



Government Gazette

OF

WESTERN AUSTRALIA

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No. 14]

PERTH: MONDAY, 8th FEBRUARY

[1965

HEALTH ACT, 1911-1962.

Town of Northam.

WHEREAS under the Health Act, 1911-1962, the Governor may cause to be prepared Model By-laws for all or any of the purposes of the said Act: and whereas Model By-laws, described as Series "A," have been prepared and amended from time to time, and reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on 17th July, 1963, and further amended by notice published in the *Government Gazette* on 16th June, 1964; and whereas a local authority may adopt such Model By-laws with or without modification: Now, therefore, the Town of Northam being a local authority within the meaning of the Act and having adopted the Model By-laws, Series "A," as reprinted in the *Government Gazette* on 17th July, 1963, doth hereby resolve and determine that the aforesaid amendment published in the *Government Gazette* on 16th June, 1964, shall be adopted without modification.

Passed at a meeting of the Northam Town Council this 22nd day of July, 1964.

[L.S.]

C. T. BEAVIS,
Mayor.
N. J. D. RIDGWAY,
Town Clerk.

Approved by His Excellency the Governor in Executive Council this 16th day of December, 1964.

(Sgd.) P. L. SPARROW,
Acting Clerk of the Council.

HEALTH ACT, 1911-1964.

Town of Cottesloe.

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 notices published in the *Government Gazettes* on 7th November, 1963, 20th March, 1964, and 16th June, 1964: Now, therefore, the Town of Cottesloe, 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, together with the amendments published in the *Government Gazette* on 7th November, 1963, 20th March, 1964, and 16th June, 1964, 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 4B insert a new by-law 4C as follows:—

4C. In relation to cooking facilities to be provided in houses or public places in accordance with the provisions of section 99 of the Health Act, the following provisions shall apply:—

(1) Every house used for human habitation shall be provided with—

- (a) a wood or solid fuel stove, which shall have hot plate surface area of at least one and one-half square feet and oven place of at least one cubic foot, which shall be properly installed to provide for the escape of smoke through a properly constructed brick or iron chimney; or
- (b) an electric cooker which shall have hot plate surface area of at least 100 square inches, and oven space of at least one cubic foot; or
- (c) a gas or oil fuel stove, which shall have at least two main cooking burners and oven space of at least one cubic foot.

Where a stove operated by gas or any type of oil fuel is installed, it shall be provided with a properly constructed hood attached to a flue of at least twenty-four square inches in sectional area, which shall conduct the waste products of combustion to the outside air without creating a nuisance.

(2) The stove or stoves provided in accordance with paragraph (1) hereof and all brickwork, chimneys or flues, recesses and other parts thereof shall at all times whilst such house is occupied or used, or available for occupation or use, be kept and maintained in good order and condition and properly repaired and fit for use.

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

14A. Every occupier shall on such days and at such times as are notified in writing by the local authority deposit such receptacle adjacent to the front or rear gate of his premises and within his property at a distance of not more than five (5) feet from such gate in order to facilitate the emptying of such receptacle.

3. After by-law 17 insert a new by-law 17A as follows:—

Rubbish Disposal Sites.

17A. (1) In every case where the local authority has set aside any reserve or other lands as a site for the disposal of refuse, the local authority may—

- (a) regulate the disposal of refuse on the site; and
- (b) specify the type or types of refuse which may alone be deposited on the site; and
- (c) erect signs on the site indicating the type or types of refuse which may be deposited thereon, and also indicating parts of the site where refuse may be deposited.

(2) A person who deposits refuse on a site set aside for the purpose by the local authority commits an offence if he—

- (a) deposits refuse of any kind other than that specified on a sign erected by the local authority pursuant to paragraph (1) of this by-law; or,
- (b) deposits refuse at a place on the site other than that indicated by signs erected by the local authority pursuant to paragraph (1) of this by-law.

4. By-law 26, paragraph (a) is amended by substituting for the figures "20" in the first line the figures "40".

5. After by-law 28 insert a new by-law 28A as follows:—

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

(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.

6. By-law 29A is amended by substituting for paragraphs (d), (e) and (f) new paragraphs (d), (e), (f), (g) and (h) as follows:—

- (d) Within the enclosures wherein any poultry are kept there shall be a properly constructed fowl house or shelter, capable of protecting such poultry from the weather, such fowl house or shelter shall have a concrete floor trowelled to a smooth finish and laid with a fall of one in fifty to the front having a minimum width of three feet and of such area as to give at least $1\frac{1}{2}$ square feet for each head of poultry housed in such enclosure. All fowl houses or shelters shall be maintained in good repair and regularly painted or lime washed inside and out.
- (e) The poultry do not exceed 20 in number.
- (f) The occupier does not keep any poultry within 30 feet of any dwelling house.
- (g) The occupier does not keep any poultry within 30 feet of any street or road.
- (h) All enclosures, cages, fowl houses or shelters, within which poultry, birds or other animals are kept, shall be maintained at all times in a clean condition and shall at any time be cleaned and disinfected or otherwise dealt with, as an inspector may direct.

7. By-law 29B is amended by adding after paragraph (f) a new paragraph (g) as follows:—

(g) The owner or occupier of any premises wherein or whereon, pigeons which are at large are in the habit of perching or nesting, shall, when ordered by an inspector take such steps as directed to prevent the same.

PART IX.—OFFENSIVE TRADES.

Offensive Trade.	Fee Per Annum.
	£ s. d.
All trades.	1 0 0

Passed at a meeting of the Cottesloe Town Council this 28th day of October, 1964.

[L.S.]

C. L. HARVEY,
Mayor.
D. G. HILL,
Town Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of January, 1965.

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

HEALTH ACT, 1911-1964.

Town of Geraldton.

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 modifications 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 these provisions, and duly amended, have been adopted (with modifications) by a resolution of Council dated the 27th day of November, 1963, and published in the *Government Gazette* on the 28th day of February, 1964, the Town of Geraldton, being a local authority within the meaning of the said Act, doth hereby resolve and determine that the amendment to the Model By-law as so published and printed in the *Government Gazette* on the 20th day of March, 1964, shall be adopted with the following modification:—

Removal and Disposal of Nightsoil.

11A. 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 and the liquid wastes contained in any soak well unless he has first obtained the approval in writing of the local authority to do so.

Passed at a meeting of the Town Council of the Town of Geraldton this 25th day of November, 1964.

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

[L.S.]

C. S. EADON-CLARKE,
Mayor.
H. W. CHAMBERS,
Town Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of January, 1965.

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

HEALTH ACT, 1911-1964.

Shire of Belmont.

WHEREAS under the provisions of the Health Act, 1911, as amended, 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 Shire of Belmont, 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 17th July, 1963, with amendments, doth hereby resolve and determine that the said adopted by-laws shall be further amended as follows:—

PART I.—GENERAL SANITARY PROVISIONS.

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

14A. The occupier of any premises situated within the Shire of Belmont which is served by a rubbish removal service shall, on the usual day or days of collection, place all rubbish receptacles in a place convenient for collection and at a distance of not more than 80 ft. from the entrance in any street, road or right-of-way, normally used by the rubbish collector.

