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OF

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No. 26]

PERTH: FRIDAY, 20th MARCH

[1964

HEALTH ACT, 1911-1962.

Department of Public Health,
Perth. 5th March, 1964.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Health Act, 1911-1962, has been pleased to make the by-laws set forth in the schedule hereunder.

W. S. DAVIDSON,
Commissioner of Public Health.

Schedule.

Model By-laws Series "A".

Principal
by-laws.

1. In these by-laws the Model By-laws, Series "A," published in the *Government Gazette* on the 8th April, 1927, and reprinted in the *Government Gazette* on the 17th April, 1963, pursuant to the Reprinting of Regulations Act, 1954, with all amendments up to and including the 25th June, 1963, and amended by notice in the *Government Gazette* on the 7th November, 1963, are referred to as the principal by-laws.

By-law 11A
added.

2. The principal by-laws are amended by adding immediately after by-law 11 of Part I, the following heading and by-law:—

Removal and Disposal of Nightsoil.

11A. (1) No person shall carry out or undertake the collection, removal and disposal of nightsoil, urine and liquid wastes, including the contents of any apparatus for the bacteriolytic treatment of sewage, unless he has first obtained the approval in writing of the local authority to do so.

(2) The local authority may specify in any approval granted to a person pursuant to this by-law conditions to be observed or performed by such person in the collection, removal and disposal of nightsoil, urine and liquid wastes referred to in this by-law and the place where that disposal is to be carried out.

(3) A person who carries out or undertakes the collection, removal and disposal of nightsoil, urine and liquid wastes referred to in this by-law without the approval of the local authority, or having obtained such approval fails to observe or perform any condition specified therein, or to dispose of the nightsoil, urine and liquid wastes at the place specified for that purpose therein, commits an offence.

HEALTH ACT, 1911-1962.

Town of Claremont.

WHEREAS it is provided in the Health Act, 1911, as amended, that a local authority may, of its own motion, by resolution, adopt with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act; and whereas Model By-laws, described as Series "A," prepared in accordance with those provisions, and duly amended, have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 25th June, 1963, and as so reprinted have been published in the *Government Gazette* on 17th July, 1963: Now, therefore, the Town of Claremont being a local authority within the meaning of the said Act, doth hereby resolve and determine that the said Model By-laws, as so reprinted and published in the *Government Gazette* on the 17th July, 1963, shall be adopted with the following modifications:—

PART I—GENERAL SANITARY PROVISIONS.

1. After by-law 20 insert a new by-law to stand as by-law 20A:—

20A. The area described in the schedule hereto for the purpose of subsection (1) of section 112A of the Health Act, 1911-1962.

Schedule.

The whole of the district of the Town of Claremont, as defined under the Municipal Corporations Act, 1906-1954, and published in the *Government Gazette* on the 2nd December, 1940.

2. By-law 26: Substitute for the word "The" being the first word in paragraph (e) the passage "Subject to paragraph (ea) hereof, the".

3. By-law 26: Add after paragraph (e) a new paragraph (ea) as follows:—

(ea) Where a stable is on land occupied by an Agricultural Society and used as a showground, the surface of the floor of the stable may be composed and constructed of earth, but shall be maintained in such state of cleanliness as to prevent the creation of a nuisance.

4. After by-law 28 insert a new by-law to stand as by-law 28A:—

28A. (1) Subject to paragraph (2) hereof, no person shall keep any horse within the Municipal District of Claremont.

(2) Subject to paragraph (3) hereof, the local authority may grant licenses for the keeping of horses.

(3) A license under paragraph (2) hereof—

- (a) shall specify the number of horses authorised to be kept;
- (b) shall not extend to more than one horse, except in connection with the licensee's trade or business;
- (c) shall not extend to any entire horse;
- (d) shall remain in force only until the 30th June next after the date on which it is issued.

5. After by-law 68 insert a new by-law to stand as by-law 68A as follows:—

68A. No person shall keep any swine in the district.

6. The following scale of fees shall apply to Schedule "D" of Part IX of the adopted by-laws:—

Offensive Trade.	Fee per annum.
	£ s. d.
Cleaning establishments and dyeworks	2 0 0
Fish shops	2 0 0
Laundries	2 0 0
Any other offensive trade not specified above	2 0 0

Passed at a meeting of the Council of the Town of Claremont this 13th day of January, 1964.

