his dependant shall not be entitled to receive any benefit from the Fund until application has been made for such a pension and the application has been either granted or refused.

(2) When assessing or reviewing benefits payable from the Fund, the Board shall take into consideration the amount of pension, if any, being received by the mine worker or his dependant.

(3) Where a mine worker or his dependant is in receipt of any pension mentioned in subregulation (1) of this regulation, and the permissible income allowed under the Act mentioned in that subregulation, as assessed in respect of that pension, is such as not to permit of payment of full Scale I, Second Schedule benefits under these regulations, the Board shall pay from the Fund an amount equal only to that permissible income.

Reg. 55F substituted. 14. The principal regulations are amended by substituting for regulation 55F the following regulation:—

55F. Where the Mines Medical Officer finds, upon examination, that a mine worker who has been receiving curative treatment for tuberculosis is free from that complaint, he shall furnish to the Superintendent a certificate in the Form "Z6" in the First Schedule to these regulations.

Reg. 55G amended. 15. Regulation 55G of the principal regulations is amended by substituting for the word, "laboratory" in line one the words, "Mines Medical Officer."

Reg. 55J amended. 16. Regulation 55J of the principal regulations is amended—

- (a) by substituting for paragraph (a) the following subregulation:—

(1) Where in accordance with regulation 55D of these regulations a certificate in the form "E3" in the First Schedule to these regulations has been issued to a mine worker, he shall, if employed in, on or about a mine, submit himself within a period of six months from the date of issue thereof for further medical examination in accordance with the Act, and if then found to be free from tuberculosis, he shall be furnished with a certificate in the form "C2" in the said Schedule. ;

- (b) by substituting for the paragraph designations, "(b)," "(c)" and "(d)," the subregulation designations, "(2)," "(3)" and "(4)" respectively;
- (c) by substituting for the passage, "paragraph (a)" where it occurs in line four and again in line seven of subregulation (2), the passage, "subregulation (1)" in each case; and
- (d) by deleting the words, "as defined in the Act" in lines five and six of paragraph (b).

17. Regulation 55K of the principal regulations is amended—^{Reg. 55K amended.}
- (a) by substituting for the words, "a medical officer or practitioner appointed under the Act" in line two, the words, "the Mines Medical Officer"; and
 - (b) by deleting the words, "as defined by the Act" in line three.
18. The First Schedule to the principal regulations is amended^{First Schedule amended.} in manner following:—
- (a) Form "C" is amended by substituting for the passage commencing with the word, "to" in line three of the footnote down to and including the word, "practitioner" being the last word thereof, the words, "for medical examination as and when required by the Mines Medical Officer to do so";
 - (b) Form "C1" is amended by substituting for the passage commencing with the word, "to" in line three of the footnote down to and including the word, "practitioner" being the last word thereof, the words, "for medical examination as and when required by the Mines Medical Officer to do so";
 - (c) Form "C2" is amended—
 - (i) by substituting for the passage, "1932-1943" in line one, the figures, "1932"; and
 - (ii) by substituting for the passage commencing with the word, "to" in line three of the first paragraph of the footnote down to and including the word, "practitioner" being the last word of that paragraph, the words, "for medical examination as and when required by the Mines Medical Officer to do so";
 - (d) Form "E" is amended by adding after the words, "Fifty pounds" in line eight, the words, "and in addition a daily penalty of forty shillings for each day the offence continues";
 - (e) Form "E1" is amended by substituting for the passage, "1932-1943" in line one, the figures, "1932";
 - (f) Form "E2" is amended by substituting for the passage, "1932-1943" in line one, the figures, "1932";
 - (g) Form "E3" is amended—
 - (i) by substituting for the passage, "1932-1943" in line one, the figures, "1932";
 - (ii) by substituting for the words, "a medical officer duly appointed under the above Act" where they occur in lines four and five, and again in lines fourteen and fifteen, the words, "the Mines Medical Officer" in each case;
 - (iii) by deleting the words, "as defined in the above Act" in lines five and six; and
 - (iv) by deleting the words, "as defined in the Act" in lines fifteen and sixteen;
 - (h) Form "F" is amended by adding after the words, "Fifty pounds" in line eight, the words, "and in addition a daily penalty of forty shillings for each day the offence continues";
 - (i) Form "G" is amended by adding after the words, "Fifty pounds" in line eight, the words, "and in addition a daily penalty of forty shillings for each day the offence continues";
 - (j) Form "G1" is amended—
 - (i) by substituting for the passage, "1932-1943" in line one, the figures, "1932";
 - (ii) by substituting for the words, "a medical officer duly appointed under the above Act" in line five, the words, "the Mines Medical Officer"; and