2. After by-law 19 insert a new heading and by-law 19A to read as follows:—

Disposal of Rubbish on Site Set Aside for Trade Wastes.

19A. (a) No person shall deposit any rubbish on any of the lands under the control of the local authority except those lands which have been set aside for the purpose in accordance with section 119 of the Health Act, 1911, as amended, and determined from time to time by means of signboards placed in position on those lands by authority of the Council for the purpose. For the purposes of this by-law the term "rubbish" shall include dirt, dust, ashes, refuse and other matter which is not offensive, but shall not include slops, sludge, or liquid wastes.

(b) All rubbish shall be deposited on or beyond the edge of that previously deposited and shall be levelled down so that no rubbish remains above the level of the dump.

(c) No person, unless authorised by the Council in writing, shall disturb, remove, set fire to or burn any rubbish or other materials whatsoever, or damage, deface or remove any sign or other equipment within the area defined by the Council for the dumping of rubbish.

(d) No person, unless authorised by the Council in writing, shall loiter or remain on any lands under the control of the Council and set apart for the depositing of rubbish.

3. By-law 21 is amended by adding after the word "domestic" where it appears in line three, the words "or trade".

4. By-law 29A is amended by adding after paragraph (f) a new paragraph to read as follows:—

(g) the floor of every poultry pen shall be constructed of cement, trowelled to a smooth finish and laid with a fall of 1 in 50 to the front. The fences of the poultry runs shall be constructed of six-foot galvanised wire netting, supported by uprights of 3 in. x 2 in. jarrah, or equivalent thereof, set at eight-foot centres with two feet in the ground.

Passed at a meeting of the Belmont Shire Council this 9th day of November, 1964.

J. G. SISSONS,
President.

W. G. KLENK,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of January, 1965.

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

HEALTH ACT, 1911-1964.

Shire of Belmont.

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 the 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 these 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 Belmont, doth hereby resolve and determine that the said Model By-laws as modified as aforesaid shall be further modified by adding immediately after by-law 9 of section "B" of Part IX the following by-law:—

10. No person shall slaughter any animal except at a registered abattoir or knackery.

Passed at a meeting of the Belmont Shire Council this 12th day of October, 1964.

J. G. SISSONS,
Shire President.

W. G. KLENK,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of January, 1965.

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

HEALTH ACT, 1911-1964.

Shire of Mundaring.

WHEREAS under the provisions of the Health Act, 1911, as amended, a local authority may make or adopt by-laws and may alter, amend or repeal by-laws so made or adopted: Now, therefore, the Shire of Mundaring, being a local authority within the meaning of the Act and having adopted the Model By-laws described as Series "A", as reprinted, pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 17th July, 1963, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

PART I.—GENERAL SANITARY PROVISIONS.

1. By-law 14A: After by-law 14 insert the following heading and by-law, as follows:—

Prescribed Areas—Section 112A.

14A. 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."

- (1) All of the Greenmount, Darlington, Glen Forrest and Mundaring Wards, as constituted under the Local Government Act, 1960.
- (2) All that land contained within a circle drawn, with a radius of 60 chains, from a point being the intersection of Old Northam Road and Thomas Street, Chidlow.

Passed at a meeting of the Mundaring Shire Council this 12th day of November, 1964.

V. J. MURRAY,
President.

JOHN MOORE,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of January, 1965.

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

HEALTH ACT, 1911-1964.

Shire of Wanneroo.

WHEREAS under the provisions of the Health Act, 1911, as amended, a local authority may make or adopt by-laws and may alter amend or repeal by-laws so made or adopted: Now, therefore, the Shire of Wanneroo, 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 Act, 1954, in the *Government Gazette* on the 9th August, 1956, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

PART IX.—OFFENSIVE TRADES.

Substitute for by-law 1B of Section C—Piggeries a new by-law to read as follows:—

1B. After the coming into operation of this by-law it shall be unlawful for any person to establish a piggery in any portion of the district except in that area as defined in Schedule "F" of this part.

Schedule "F"—Prescribed Area.

All that portion of land bounded by lines starting from the south-east corner of lot 7 of location 2470 westerly along Ghangara Road (road number 8705) to the south-west corner of the southern portion of lot 2 of location 1237; thence north-easterly northerly and westerly along Sydney Road (roads numbers 8827 and 1878) to the south-west corner of location 1935; thence northerly along Badgerup Road (road number 1417) to the north-east corner of lot 5 of location 1749; thence westerly and northerly along Franklin Road (road numbers 1409 and 1417) to the north-east corner of the southern portion of location 1805; thence westerly along Caporn Road (road number 8690) to the south-west corner of Marginiup Townsite; thence northerly along Pinjar road (road numbers 1410, 893 and 1804) to the north-east corner of location 4134; thence easterly and northerly along the southern and eastern boundaries of Forest Reserve 126 to the boundary of the Shire of Wanneroo; thence southerly along the said boundary of the Shire to the point of commencement.

Passed at a meeting of the Wanneroo Shire Council this 11th day of November, 1964.

J. W. SMITH,
President.

D. G. FERRIS,
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of January, 1965.

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

TRAFFIC ACT, 1919-1963.

The Municipality of the Shire of Collie.

Stands for Passenger Vehicles.

T.O. 58/1123.

THE Council of the Municipality of the Shire of Collie, pursuant to an Order in Council under section 49 of the Traffic Act, 1919-63, published in the *Government Gazette* of the 30th day of May, 1952, and in exercise of the powers thereby conferred, hereby records having resolved on the 8th day of December, 1964, to make and submit for confirmation by the Governor the following by-law:—

The by-laws of the Shire of Collie fixing stands for passenger vehicles published in the *Government Gazette* of the 13th May, 1958, are hereby amended in the following manner:—

1. By-law 2 (a) is deleted.

Dated this 23rd day of December, 1964.

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

[L.S.]

F. D. N. MacNISH,
President.

R. C. H. HOUGH,
Shire Clerk.

Recommended—

J. F. CRAIG,
Minister for Traffic.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of January, 1965.

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

COUNTRY TOWNS SEWERAGE ACT, 1948-1964.

Department of Public Works,
Perth, 25th January, 1965.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to the provisions of the Country Towns Sewerage Act, 1948-1964, has been pleased to approve of the by-laws set forth in the schedule hereunder, made by the Minister for Water Supply, Sewerage and Drainage under the provisions of section 102 of that Act.

J. STAPLETON,
Acting Under Secretary for Works.

Schedule.

By-laws.

Principal
By-laws.

1. In these by-laws the by-laws made under the provisions of the Country Towns Sewerage Act, 1948-1964, published in the *Government Gazette* on the 22nd February, 1952, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal by-laws.

By-law 224A
substituted.

2. The principal by-laws are amended by substituting for by-law 224A, the following by-law:—

224A. For the purposes of subsection (2) of section 52 of the Act, the financial year shall be—

- (a) the year ending on the 30th June, in respect of the following sewerage areas—

Bunbury, Collie, Corrigin, Denmark, Katanning, Mount Barker, Narrogin and Three Springs;

- (b) the year ending on the 31st December, in respect of the following sewerage areas—

Albany, Geraldton, Kellerberrin, Merredin, Northam, Pingelly, Wagin and Wundowie.