A. W. CROOKS,
Mayor.

D. E. JEFFERYS,
Town Clerk.

Approved by His Excellency the Governor in Executive Council this 5th day of March, 1964.

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

HEALTH ACT, 1911-1962.

Town of Melville.

WHEREAS under the provisions of the Health Act, 1911-1962, 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 Town of Melville, 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* of 9th August, 1956, with amendments, doth hereby resolve and determine that the said adopted by-laws shall be further amended as follows:—

PART I—GENERAL SANITARY PROVISIONS.

After by-law 31A of Part I add the following heading and by-law:—

Multi-flat Buildings.

31B. (1) This by-law shall operate and have effect in all portions of the municipal district of the Town of Melville now or hereafter, pursuant to the provisions of the Town Planning and Development Act, 1928, and its amendments, zoned as areas within which flats may be erected and constructed.

(2) A person shall not erect and construct any multi-flat building on any land to which this by-law applies unless there is available a sewer constructed under the provision of the Metropolitan Water Supply, Sewerage, and Drainage Act, 1909, and its amendments, into which that land is capable of being drained and to which drains and fittings of the multi-flat building may be connected.

(3) Notwithstanding the provisions of sub-bylaw (2) of this by-law, a multi-flat building may be erected and constructed on land in respect of which no such sewer is available if the number of flats to be contained in that building does not exceed such number as is ascertained by allowing one flat for every two feet of absorptive soil calculated from natural ground surface level or the level of adjoining lots to the highest known ground water level to a maximum of thirty feet.

Passed at a meeting of the Council of the Town of Melville this 25th day of February, 1964.

R. F. CARROLL,
Mayor.

J. E. ELLIS,
Town Clerk.

Approved by His Excellency the Governor in Executive Council, this 5th day of March, 1964.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1962.

Shire of Armadale-Kelmscott.

WHEREAS it is provided in the Health Act, 1911, as amended, that a local authority may, of its own motion, by resolution, adopt with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act; and whereas Model By-laws, described as Series "A," prepared in accordance with those provisions, and duly amended, have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 25th June, 1963, and as so reprinted have been published in the *Government Gazette* on 17th July, 1963, and further amended by notice published in the *Government Gazette* on 7th November, 1963: Now, therefore, the Shire of Armadale-Kelmscott, being a local authority within the meaning of the Act, doth hereby resolve and determine that the said

Model By-laws, as so reprinted and published in the *Government Gazette* on the 17th July, 1963, together with the amendment published in the *Government Gazette* on 7th November, 1963, shall be adopted with the following modifications; and doth hereby prescribe the following scale of fees as applied to Schedule "D" of Part IX of the adopted by-laws:—

PART I—GENERAL SANITARY PROVISIONS.

1. After by-law 14 add the following heading and by-law:—

Prescribed Areas (Section 112A).

14A. The areas specified in Schedule "B" to this part are prescribed as areas within which no person shall, unless authorised to do so, remove any house or trade refuse and/or other rubbish from the premises on or after 1st July, 1964.

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

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

The areas which may be, from time to time, defined as Urban and/or Industrial in the Metropolitan Region Plan in the Kelmscott-Armadale and Byford Wards of the Armadale-Kelmscott Shire.

3. Delete section (2) of by-law 29A and insert a new section (2) as follows:—

This by-law operates and has effect in the area of the Armadale-Kelmscott District which may be, from time to time, defined as Urban under the Metropolitan Region Plan.

PART IX—OFFENSIVE TRADES.

Delete by-law 5 and insert in lieu thereof:—

5. No person shall establish an offensive trade, with the exception of the trades listed in Sections N and O, within any portion of the Armadale-Kelmscott District defined within the boundaries prescribed in Schedule "F" hereto.

Schedule "F".—That portion of the District which shall be at the time of application defined as Urban under the Metropolitan Region Plan, and an area five chains in depth, around the perimeter thereof.

Offensive Trade.	Fee per annum.		
	£	s.	d.
Piggeries	1	0	0
Fish shops	3	0	0
Laundries, cleaning establishments and dyeworks	3	0	0
Marine stores	3	0	0
All other offensive trades	5	0	0

Passed at a meeting of the Armadale-Kelmscott Shire this 20th day of January, 1964.