- (iii) by deleting the words, "as defined in the Act" in line six;
- (k) Form "H" is amended—
- (i) by substituting for the passage, "Section 12" in line two, the passage, "Section 13"; and
 - (ii) by adding after the words, "Fifty pounds" in line eight, the words, "and in addition a daily penalty of forty shillings for each day the offence continues";
- (l) Form "J" is amended by substituting for the passage, "1912-1949" in the last line of the footnote, the passage, "1912 (as amended)";
- (m) Form "P1" is amended—
- (i) by substituting for the passage, "1932-1943" in line one, the figures, "1932"; and
 - (ii) by deleting the words, "as defined by the above Act" in line thirteen.
- (n) Form "R" is amended by substituting for the passage, "Name in full....." appearing after and below item 8 the following passage:—
- Name in full.....
Lab. No.....;
- (o) Form "S" is amended by substituting for item 1 comprising line five, the following item:—
1. Name in full.....
Lab. No.....;
- (p) Form "W" is amended by substituting for the passage, "prohibited and/or notified mine workers" in lines thirteen and fourteen, the passage, "notified mine workers in the Form 'X'";
- (q) Form "Y" is amended—
- (i) by substituting for the passage, "State X-ray Laboratory at Kalgoorlie" in lines ten and eleven, the words, "Mines Medical Officer"; and
 - (ii) by substituting for the word, "paragraph" in line twelve, the word, "subregulation";
- (r) Form "Z" is amended—
- (i) by substituting for the passage, "State X-ray Laboratory at Kalgoorlie" in lines ten and eleven, the words, "Mines Medical Officer"; and
 - (ii) by substituting for the word, "paragraph" in line twelve, the word, "subregulation";
- (s) Form "Z2" is amended by substituting for the passage, ", tuberculosis with silicosis, or silicosis advanced" in lines fourteen and fifteen, the passage, "or asbestosis; tuberculosis with silicosis; tuberculosis with asbestosis; silicosis advanced; or asbestosis advanced";
- (t) Form "Z5" is amended by substituting for the word, "paragraph" in line seven, the word, "subregulation";
- (u) Form "Z6" is amended—
- (i) by substituting for the passage, "1932-1943" in line one, the figures, "1932"; and
 - (ii) by deleting the words, "as defined by the Act" in line fifteen;
- (v) Form "Z7" is amended—
- (i) by substituting for the passage, "1932-1943" in line one, the figures, "1932"; and
 - (ii) by deleting the words, "as defined by the Act" in line fourteen;
- (w) Form "Z8" is amended by substituting for the passage, "1932-1943" in line one, the figures, "1932"; and
- (x) Form "Z11" is amended by substituting for the word, "tuberculosis" in line thirteen, the word, "tuberculous."

EXPLOSIVES AND DANGEROUS GOODS ACT, 1961.

Department of Mines,
Perth, 17th October, 1962.

HIS Excellency the Governor in Executive Council, acting under the provisions of section 62 of the Explosives and Dangerous Goods Act, 1961, has been pleased to make the regulations set forth in the schedule hereunder.

A. H. TELFER,
Under Secretary for Mines.

Schedule.
Regulations.
Citation.

1. These regulations may be cited as the Explosives and Dangerous Goods (Fireworks) Regulations, 1962.

Interpretation.

2. In these regulations unless the context requires otherwise—
“Class 7” means Class 7 in the Second Schedule to the Act;
“the Act” means the Explosives and Dangerous Goods Act, 1961;
the expressions “firework,” “firework composition” and “manufactured firework” have when used in these regulations the same respective meanings as are given to them in Class 7.

Fireworks of Divisions 1 and 2.

3. Firework composition classified in Division 1 of Class 7, and, unless exempted or otherwise provided for in these regulations, manufactured fireworks classified in Division 2 of that Class, shall be subject in all respects to the provisions of the Act and the regulations relating to explosives.

Fireworks of Shop-goods Class.