JETTIES ACT, 1926-1957.

Public Works Department,
Perth, 21st January, 1965.

HIS Excellency the Lieutenant-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. STAPLETON,
Acting 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, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Appendix 1
amended.

2. Appendix 1 to the principal regulations is amended in that portion headed "GERALDTON," by substituting for the passage, "5s.", in line two of the item, "Fresh Water," the passage, "7s. 6d."

JETTIES ACT, 1926-1957.

Public Works Department,
Perth, 25th January, 1965.

HIS Excellency the Lieutenant-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. STAPLETON,
Acting 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, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Appendix 1
amended.

2. Appendix 1 to the principal regulations is amended in that portion headed WYNDHAM, by adding immediately after the item, Crane Hire, being the last item in that portion, the following item:—

STORAGE—

On cotton—3d. per bale per week.

LOCAL GOVERNMENT ACT, 1960-1964.

Local Government Department,
Perth, 11th January, 1965.

L.G. 818/60.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to the provisions of the Local Government Act, 1960-1964, has been pleased to make the regulations set out in the Schedule hereunder.

A. E. WHITE,
Secretary for Local Government.

Schedule.

Regulations.

Principal
Regulations.

1. In these regulations the Local Government (Appeals to Building Referees) Regulations, 1961, as published in the *Government Gazette* on the 29th June, 1961, are referred to as the principal regulations.

Reg. 2
amended.

2. Regulation 2 of the principal regulations is amended by substituting for the passage, "£6 6s.", in line seventeen, the passage, "£10 10s."

Reg. 5
amended.

3. Regulation 5 of the principal regulations is amended by substituting for the passage, "£3 3s.", the passage, "£5 5s."

LOCAL GOVERNMENT ACT, 1960-1964.

Local Government Department,
Perth, 25th January, 1965.

L.G. 868/61.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to the powers conferred by the Local Government Act, 1960-1964, has been pleased to cause the draft model by-laws set out in the schedule hereto to be prepared and published.

2. Councils of municipalities that have already adopted the Local Government Model By-laws (Extractive Industries) No. 9, will, if requiring to give effect to the amendments comprised in the by-laws hereunder, need to make a resolution for their adoption. Councils requiring to adopt the by-laws, as now amended, will need to make a resolution to that effect.

A. E. WHITE,
Secretary for Local Government.

Schedule.

Draft Model By-laws.

Principal
by-laws.

1. In these by-laws, the Local Government Model By-laws (Extractive Industries) No. 9, published in the *Government Gazette* on the 8th November, 1962, are referred to as the principal by-laws.

By-law 14
amended.

2. By-law 14 of the principal by-laws is amended—

- (a) by deleting the word, "and", immediately following paragraph (c) of sub-bylaw (3); and
- (b) by substituting for the passage, "area.", being the concluding passage of paragraph (d) of sub-bylaw (3), the passage, "area; and
- (c) all dumps of stone, sand or other material are so left that no portion of that material can escape into any stream, watercourse or drain, that is not wholly situated within land owned or occupied by him."

By-law 17A
added.

3. The principal by-laws are amended by adding, immediately after by-law 17, the following by-law:—

17A. A licensee shall not stockpile any material, that is likely to escape into any stream, watercourse or drain, that is not wholly situated within land owned or occupied by him, unless he erects a wall of such height as to be capable of retaining that material.

LOCAL GOVERNMENT ACT, 1960.

Municipality of the Town of Claremont.

Adoption of Amendments to Draft Model By-law No. 10 Relating to
Petrol Pumps.

L.G. 354/58.

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 November, 1964, to adopt the amendment to the Model By-law published in the *Government Gazette* of the 1st day of October, 1964, and designated Local Government Model By-laws (Petrol Pumps) No. 10.

Dated 8th day of December, 1964.

The Common Seal of the Town of Claremont
was hereunto affixed pursuant to a resolution
of the Council and in the presence of—

[L.S.]

A. W. CROOKS,
Mayor.
J. E. HAIN,
Deputy Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council
this 20th day of January, 1965.

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

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of East Fremantle.

By-law Relating to Standing Orders.

L.G. 244/64.

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 6th day of April, 1964, to make and submit for confirmation by the Government the following by-law:—

Repeal.

1. By-law No. 3 as published in the *Government Gazette* of the 23rd December, 1898, and as subsequently amended and renumbered No. 4 and 9 is hereby repealed.

2. The proceedings and business of the Council shall be conducted according to the following clauses, which shall be called the Standing Orders:—

Chairman.

3. In the construction of this by-law, unless the context otherwise requires, the word "Mayor" shall include the Deputy Mayor or the Councillor chosen to preside at any meeting of the Council.

4. The Mayor or in his absence the Deputy Mayor or in his absence a Councillor chosen by the Councillors present, shall preside.

Quorum.

5. (1) The Council shall not transact business at a meeting unless a quorum is present.

(2) The number of members of the Council necessary to form a quorum—

(a) where the total number of the members of the Council is an even number, is one-half of that total;

(b) where the total number of the members of the Council is an odd number, is the integer nearest to but greater than one-half of the total.

Adjournment in Absence of Quorum.

6. If at the expiration of half an hour from the time fixed for the commencement of a meeting of the Council a quorum is not present, the Mayor or in his absence the Deputy Mayor or in his absence the majority of Councillors present, or any Councillor present alone, or in the absence of the Mayor and all the Councillors, the Clerk may adjourn the meeting; and the business which could have been transacted, had there been a quorum at the meeting may be transacted at the resumption of the adjourned meeting.

Count Out.

7. If at any time during any meeting of the Council a Councillor shall call the attention of the Mayor to the fact that a quorum is not present, the Mayor shall thereupon suspend the proceedings of the meeting for a period of two minutes, and if a quorum be not present at the expiration of such period, the meeting shall be deemed to have been counted out, and the Mayor shall adjourn it to some future date.

Record of Councillors Present.

8. At all meetings at which there are not present four Councillors and the Mayor, or five Councillors as the case may be, or at which the Council is counted out for want of a quorum, the names of the Councillors then present shall be recorded in the Minute Book.

Open Door.

9. The business of the Council shall be conducted with open doors, except upon such occasions as the Council shall by resolution otherwise decide which resolution may be moved without notice.

Reporters.

10. At all meetings accredited newspaper reporters shall be permitted to attend in such part of the Council Chamber as may be appropriated for their accommodation, but they shall withdraw upon a vote of the Council so requiring during any portion of the whole of the meeting as the vote of the Council specifies.

Disturbance by Strangers.

11. A person, not being a Councillor, shall not at any meeting of the Council interrupt the proceedings of the Council.

Disturbance by Visitors.

12. Any person, not being a member of the Council, who interrupts the orderly conduct of the business of the Council, who does not, immediately upon being called upon by the Mayor so to do, withdraw from the Council Chamber, may by order of the Mayor be removed from the Council Chamber forthwith.