J. E. MURRAY,
President.

W. W. ROGERS,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 5th day of March, 1964.

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

HEALTH ACT, 1911-1962.

Shire of Marble Bar.

WHEREAS it is provided in the Health Act, 1911, as amended, that a local authority may, of its own motion, by resolution, adopt with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act; and whereas Model By-laws, described as Series "A," prepared in accordance with those provisions, and duly amended, have, pursuant to the reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 25th June, 1963, and as so reprinted have been published in the *Government Gazette* on 17th July, 1963: Now, therefore, the Marble Bar Shire Council, being a local authority within the meaning of the said Act, doth hereby resolve and determine that the said Model By-laws, as so reprinted and published in the *Government Gazette* on the 17th July, 1963, shall be adopted without modification, and doth hereby prescribe the following scale of fees as applied to Schedule "D" of Part IX of the adopted by-laws:—

Offensive Trade.					Fee per annum.		
					£	s.	d.
Slaughterhouses	....	....	....	....	1	0	0
Piggeries	....	....	....	....	1	0	0
Any other trade not specified	....	....	....	....	2	10	0

Passed at a meeting of the Marble Bar Shire Council this 17th day of January, 1964.

D. A. H. SHILLING.
President.

J. H. GROVES,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 5th day of March, 1964.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1962.

Shire of Moora.

WHEREAS it is provided in the Health Act, 1911, as amended that a local authority may, of its own motion, by resolution, adopt with or without modification, the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act; and whereas Model By-laws, described as Series "A," prepared in accordance with those provisions, and duly amended, have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 25th June, 1963, and as so reprinted have been published in the *Government Gazette* on 17th July, 1963: Now, therefore, the Shire of Moora, being a local authority within the meaning of the said Act, doth hereby resolve and determine that the said Model By-laws, as so reprinted

and published in the *Government Gazette* on the 17th July, 1963, shall be adopted without modification, and doth hereby prescribe the following scale of fees as applied to Schedule "D" of Part IX of the adopted by-laws:—

Offensive Trade.	Fee per annum.		
	£	s.	d.
Slaughterhouses	2	0	0
Piggeries	1	0	0
Boarding and Lodginghouses		7	6
Stock-Sales Yards	3	3	0
Any other trade not specified	1	0	0

Passed at a meeting of the Moora Shire Council this 15th day of January, 1964.

A. S. CRANE,
President.

R. WITTBER,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 5th day of March, 1964.

R. H. DOIG,
Clerk of the Council.

HOSPITALS ACT, 1927-1955.

Mount Magnet District Hospital Board.

WHEREAS by section 37 of the Hospitals Act, 1927-1955, a Board may by resolution adopt Model By-laws formulated by the Governor for the guidance of Boards: Now, therefore, the Mount Magnet District Hospital Board, being a Board within the meaning and for the purposes of the said Act and having adopted the Model By-laws so formulated under regulation 10 of the regulations made under the said Act published as reprinted in the *Government Gazette* on the 2nd February, 1960, and amended by notice published in the *Government Gazette* dated 17th July, 1961, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

By substituting for by-law 16 the following by-law:—

16. The fees payable for treatment of patients at the hospital shall be at the following rates:—

	£	s.	d.
Patients to whom the Motor Vehicle (Third Party Insurance) Act, 1943 (as amended) applies—			
per day	6	0	0
Patients to whom section 31A of the Hospital Act, 1927 (as amended) applies—per day	6	0	0
Other Patients—			
Single-bed rooms—per day plus extras	5	8	0
2-4 bed wards—per day plus extras	4	4	0
All other beds—per day plus extras	3	0	0
Extras—			
Operation fee for major operation	5	5	0
Operation fee for minor operation	2	2	0
Labour Ward fee	3	13	6
Outpatients fees—per attendance	10	0	0
Other items—At cost.			

Passed at a meeting of the Mount Magnet District Hospital Board this 17th day of February, 1964.

H. L. MARSH,
Chairman.

A. L. DAY,
Secretary.

HOSPITALS ACT, 1927-1955.

Yarloop District Hospital Board.

By-laws for Medical Fund.