4. Fireworks of the shop-goods class classified in Division 3 of Class 7 mean the fireworks that are specified in the interpretation “manufactured fireworks,” and include the following small fireworks containing their own means of ignition, namely—

- (a) Snaps for bonbons containing not more than 25 grains explosive per 1,000;
- (b) Throw-downs containing not more than 40 grains explosive per 1,000 and not less than 5 lb. non-explosive material per 1,000;
- (c) Streamer Bombs not containing arsenic;
- (d) Amorce Caps of approved small sizes;
- (e) Other small devices approved by the Chief Inspector;

and no firework that contains its own means of ignition shall, unless approved and defined by the Chief Inspector, be included in the shop-goods class.

Manufacture or Storage of Fireworks.

5. No fireworks classified in Division 2 of Class 7 shall be manufactured, kept or stored in any place unless such place is licensed as a factory or a magazine for explosives, or is otherwise approved for such purpose under these regulations.

Importation of Fireworks.

6. No fireworks of any classification shall be imported into the State except under the authority of an entry permit issued in respect of each consignment, and no consignment shall be released for distribution and sale of the fireworks unless and until an inspector has examined and tested samples thereof and has certified in writing that the fireworks are approved under these regulations.

Importer to Pay Inspection Fee.

7. A person who imports fireworks shall in respect of every consignment imported under an entry permit and sampled and tested by an inspector pursuant to these regulations pay to the Chief Inspector the prescribed inspection fee.

Exemption of Small Pyrotechnics.

8. The Chief Inspector may at any time exempt from the requirements of these regulations in respect of an entry permit and inspection, any small pyrotechnics of the shop-goods class that in his opinion are not a source of danger in either storage or use.

Permit Required to Sell or Purchase Certain Fireworks.

9. Except under the authority of a permit for the purpose issued by an inspector, a person shall not sell in any shop, and a person shall not purchase, any firework composition or any firework classified in Division 2 of Class 7.

Labelling of Fireworks.

10. All fireworks of the shop-goods class classified in Division 3 of Class 7 shall be labelled or marked to the satisfaction of the Chief Inspector with adequate instructions as to the method of discharge and, in the case of fireworks that are dangerous when held in the hand, with a conspicuous notification to that effect, but the provisions of this regulation shall not apply to small types of fireworks as the Chief Inspector may approve, including the fireworks known as Chinese crackers, sparklers and jumping jacks.

Conditions for Manufacture of Fireworks.

11. The manufacture of any fireworks either as composition or as manufactured goods shall not be carried out except in a place licensed under the Act for that purpose and in accordance with the directions of the Chief Inspector for general safety and security.

Prohibition of Certain Fireworks.

12. The following fireworks shall not be imported, manufactured, kept, stored, conveyed, sold or offered for sale:—

- (a) Any firework the construction of which may allow the escape of composition therefrom.
- (b) Fireworks that are liable to explode *en masse* or in bulk.
- (c) Any firework that contains a mixture of aluminium or magnesium with potassium chlorate or any other chlorate, with or without the addition of any other substance, and that explodes either wholly or in part.
- (d) Any firework (other than a specially defined small firework classified in Division 3) that contains, either wholly or in part, a mixture of potassium chlorate or other chlorate with sulphur, any sulphide or phosphorus, with or without the addition of any other substance, except that a specially defined firework classified in Division 3, containing its own means of ignition as herein defined, may have incorporated in the means of ignition a suitable composition containing a chlorate.
- (e) Any firework classified in Division 3 of Class 7 (other than those specially defined) that contains its own means of ignition, being an arrangement adapted to fire or explode the same by friction or percussion.
- (f) Any firework classified in Division 3 of Class 7 that contains more than 600 grains of composition.
- (g) Any firework classified in Division 3 of Class 7 (other than a specially defined small firework), that explodes or is designed to explode either wholly or in part, and—
 - (i) is a cannon, bunger (or similar firework), exceeding four inches in length or one inch in diameter; or
 - (ii) has in any exploding portion of the charge any composition other than gunpowder; or
 - (iii) has in the exploding portion of the charge a weight of gunpowder exceeding 100 grains; or
 - (iv) has in its construction a case consisting of any material other than paper or cardboard, or has a component of wood, cork or other material that is liable to be projected without disintegration by the explosion of the firework.
- (h) Any rocket classified in Division 3 of Class 7—
 - (i) that has a propelling charge exceeding 350 grains in weight; or