Business at Council Meetings—Order of Business.

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

- (1) Confirmation of minutes.
- (2) Announcements by the Mayor without discussion.
- (3) Questions of which due notice has been given without discussion.
- (4) Correspondence.
- (5) Petitions and memorials.
- (6) Notices of intention to move the suspension of Standing Orders at the close of the meeting.
- (7) Report of Committees.
- (8) Reports of officers.
- (9) Orders of the day, including considering and ordering upon any business left over from the previous meeting and any business the Mayor may think desirable to bring under the notice of the Council and may have directed to be entered as an order of the day.
- (10) Notice of motions for consideration at the following meeting, if given during the meeting.
- (11) Motions without notice by permission of the Council.

Order at Special Meetings.

14. The order of the business at any special meeting of the Council shall be the order in which such business stands in the notice thereof.

Minutes.

15. The minutes of any preceding meeting, whether ordinary or special, not previously confirmed, shall be submitted as the first business at all meetings of the Council in order to their confirmation; and no discussion shall be permitted thereon except as to their accuracy as a record of the proceedings, and the said minutes shall then be signed by the Mayor as by Section 188 of the Act required.

Questions.

16. Any Councillors desiring to ask a question at any meeting of the Council shall give notice thereof in writing to the Town Clerk at least eight hours before the hour fixed for the meeting.

17. All questions and answers shall be submitted as briefly and concisely as possible, and no discussion shall be allowed thereon.

Notices of Motion.

18. Any Councillor may bring forward such business as he may consider advisable in the form of a motion, of which notice shall be given in writing to the Town Clerk either at the meeting previous to the meeting at which it is intended to move the same, or at any time thereafter, being not less than three clear days before such last-mentioned meeting.

Motion to Lapse.

19. Every such motion shall lapse unless the Councillor who gave the notice thereof, or some other Councillor authorised by him in writing be present to move the same when such motion shall be called on.

Deputations. Reception of Deputations.

20. Deputations wishing to be received by the Council shall be requested, in the first instance, to send in a memorial in writing, and the Town Clerk shall bring the memorial before the Committee concerned, which shall be authorised, if it see fit, to receive the deputation and to report to the Council. If the Committee is of opinion that the memorial is one that should be brought before the Council, the committee shall so report; and, if the Council shall so order, the deputation shall be invited to attend.

Number of Deputation.

21. A deputation shall not exceed six 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 shall have withdrawn.

Conduct of Debate—Councillors to Address the Chair—Point of Order.

22. Any Councillor moving a motion or amendment, or taking part in the discussion thereon, shall rise and address the Mayor, and shall not be interrupted unless upon a point of order, when 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, when the Councillor so interrupted may, if permitted, proceed.

Nature of Motion to be Stated.

23. Any Councillor desirous of proposing an original motion or amendment shall state the nature of same before he addresses the Council thereon, and, if so required by the Mayor, shall put the same in writing.

Motions to be Seconded—Enforcement of Standing Orders.

24. No motion or amendment shall be discussed or put to the vote of the Council unless it be seconded, but a Councillor may require the enforcement of any Standing Order of the Council by directing the Mayor's attention to the infraction thereof.

Use of Titles.

25. At meetings of the Council, speakers in referring to others present thereat shall designate them by their respective titles of Mayor or Councillor, as the case may be.

Priority of Speakers.

26. If two or more Councillors rise to speak at the same time, the Mayor shall decide which is entitled to priority.

Mayor to Speak.

27. Whenever the Mayor rises during a debate any Councillor then speaking or offering to speak is to sit down, and the Council is to be silent so that the Mayor may be heard without interruption.

Councillor Not to Speak Twice.

28. No Councillor shall speak twice on the same question except by way of explanation or in reply upon any original motion of which he was the mover, or as the mover of the amendment last carried. And no Councillor shall speak to any question after the mover shall have been permitted to reply.

Calling to Order for Speaking Twice.

29. The Mayor shall, without waiting for the interposition of the Council, call to order any Councillor proceeding to speak a second time on the same question.

Mover and Seconder Speaking to Motion.

30. A Councillor moving a motion shall be held to have spoken thereon, but a Councillor merely seconding a motion pro forma shall not be held to have spoken upon it.

No Speaking after Notice Put.

31. No Councillor may speak to any question after the same has been put from the Chair.

Time Limit.

32. No Councillor shall speak or address the Council upon any motion or amendment before the Council, or in reply for a longer period than ten minutes without the consent of the Council, which shall be signified without debate.

Speaking in Reply.

33. It shall not be competent for any new matter to be introduced by the mover when speaking in reply, but he shall strictly confine himself to answering the previous speakers.

Division of Complicated Motions.

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

Withdrawal of Motion.

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 it, after the mover has asked permission for its withdrawal, unless such permission shall have been refused.

Production of Documents.

36. Any Councillor may of right require the production of any of the documents of the Council relating to the question or matter under discussion.

Reflection Upon Vote of Council.

37. No Councillor shall reflect upon any resolution of the Council except for the purpose of moving that such resolution be rescinded.

All Councillors to Vote: Casting Vote.

38. (1) At all meetings of the Council, save where the Act otherwise provides and subject to Clause 3 hereof, all the Councillors present shall vote.

(2) The Mayor shall not vote unless there is an equal division of votes, in which case he has and may exercise a casting vote.

Digression from Subject—Personal Reflection.

39. No Councillor shall digress from the subject matter of the question under discussion nor impute improper motives to any other Councillor, and all personal reflections upon any Councillor shall be considered highly disorderly.

Record of Words Used by a Councillor.

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

Mayor's Ruling.

41. The Mayor when called upon to decide a point of order or practice shall give his decision and no argument or comment shall be permitted thereon and his decision shall be final in that particular case except on a motion to the contrary being carried by a simple majority of the Councillors present and voting.

Withdrawal of Offensive Expressions.

42. Any Councillor who shall use any expression which in the opinion of the Mayor reflects offensively on any member of the Council shall, when required by the Mayor, unreservedly withdraw such expression and make a satisfactory apology to the Chair, and if he decline or neglect to do so, the Mayor

may refuse to hear such Councillor further upon the matter then under discussion and call upon the next speaker, or may adjourn the meeting of the Council, or may direct the offending Councillor to withdraw from the Council Chamber for the remainder of the then sitting of the Council.

Disturbance: Conversing Aloud.

43. No Councillor shall make any noise or disturbance, or, except to raise a point of order, converse aloud or interrupt whilst any other Councillor is speaking, or whilst any matter is being read or opened.

Continued Irrelevance.

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

Crossing Council Chamber.

45. When the Mayor is putting any question, no Councillor shall walk out of or across the Chamber, nor shall any Councillor, whilst any other Councillor is speaking, pass between the speaker and the Chair.

Mayor May Call to Order.

46. The Mayor shall preserve order, and may on his own motion call any Councillor to order whenever, in his opinion, there is cause for so doing.

Infraction of Standing Orders.

47. Every Councillor shall be entitled to direct the attention of the Mayor to any infraction of the Standing Orders by any other Councillor.