WHEREAS under the provisions of section 23 of the Hospitals Act, 1927-1955, a Board may itself establish and manage a Medical Fund, the object of which shall be to secure for its subscribers medical attendance, hospital treatment or other similar benefits, and may, by by-laws, provide for the regulation and control of such Fund; and whereas the Board of Management of the Yarloop District Hospital has established a Medical Fund and has made by-laws for the regulation and control thereof, which by-laws were published in the *Government Gazette* on the 7th August, 1963; and whereas the Board of Management now deems it expedient to amend those by-laws: Now, therefore, the said Board of Management, acting pursuant to section 23 of the Hospitals Act, 1927-1955, hereby amends the by-laws for the regulation and control of its Medical Fund by incorporating the amendments set forth in the schedule hereunder.

Schedule.

The by-laws of the Yarloop District Medical and Hospital Fund published in the *Government Gazette* on the 7th August, 1963, are amended in manner following:—

By-law 7(a) is amended by inserting after the words, "Hospital Fund" in line two, the passage, "for Table 1, and 31s. per calendar month for Table 2".

By-law 15 is amended by substituting for the passage commencing with the word, "for" in line 4 down to and including the word, "non-pensioners" in line six, the passage, "at a rate of 36s. per day for an Other Bed Ward and 48s. per day for a 2-4 Bed Ward for subscribers to Table 1, and at the lowest classified bed fee for Table 2 subscribers".

By-law 16 is amended by inserting after the word, "may" in line two, the passage, "for Table 2 subscribers only".

By-law 18 is amended by inserting after the word, "day" in line one, the passage, "for Table 1 subscribers and 64s. per day for Table 2 subscribers".

By-law 34 is amended—

- (a) by deleting sub-bylaw (2);
- (b) by deleting the passage, "who have not attained the age of 65 years," in line one of sub-bylaw (3);
- (c) by deleting the passage commencing with the word, "However" in line four of paragraph (a) of sub-bylaw (5) down to and including the word, "hospitalisation" being the last word in that paragraph; and
- (d) by deleting sub-bylaw (10).

Passed at a meeting of the Yarloop District Hospital Board of Management on the 18th day of February, 1964.

R. A. McCALLUM,
Chairman.

D. G. EVANS,
Secretary.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Claremont.

By-law No. 123—Plot Ratios, Site Coverage and Height of Buildings—Amendment.

L.G. 770/63.

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 18th day of November, 1963, to make and submit for confirmation by the Governor the following repeal of by-law No. 123 and a new by-law in substitution therefor as follows:—

1. In this by-law, unless inconsistent with the context or subject matter or some other meaning is clearly intended—

“duplex house” means a building comprising two dwellings on ground level each being complete and self contained;

“dwelling” means any building or portion of a building which is used or is intended, adapted or designed for use for living purposes and is a self-contained unit but shall not include a flat as hereinafter defined;

“flat” means that portion of a building used, or intended, adapted or designed for use as a separate tenement in a building containing two or more such tenements;

“height”—

(a) in relation to a dwelling, means the measurement taken from the mean level of the ground immediately in front of the building to the level of the top of the eaves, parapet or flat roof, whichever is the highest;

(b) in relation to a flat, means the number of storeys above the mean level of the ground immediately in front of the building;

“plot ratio” means the ratio which the total floor area of a building bears to the area of the subdivision, allotment or parcel of land on which it is built;

“total floor area” of a building—

(a) is the area of every storey of such building and all other buildings on the same subdivision, allotment or parcel of land measured from the outer faces of the external walls together with

(b) the area of all external passages, balconies and verandahs extending beyond the outer faces of such walls but does not include

(c) the area taken up at every storey by lift wells and stairs and the area of any swimming pool and any area provided for the parking of vehicles within the building itself or below the surface of the ground, provided that in the latter case no reduction shall be made for such area unless it has a flat roof of reinforced concrete.

2. By-law No. 123—Plot Ratios, Site Coverage and Height of Flats is hereby repealed.

3. A dwelling shall not have a height of more than thirty (30) feet or a plot ratio of more than one-third ($\frac{1}{3}$) provided that, in the case of a duplex house, the plot ratio shall not exceed one-half ($\frac{1}{2}$).