- (ii) that has a propelling charge other than gunpowder or other than gunpowder together with another substance suitable for use in such propelling charge; or
- (iii) that has a case having in its construction any material other than paper or cardboard or is so constructed that it has a hard and pointed forward end. Provided that there may be attached to such case a stick of wood so affixed that it does not protrude beyond the forward end of the rocket and will not so protrude on impact.
- (i) Any firework classified in Division 3 of Class 7 that is intended for or is capable of use indoors and containing any arsenic or arsenical compound or any other substance or mixture that produces or is liable to produce on ignition any poisonous or noxious gas, vapour or fume.
- (j) Any firework classified in Division 3 of Class 7 that, on ignition, is liable to be projected through the air in an erratic or unpredictable flight.
- (k) Any firework classified in Division 3 of Class 7 that cannot be readily ignited or that does not provide a safe delay between the lighting of the firework and the firing of the composition.
- (l) Any firework that on discharge results in hot or burning material falling to the ground in such a manner as to create a hazard.
- (m) Any firework classified in Division 3 of Class 7, except sparklers, small jumping jacks, bungers and cannons less than half an inch diameter that is not distinctly labelled in English on a contrasting background colour with its name, the manufacturer's name, country of origin and directions for use that, where applicable, must state whether or not the lighted firework may be held in the hand.
- (n) Any firework that in the opinion of an inspector—
 - (i) is likely to endanger the public safety or the safety of any person when it is used; or
 - (ii) is of such character as to be unsafe for manufacture, transportation, storage, sale, importation or exportation.

Sale of Shop-goods Fireworks.

13. A person shall not sell or offer or expose for sale any fireworks classified in Division 3 of Class 7 unless he is the holder of a license to sell fireworks issued pursuant to these regulations.

License to Sell Fireworks.

14. (1) Any occupier of premises wherein he carries on a retail business may make application to the Chief Inspector for the issue to him of a license to sell fireworks, and upon payment by him of the prescribed fee such occupier may be issued with a license to sell fireworks on the premises that he occupies.

(2) Every license to sell fireworks shall have endorsed thereon the rules and restrictions that the holder of the license shall observe or cause to be observed on his premises, and shall remain in force for one year from the date of issue.

Rules to be Observed on Premises.

15. The following rules shall be observed on all premises where fireworks are sold or offered or exposed for a sale under a license to sell fireworks issued pursuant to these regulations:—

- (a) Only shop-goods fireworks classified in Division 3 of Class 7 may be sold.
- (b) All stocks of fireworks exceeding 100 lb. weight must be kept in an isolated storeroom not accessible to the public.
- (c) The nearest Fire Brigade shall be notified of the storage of fireworks if the quantity of fireworks stored exceeds 400 lb. weight.
- (d) Fireworks shall be stored, in spark-proof receptacles effectively closed, in a store that does not hold flammable goods.
- (e) Fireworks displayed for sale in a shop shall be out of reach of customers or otherwise so protected or enclosed by glass that they cannot be handled by customers, and any glass covering shall be thoroughly spark proof so as to protect the fireworks from any source of ignition.

- (f) Fireworks shall not be displayed in any shop-window or in any place open to direct action of the sun's rays, but dummy goods containing no explosive may be used for any display purpose and labelled or marked "Dummies Only."
- (g) All fireworks when sold to the public shall be effectively enclosed in a bag or wrapping of paper.
- (h) Fireworks shall not be hawked, sold or exposed for sale in or upon any street, way or place that the public are permitted to use, whether the street, way or place is or is not on private property.
- (i) Every person employed in or about premises where fireworks are kept, stored or sold shall take all due precautions for the prevention of accidents by fire or ignition of the fireworks and for preventing unauthorised persons from having access thereto.

Storage of Fireworks.

16. Any firework composition classified in Division 1 of Class 7 shall be stored and kept as provided in these regulations for explosives, but no such composition shall be in the same magazine with explosives of any other class.

17. Fireworks classified in Division 2 of Class 7, when stored in bulk in the original outer packages, shall be stored in the same manner as prescribed for explosives; but where such fireworks are intended for a display, they may be stored without license for a period of fourteen (14) days before the display, if stored in a detached building that is not in general occupation and is secured against unauthorised entry.