Definition of Order.

48. Any Councillor who shall do anything or behave in any manner which is forbidden by any section of this by-law shall be deemed to be out of order.

Decision of the Mayor on Point of Order—Councillor to Apologise when Called Upon.

49. Whenever it shall have been decided by the Mayor that any motion, amendment, or other matter before the Council is out of order, the same shall be rejected but subject to Clause 41 hereof and whenever anything said or done in Council by any Councillor shall be similarly decided to be out of order, such Councillor shall be called upon by the Mayor to make such explanation, retraction, or apology as the case may require.

Councillor to Withdraw from the Council Chamber.

50. Any Councillor who shall persist in any line of conduct which the Mayor shall have decided, or which by any section of this by-law is declared to be out of order, or shall refuse to make any explanation, retraction, or apology required by the Mayor as aforesaid, shall, upon the request of the Mayor 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.

Removal of Councillor from Council.

51. In the event of any Councillor refusing or neglecting to withdraw from the Council Chamber when requested or directed by the Mayor so to do, the Mayor may order such Councillor to be removed from the said Chamber and to be excluded therefrom during the remainder of the then sitting of the Council.

Serious Disorder.

52. (1) If at a meeting of the Council the Mayor 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 the question shall be decided forthwith and without debate.

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

Order in Debate—Motions and Amendments.

53. When a motion is under debate at any meeting of the Council, no further motion shall be received, except the following:—

- (1) That the motion be amended.
- (2) That the Council do now adjourn.
- (3) That the debate be adjourned.
- (4) That the question be now put.
- (5) That the Council do proceed with the next business.
- (6) That the Council do resolve into Committee of the whole.

1.—That the Motion be Amended.

Relevancy of Amendment.

54. (1) Every amendment shall be relevant to the motion on which it is moved.

(2) Every amendment shall be read before being moved.

One Amendment at a Time.

55. One amendment only shall be discussed at one time, but, if lost, another may be moved before the original question is put to the vote, but upon any amendment being carried it shall be competent for any Councillor to move one other amendment thereon, but no more.

Substantive Motion.

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.

2.—The Council Do Now Adjourn. Time to Move.

57. 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, provided that the mover may speak for not more than five minutes, the seconder shall not speak beyond formally seconding, and the mover of the question (if any) under debate, on the motion for adjournment being made, may be heard in reply for five minutes, but no further debate shall be allowed.

No Discussion—Procedure Before Further Motion.

58. No discussion shall be allowed on any motion for the adjournment of the Council, but if on the question being put the motion be negative, the subject then under consideration, or the next on the notice paper, or any other that may be allowed precedence, shall be discussed before any subsequent motion for adjournment shall be entertained.

Question Adjourned to Next Meeting.

59. On a resolution for adjournment, the motion (if any) under debate when motion for adjournment was made shall stand adjourned to next meeting.

One Motion Only.

60. At the same sitting no Councillor may move or second more than one motion for the adjournment of the Council.

3.—That the Debate be Adjourned.

Time to Move.

61. Any Councillor may, at the conclusion of the speech of any other member, move without previous notice that the debate be adjourned to a later hour of the same day or to any other day.

No Discussion.

62. No discussion shall be allowed upon a motion for the adjournment of a debate.

Mover to Speak First.

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

On Motion Only.

64. At the same sitting no member shall move or second more than one motion for the adjournment of the same debate.

Resumption of Debate After Count-Out.

65. If a debate on any motion, moved and seconded, be interrupted by the Council being counted out, such debate may be resumed at the next meeting at the point where it was so interrupted, on motion with notice.

4.—That the Question Be Now Put—Time to Move—Put Without Debate.

66. A Councillor may, at the conclusion of the speech of another Councillor, move without notice that the question be now put, and upon such motion being seconded, the same shall be immediately put without debate.

Two-Thirds Majority.

67. A motion that the question under consideration be now put shall not be decided in the affirmative or take effect without the consent of a two-thirds majority of the Councillors present.

Speaking in Reply.

68. Whenever it is decided by the Council that the question under consideration shall 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.

Motion to be Put at Once.

69. Should the motion be carried, the motion or amendment under debate shall be put at once.

Question Includes Amendment.

70. Whenever it is decided by the Council that the question under consideration shall be put, the question to be so put from the chair shall be construed and taken to mean and include the main question as well as any amendment thereto.

5.—That the Council do Proceed to the Next Business.

Time to Move.

71. It shall be competent for any Councillor at the close of the speech of any other Councillor to move, without notice, that the Council do proceed to the next business, and if the motion be seconded, it shall be put forthwith.

Question to be Dropped.

72. When a motion be carried that the Council do proceed to the next business, the question under discussion shall be considered as dropped.

Further Motion.

73. During the same debate a second motion that the Council do proceed with the next business shall not be moved within one hour after similar motion has been negatived.

6.—That the Council Resolves into Committee.

Decision of Council.

74. The Council may determine that any question shall be considered in Committee of the whole, and a motion to that effect may be moved without previous notice.

Matters to be Considered by Committee.

75. Such Committee shall consider such matters only as shall have been referred to it by the Council.

Conduct of Committee.

76. In Committee of the whole the Standing Orders of the Council shall apply, except that Councillors may speak more than once to the same question.

Adoption of Committee's Resolutions.

77. The Mayor shall report the resolutions arrived at in Committee of the whole to the Council at its next ordinary meeting or upon the resumption of the Council as the case may require, and such resolutions shall be dealt with as the Council may think fit.

Confidential Business.

78. 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 or of the Committee (as the case may be) be disclosed to any person other than the Mayor, 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 Resolutions—Rescission.

79. No resolution of any meeting of the Council shall be revoked, rescinded, or altered, except in manner provided in Section 177 of the Act.

Repetition of Negatived Motion.

80. No motion to the same effect as any motion which has been negatived by the Council shall again be entertained within a period of three months unless with the consent of at least eight members of the Council.

Suspension of Standing Orders—How Moved.

81. In cases of urgent necessity, any standing orders or orders of the Council may be suspended on motion duly made and seconded without notice, provided that such motion has the concurrence of the majority of the Councillors present.

Object of Suspension to be Stated.

82. Any Councillor moving the suspension of any Standing Order shall state the object of such motion, but no discussion shall take place thereon.

Voting—Method of Taking Votes.

83. The Mayor 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 from the show of hands as to which party has the majority.

Division.

84. (1) The Council shall vote by a show of hands, but any Councillor may call for a division upon any question, in which case the Councillors voting in the affirmative shall pass to the right of the chair and those voting in the negative to the left of the chair.

(2) The names of the Councillors who voted on the question on which there is the division shall be recorded by the Clerk in respect of every division together with details of whether they voted in the affirmative or negative together with the names of those Councillors who abstained from voting.

Committees.

Standing Committees.

85. (1) In addition to such special Committees as may from time to time be appointed, there shall be four standing committees appointed from among the Councillors, namely, a Finance Committee, a Works and Reserves Committee, a Health, Buildings, and General Purposes Committee, a Town Planning Committee, each of which shall consist of not less than five members;

and if possible of one Councillor from each Ward of the Municipality. Such Committees shall be appointed at the first meeting of the Council held after the annual elections.