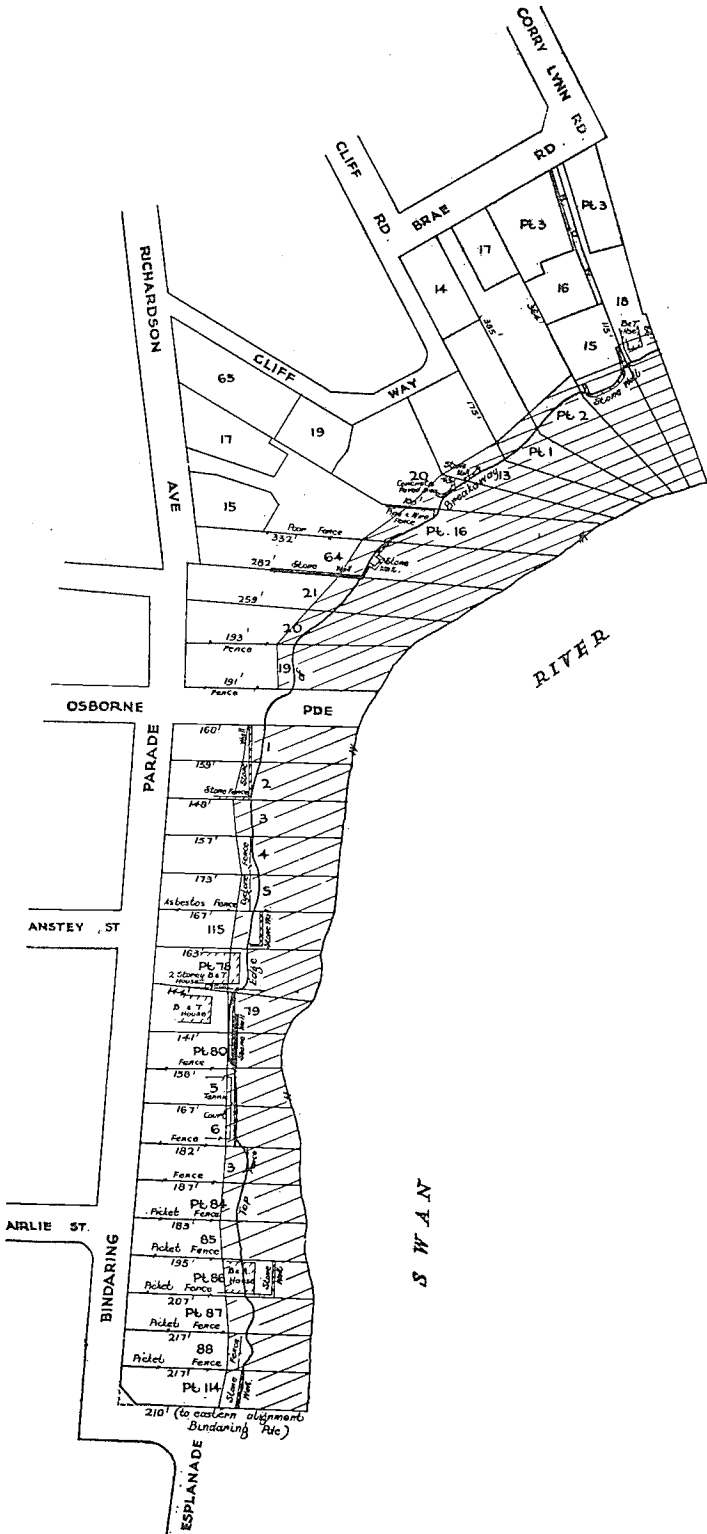
4. A building containing flats shall not have a plot ratio of more than one-half ($\frac{1}{2}$) or a height of more than three (3) storeys.

5. The ground floor of a building containing flats and all patios attached thereto and the ground floor of all other buildings shall not cover more than one-third ($\frac{1}{3}$) of the subdivision, allotment or parcel of land on which they are erected.

6. Every building containing flats shall be provided with garages equal in number of at least one-half ($\frac{1}{2}$) of the number of flats contained in the building and each garage shall have a minimum width of seven (7) feet and a minimum length of fifteen (15) feet.

7. In that part of the Municipality included in the hatched area on the plan in the schedule hereto the distance from the underside of any part of the footings of a building to the top of the building immediately above such part shall not exceed eight (8) feet and no part of a building shall be more than six (6) feet above the natural surface of the land immediately beneath such part.

The Schedule.



Dated this 18th day of November, 1963.

The Common Seal of the Town of Claremont
was hereunto affixed 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 13th
day of February, 1964.

R. H. DOIG,
Clerk of the Council.