18. Fireworks classified in Division 3 of Class 7, when removed from the original outer package, shall be stored in closed spark-proof receptacles or containers and shall not be so stored in the same place with any flammable goods.

19. Fireworks classified in Division 3 of Class 7, when contained in the original outer packages and exceeding 400 lb. weight, shall not be stored in any premises accessible to the public or used also as a dwelling, and the storage shall be notified to, and approved by, an officer of the nearest Fire Brigade.

20. A person shall not store any fireworks classified in Division 3 of Class 7 in quantity exceeding 2,000 lb. gross weight, except in a building that is of approved fire-resisting construction and is not in general occupation; but such storage shall not be within the boundaries of any city unless approved by the Chief Fire Officer for the City.

21. Storage of fireworks at any place shall be in the manner approved by an inspector or an officer of the nearest Fire Brigade, and the occupier of that place shall carry out any direction given by that inspector or officer insofar as it applies to the storage of fireworks and the prevention of fire or explosion.

Displays of Fireworks.

22. A person shall not, whether by purchase or other means, procure any firework composition or any manufactured firework classified in Division 2 of Class 7 for the purpose of giving a display unless he is the holder of a permit to purchase such firework issued by an inspector, and a person shall not dispose of to any other person, whether by sale or otherwise, any such composition or fireworks unless such a permit is produced to him by that other person; but this regulation does not apply to the *bona fide* acquisition of rockets or other navigational or signalling devices for use on any vessel or aircraft.

23. Any person intending to make a display of fireworks for entertainment of the public shall give notice in writing to the Chief Inspector at least fourteen days before the date of the display, and the Chief Inspector, upon being satisfied that the display will be organised and made with due regard for safety of the public and with approval of both the Police Department and the Fire Brigade, may issue to the applicant a permit to hold the display at a place and time to be specified therein.

24. Application for a permit to display fireworks may be refused by the Chief Inspector if in his opinion, or in the opinion of the Police Department or the Fire Brigade, there is reasonable cause for refusal.

25. At any display of fireworks for public entertainment the following rules shall be observed:—

- (a) There shall at all times be at least two operators constantly on duty during the display, neither being under the age of eighteen years.
- (b) at least two fire extinguishers of at least two gallons capacity and of type approved by the Fire Brigade shall be kept at widely separated points within the actual firing area.
- (c) The spectators shall be restrained behind lines at least 150 feet from the point at which fireworks are discharged and only persons in active charge of the display shall be allowed inside these lines.
- (d) The place from which fireworks are discharged shall be at least 200 feet from the nearest permanent building, public road or railroad and at least 50 feet from the nearest telephone or telegraph line, tree or other overhead obstruction.
- (e) Mortars for projection of aerial charges shall be buried to the neck or heavily sand bagged and be so placed that the charge will fire as nearly vertically as possible or away from spectators, and shall be allowed to cool between successive charges.
- (f) Every precaution shall be taken before and during the display to prevent any unauthorised member of the public gaining access to any fireworks.
- (g) Any firework remaining unfired after the display shall be immediately removed and disposed of in a safe manner.
- (h) A fireworks display shall not be held if the wind reaches a velocity of more than 30 miles per hour; but in any such case the Chief Inspector may amend the permit to allow the display to be held at a future date suitable to the persons holding the display.
- (i) A firework display may be ordered to cease by any police officer or fire officer if in his opinion there is a danger to the spectators or for any other valid reason, and thereupon the display shall forthwith be stopped until the cause of danger has been removed or made safe.
- (j) Any dispute arising from these rules for firework displays shall be referred to the Chief Inspector who shall give his decision after referring the matter to the Commissioner of Police and the Chief of the Fire Brigade, and whose decision shall be final.

Exemption.

26. The Chief Inspector may declare exempt from these regulations any fireworks or pyrotechnic devices that are used solely for special purposes in mining, agriculture or meteorology or similar pursuits, and in such cases may direct and control storage and sale in any other manner that may be necessary.

Penalty.

27. Where anything by these regulations is directed to be done or forbidden to be done, or where authority is given to any inspector or officer to direct anything to be done or to forbid anything to be done, and such act so directed to be done remains undone, or such act forbidden to be done is done, a person making default as to such direction and prohibition respectively commits an offence and is liable on conviction to a penalty not exceeding one hundred pounds, or to a penalty not exceeding ten pounds for each day during which the offence shall be committed and continued.