(2) 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.

Election of Committees.

86. The members of the said Committees shall, in default of agreement, be elected by ballot, and in the event of an equality of votes for two or more Councillors the Mayor shall have a casting vote.

Powers and Duties of Committees.

87. The powers and duties of Committees shall be as under:—

Finance Committee:

- (1) To examine and check all accounts and generally supervise the collection and expenditure of Municipal revenue.
- (2) To inquire into and report to the Council from time to time upon all matters which they may consider to affect, or be likely to affect the finances of the Municipality, or which the Council may, by resolution, direct them to inquire into and report upon.
- (3) To have control of the remuneration of all staff of the Council and to have control of the operations of the staff of Council except insofar as such control is hereinafter given to the Works and Reserves Committee.
- (4) To exercise all powers conferred on the Council in respect to expenditure and other matters under Sections 625 to 634 of the Local Government Act, 1960.
- (5) To arrange civic functions, draft addresses, etc.
- (6) To have the direction of all matters in respect to which the Council is empowered by law, relating to the supply of electricity for public or private purposes.

Works and Reserves Committee:

- (1) To have the general direction of all works ordered or sanctioned by the Council, and of all streets, roads, ways, drains, bridges, and other public places under the care and management of the Council.
- (2) To have the management and general direction of sweeping and watering, the resumption of land for the formation of new streets, and widening of existing streets.
- (3) To inquire into and report to the Council from time to time upon such improvements and repairs as they may think necessary, or which the Council may, by resolution, direct them to inquire into and report upon.
- (4) To have the control of all parks, reserves, and tree planting and of the baths, Municipal chambers, and other Municipal buildings.
- (5) To have the administration of matters relating to traffic, tramways, motors, licenses, vehicles.
- (6) (a) To have control of the operations of such of the staff of the Council as are engaged on road works, health and sanitary services, gardening and parks and reserves and general maintenance.
(b) to recommend appointments and dismissals of such staff as covered in clause 6 (a).

Health, Building and General Purposes Committee:

- (1) to supervise the carrying out of the provisions of any Act of Parliament or Municipal By-laws affecting public health.
- (2) To deal with petitions and complaints from persons affected by those Acts or by-laws.

- (3) To deal with all matters relating to the collection of night-soil and refuse, the supervision of places of amusement, the sale of food and drugs, the licensing of noxious trades, private hospitals, lodging houses, milk purveyors, morgues, etc., and generally control all matters affecting the health of the citizens.
- (4) To have the administration of all matters relating to markets, hawkers, animals and birds, weights and measures and pounds.
- (5) To deal with all matters relating to street lighting.
- (6) To supervise the issue of Building Permits and to deal with all matters relating to building in the district, in accordance with the provisions of any Act of Parliament or Municipal by-laws.

Town Planning Committee:

- (1) To supervise the carrying out of the provisions of any Act of Parliament or Municipal By-laws affecting Town Planning.

88. Occasional Committees consisting of such number of members of the Council being less than half of the total number of the members of the Council may be appointed for the performance of any duty which may be lawfully entrusted to committee, and for the performance of which, in the opinion of the Council, an occasional committee ought to be appointed. No standing committee shall interfere with any matter which may for the time being have been entrusted to any occasional Committee. The appointment of an occasional committee shall be made by resolution of the Council which shall state the duties to be entrusted to such occasional committee and may state the number of the Councillors whom it is proposed shall constitute such committee. In the event of a ballot being taken and an equality of votes being recorded in favour of any two or more councillors, the Mayor shall have a casting vote.

Convening Committee Meetings.

89. The Town Clerk shall call a meeting of any Committee when requested to do so by the Mayor, the Chairman, or any two members of such Committee.

Standing Orders.

90. The Standing Orders of the Council shall be observed and apply in committees, except the order limiting the number of times of speaking, and except as to committees being conducted with open doors.

Quorum.

91. At a meeting of a committee a quorum shall consist of not less than two members. Every meeting shall proceed to business so soon after the time stated, or there shall be a sufficient number of Councillors in attendance to constitute a quorum.

Minutes.

92. Each standing committee shall keep a book to be called the Minute Book, in which shall be entered minutes of all its proceedings and transactions. The minutes of each meeting shall be confirmed at the following meeting, and signed by the Chairman thereof.

Representation on Public Bodies.

93. 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.

Meeting of Electors.

94. (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.

Dated the twentieth day of August, 1964.

The Common Seal of the Town of East Fremantle was affixed hereto in the presence of:—

[L.S.]

V. URICH,
Mayor.
M. G. COWAN,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 6th day of January, 1965.

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

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Melville.

Local Government Model By-laws (Street Lawns and Gardens), No. 11.

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 8th day of September, 1964, to—

- (1) adopt without alteration the draft model By-laws published in the *Government Gazette* on the 7th February, 1963, viz.: Local Government Model By-laws (Street Lawns and Gardens) No. 11;
- (2) revoke the whole of the By-laws relating to Lawns and Gardens in Roads published in the *Government Gazette* of the 11th May, 1955, pages 1068-9.

Dated the 9th day of September, 1964.

The Common Seal of the Town of Melville was hereunto affixed in the presence of—

[L.S.]

R. F. CARROLL,
Mayor.
J. E. ELLIS,
Town Clerk.

Approved—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 6th day of January, 1965.

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

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Swan-Guildford.

By-laws for the Management and Use of the Guildford
Town Hall and Baskerville Memorial Hall.

L.G. 658/64.

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 9th day of November, 1964, to make and submit for confirmation by the Governor the following by-laws:—

1. In these by-laws—
 “Council” means the Swan-Guildford Shire Council;
 “building” means and includes any hall, room, or corridor, or stairway, or annexe of any such hall or room under the control of the Council;
 “Clerk” means Shire Clerk, acting Shire Clerk or other authorised officer of the Council.
2. Applications for the hire of any building and furniture shall be made to the Clerk not less than 24 hours before the time that such building and furniture are required and shall state the purpose for which the building and furniture is required.
3. The name and place of abode of the actual and responsible person or persons hiring any building and furniture shall be given in the application for the use of the building and furniture.
4. The rent of the buildings and furniture shall be as set out in the schedule below—

The Schedule.

	Guildford Town Hall.			Baskerville Memorial Hall.		
	£	s.	d.	£	s.	d.
Week days	3	3	0			
Week nights	5	5	0			
Saturdays	10	10	0			
Dancing Classes (per hour)—						
Day	5	0				
Night	7	6				
Stage Only (per hour)—						
Day	5	0				
Night	7	6				
Meetings—						
Main Hall				1	1	0
Front Rooms only				5	0	
Decorating—						
Day	5	0		5	0	
Night	7	6		7	6	
Weddings, Dinners				5	5	0
Dances, Concerts				3	3	0

After midnight £1. per hour or part thereof in addition to the charges listed above.

Any hiring for a purpose not specifically stated above shall be calculated on the basis of the purpose above which most closely resembles that for which required.

Full rent and deposit of £5 to be paid at the time of booking. Such deposit to be refundable after the date of hire, provided that the hall and/or rooms used are left in a clean and tidy condition and furniture, fittings and other equipment are left in an undamaged state.

5. If a building is hired for an evening function by one person and another person wishes to hire the same hall for a day time function, the firstmentioned person has the right to hire the hall in the day time also at a charge of 17s. 6d.

6. The Council may at any time demand that the hirer shall, prior to the term of engagement, deposit an additional amount estimated to cover any damage that might occur during the term of engagement.

7. The Council reserves the right by an absolute majority to refuse to let any building and furniture to any applicant for the hiring of the same without assigning any reason for such refusal.

8. The Council by an absolute majority may at any time cancel any agreement made for the hiring of any building and furniture.

9. In the event of the hiring being cancelled by the hirer the hiring fee may be forfeited at the discretion of the Council. Any deposit or such portion of any deposit as is not forfeited under this by-law shall be repaid by the Council to the hirer.

10. In the event of two or more applications being made for the hire of any building and furniture for the same date and hour the Council or if there is no ordinary meeting of the Council prior to the hire date the Shire Clerk may, without considering priority of application, determine to which applicant the hire of such building and furniture shall be granted.

11. Nothing in these by-laws shall be construed to prevent the long term leasing of the halls or rooms if the Council so deems expedient on whatever terms the Council decides.

12. The hirer of any building shall comply with the provisions of the Health Act, and any other Act in force for the time being applicable to such hirings and use of the building. If, in the opinion of the Council, all the necessary actions have not been taken to comply with the provisions of the Acts abovementioned or any other Acts in force, the Council may at any time prior to or during the term of engagement forbid and prevent the use of such building. The hirer must accept full responsibility in the event of any dispute arising in connection with the compliance of the provisions necessary under this by-law.

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

14. No spirituous liquors, wine, ale, beer, porter, cider or perry shall be brought into or consumed in any building except when permitted by the Council in writing, and then only in the terms of the permit.

15. No furniture shall be removed, except with the permission of the Clerk and under the supervision of the caretaker or other person appointed by the Council.

16. No person, shall in any part of any building—

- (a) enter or be allowed to enter whilst intoxicated;
- (b) use profane or improper language;
- (c) be guilty of any misbehaviour whatsoever;
- (d) perform stomp dancing or any other dance or activity likely to cause damage to the floor or other part of the building;
- (e) damage, mark, or deface any wall or other part of the building;
(Any person who does, permits, or suffers any such damage shall be liable to pay the cost of all such damages in addition to any penalty imposed by these by-laws.)
- (f) stand, loiter, or cause any obstruction whatsoever in the entrance halls, exits; or passageways, of any buildings;
(Any person doing so shall immediately desist, on being requested to do so by the Clerk or caretaker or other person appointed by the Council or police constable, whether in uniform or otherwise.)

17. No person shall remove the piano from the floor of the Main Hall to the stage or *vice versa*, without the permission of the Council, and on such occasions when permission is granted a fee of £1 shall be payable.

18. No offensive impersonations or representations of living persons, or anything calculated to produce a disturbance, riot or breach of peace, shall be permitted in any building.

19. The hirer of any hall or room shall maintain and keep good order and decent behaviour in such hall or room and shall be solely and entirely responsible for the carrying out of these by-laws, and for any damage done to the buildings, fixtures, fittings, furniture or crockeryware and shall pay such damages as shall be assessed by the Council. Any article of crockeryware not accounted for or in broken or cracked condition shall be paid for at current rates or prices.

20. The Clerk and/or caretaker and/or police constable shall be permitted free ingress to the building or any part thereof, and every facility shall be given them for enforcing these by-laws.

21. Every person who does, permits, or suffers any act, matter or thing contrary to any of these by-laws, or commits or permits any breach or neglect thereof, shall be liable to a penalty not exceeding £50 for every such offence.

Dated this 18th day of December, 1964.

[L.S.]

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

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of January, 1965.

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

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Cuballing.

Adoption of Draft Model By-laws Relating to (Prevention of Damage to Streets), No. 1.

L.G. 848/64.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 14th day of October, 1964, to adopt such of the draft Model By-laws published in the *Government Gazette* of the 7th day of September, 1961 (with such alterations) as are here set out—

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

Dated this 17th day of December, 1964.

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

[L.S.]

F. S. D. WATTS,
President.
F. J. A. GOULD,
Shire Clerk.

Approved—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 6th day of January, 1965.

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

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Cuballing.

Adoption of Draft Model By-laws Relating to (Petrol Pumps) No. 10.

L.G. 848/64.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 14th day of October, 1964, to adopt such of the draft Model By-laws published in the *Government Gazette* of the 16th day of January, 1963 (with such alterations) as are here set out—

Local Government Model By-law (Petrol Pumps) No. 10.

Dated this 17th day of December, 1964.

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

[L.S.]

F. S. D. WATTS,
President.F. J. A. GOULD,
Shire Clerk.

Approved—

L. A. LOGAN,
Minister for Local Government.Approved by His Excellency the Lieutenant-Governor in Executive Council
this 6th day of January, 1965.P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Cuballing.

Adoption of Draft Model By-laws Relating to (Storage of Inflammable Liquid),
No. 12.

L.G. 848/64.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 14th day of October, 1964, to adopt such of the draft Model By-laws published in the *Government Gazette* of the 29th day of May, 1963 (with such alterations) as are here set out—

Local Government Model By-law (Storage of Inflammable Liquid)
No. 12.

Dated this 17th day of December, 1964.

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

[L.S.]

F. S. D. WATTS,
President.F. J. A. GOULD,
Shire Clerk.

Approved—

L. A. LOGAN,
Minister for Local Government.Approved by His Excellency the Lieutenant-Governor in Executive Council
this 6th day of January, 1965.P. L. SPARROW,
Acting Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Cuballing.

Adoption of Draft Model By-laws Relating to (Signs, Hoardings, and Billposting), No. 13.

L.G. 848/64.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 14th day of October, 1964, to adopt such of the draft Model By-laws published in the *Government Gazette* of the 11th day of June, 1963 (with such alterations) as are here set out—

Local Government Model By-laws (Signs, Hoardings, and Billposting), No. 13. With the exception of section 38.

Dated this 17th day of December, 1964.

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

[L.S.]

F. S. D. WATTS,
President.

F. J. A. GOULD,
Shire Clerk.

Approved—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council
this 6th day of January, 1965.

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

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Manjimup.

Adoption of Draft Model By-laws Relating to the Local Government Model By-laws (Street Lawns and Gardens) No. 11.

L.G. 842/64.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovenamed Municipality hereby records having resolved on the 11th day of April, 1963, to adopt such of the draft Model By-laws published in the *Gazette* of the 7th February, 1963, as are here set out:—

Draft Model By-law, No. 11.—The whole of the by-law.

Dated the 11th day of April, 1963.

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

[L.S.]

M. J. HART,
President.

M. DUNN,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council
this 20th day of January, 1965.

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

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Canning.

By-laws Amending By-laws Classifying South, Central, North and West Wards.

L.G. 75/64.

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 11th May, 1964, to make and submit for confirmation by the Governor the following by-law:—

The by-laws of the Shire of Canning published in the *Government Gazette* on the 13th February, 1957, as amended from time to time thereafter, be amended as follows:—

The Sixth Schedule (Special Business Zones "A"—Service Stations) is amended by the addition thereto of the following:—

Welshpool Road. Portion of Canning Location 2 being lot 8 on Diagram 31091.

Dated the 10th day of December, 1964.

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

[L.S.]

E. CLARK,
President.
NOEL DAWKINS,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 20th day of January, 1965.

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

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Murray.

By-law Relating to Verandahs.

L.G. 765/64.

IN pursuance of the powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 19th day of November, 1964, to make and submit for confirmation to the Governor the following by-law:—

1. The Council at any time after 1st January, 1966, 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 19th day of November, 1964.

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

[L.S.]

E. C. ATKINS,
President.
J. W. SIBBALD,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council
this 20th day of January, 1965.

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

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Peppermint Grove.

Adoption of Draft Model By-laws for Regulating the Construction,
Establishment, Operation and Maintenance of Motels.

L.G. 850/64.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 14th day of December, 1964, to adopt such of the Draft Model By-Laws published in the *Gazette* of the 20th day of September, 1961, and the amendments to those by-Laws published in the *Gazette* of the 13th June, 1962, and the 23rd July, 1962, as set out hereunder:—

Local Government Draft Model By-Laws for Regulating the Construction, Establishment, Operation and Maintenance of Motels.—The whole of the by-Law as amended.

Dated this 18th day of December, 1964.

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

[L.S.]

W. CARL ROBERTSON,
Deputy President.
T. WORSLEY,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Lieutenant Governor in Executive Council
this 20th day of January, 1965.

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

FISHERIES ACT, 1905-1964.

Fisheries Department,
Perth, 3rd February, 1965.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Fisheries Act, 1905-1964, has been pleased to make the regulations set forth in the schedule hereunder.

A. J. FRASER,
Director of Fisheries.

Schedule.

Regulations.

Principal
regulations.

1. In these regulations the Fisheries Act Regulations made under the Fisheries Act, 1905 (as amended), published in the *Government Gazette* on the 6th May, 1938, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Reg. 26H
added.

2. The principal regulations are amended by adding after regulation 26G, the following heading and regulation:—

Authority to Enter a Proclaimed Fishing Zone.

26H. (1) Authority issued under paragraph (a) of section 12B of the Act to enter a proclaimed fishing zone shall be in Form "T" in the Appendix to these regulations.

(2) Every person granted an authority pursuant to section 12B of the Act to enter a proclaimed fishing zone shall hold such authority upon and subject to such conditions as the Chief Inspector or his lawful delegate may impose and specifies in that authority.

Appendix
amended.
Form "T"
added.

3. The Appendix to the principal regulations is amended by adding after Form "S", the following Form:—
Form T.

Western Australia.

No.

Fisheries Act, 1905-1964.

AUTHORITY TO ENTER A PROCLAIMED
FISHING ZONE.

Place of Issue.....Date of Issue.....

In pursuance of the provisions of section 12B of the Fisheries Act, 1905-1964,
of is hereby authorised
to enter in or upon the proclaimed fishing zone at
..... during the period from the
..... day of, 196... until the
..... day of, 196... and no
longer subject to the conditions endorsed hereon.

.....
Signature of Authorised Person.

.....
Inspector of Fisheries.

Note.—This authorisation is issued subject to the conditions, if any, endorsed on the reverse side hereof and must be produced on demand.

Reverse side of authorisation.

Conditions to which this authority is subject:—

BUSH FIRES ACT, 1954-1964.

Shire of Greenbushes.

WHEREAS under the provisions of the Bush Fires Act, 1954 (as amended), a local authority may, with the approval of the Governor, make by-laws not inconsistent with that Act: Now, therefore, the Shire of Greenbushes, being a local authority within the meaning of the said Act, doth hereby resolve and determine that the by-laws made by the Shire and published in the *Government Gazette* on the 8th August, 1941, shall be amended—

- (a) by substituting for the passage, "men over 18" in line two of sub-bylaw (3) of by-law 7, the passage, "male persons over 16"; and
- (b) by substituting for the numerals, "18" in line one of the sixth paragraph of the First Schedule, the numerals, "16."

Passed at a meeting of the Council of the Shire of Greenbushes this 10th day of December, 1964.

GUY THOMSON,
President.

G. C. GERICKE,
Shire Clerk.

Recommended—

STEWART BOVELL,
Minister for Lands.

Approved by His Excellency the Lieutenant Governor in Executive Council this 20th day of January, 1965.

P. L. SPARROW,
Clerk of the Council.

BETTING CONTROL ACT, 1954-1963.

Totalisator Agency Board,
Perth, 20th January, 1965.

HIS Excellency the Lieutenant-Governor in Executive Council, acting pursuant to the powers conferred by section 33 of the Betting Control Act, 1954-1963, has been pleased to make the regulations set forth in the schedule hereunder.

J. MAHER,
Chairman Totalisator Agency Board.

Schedule
Regulations.

Principal regulations. 1. In these regulations the Betting Control Regulations, 1955, published in the *Government Gazette* on the 6th May, 1955, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Reg. 95
amended.

- 2. Regulation 95 of the principal regulations is amended—
 - (a) by substituting for the passage, "Victoria Park," appearing at the end of paragraph (f) of sub-regulation (2), the passage, "Victoria Park;"; and
 - (b) by adding after paragraph (f) of subregulation (2), the following paragraph—
 - (g) held within the Dominion of New Zealand, except on the races known as the Divisions, Consolation Races, and Final of the Inter-dominion Trotting Championship when held on the racecourses at Dunedin, Christchurch, Auckland, Wellington or Addington.

STAMP ACT, 1921-1963.

Treasury Department,
Perth, 4th February, 1965.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Stamp Act, 1921-1963, has been pleased to make the regulations set out in the schedule hereunder.

K. J. TOWNSING,
Under Treasurer.

Schedule.
Regulations.

1. In these regulations the Stamp Regulations, 1922, published in the *Government Gazette* on the 13th April, 1922, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

2. The schedule to the principal regulations is amended by substituting for Form K the following form:—

Western Australia.

Form K.
Comm. of Stamps.

Stamp Act 1921 (as amended.)
(To be rendered in duplicate.)

The Commissioner of Stamps,
Cecil Buildings,
Sherwood Court,
Perth, Western Australia.

Name of Local Authority.....
Address.....

I certify—

- (1) that the undermentioned statement contains a true and correct account of the stamp duty payable in respect of Motor Vehicle Licenses and Transfers of Motor Vehicle License in accordance with section 76C of the abovementioned Act for the month ended.....19.....
- (2) that the amount forwarded herewith..... is the total, correct, duty payable.

STATEMENT.

(If insufficient space attach separate list.)

Purchaser	Valuation	Duty Payable
	Total amount payable	

.....
Town or Shire Clerk.

