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Crown Law Department,  
Perth, 15th February, 1965.

THE undermentioned regulations made under the provisions of the Dairy Products Marketing Regulation Act, 1934, and amended from time to time prior to 7th October, 1964, are reprinted as so amended pursuant to the Reprinting of Regulations Act, 1954, by authority of the Minister for Justice.

R. C. GREEN,  
Under Secretary for Law.

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DAIRY PRODUCTS MARKETING REGULATION ACT, 1934.

## REGULATIONS.

Published in the *Government Gazette* on the 5th May, 1939, and incorporating amendments thereto published in the *Government Gazette* on the 6th October, 1939, the 26th January, 1940, the 30th December, 1949, the 9th March, 1951, the 16th October, 1953, and the 27th June, 1957; and reprinted pursuant to the Reprinting of Regulations Act, 1954.

Reprinted pursuant to the Reprinting of Regulations Act, 1954,  
by authority of the Minister dated 15th February, 1965.

# DAIRY PRODUCTS MARKETING REGULATION ACT, 1934-1937.

## Regulations.

(Reprinted as amended up to 14th day of April, 1939. See following *Government Gazettes* :—8th March, 1935 ; 29th March, 1935 ; 17th May, 1935 ; 31st May, 1935 ; 12th July, 1935 ; 23rd August, 1935 ; 25th October, 1935 ; 13th December, 1935 ; 20th December, 1935 ; 25th September, 1936 ; 5th March, 1937 ; 23rd July, 1937 ; 11th March, 1938 ; 4th November, 1938 ; 23rd December, 1938 ; 17th March, 1939 ; 14th April, 1939.)

Previously Regulation No.	Date of Publication in <i>Government Gazette</i> .	Regulation.
1	8 : 3 : 1935	1. Application for a license as a manufacturer shall be made in Form 1 of the First Schedule to these regulations and shall be accompanied by the fee prescribed in the Second Schedule to these regulations.
2	8 : 3 : 1935	2. Applications for a license as a dealer shall be made in Form 2 of the First Schedule to these regulations and shall be accompanied by the fee prescribed in the Second Schedule to these regulations.
3	8 : 3 : 1935	3. A license to carry on the business as a manufacturer or dealer shall be made in Form 3 of the First Schedule to these regulations.
4	8 : 3 : 1935	4. Application for a license for a storage place shall be made in Form 4 of the First Schedule to these regulations and shall be accompanied by the fee prescribed in the Second Schedule to these regulations.
5	8 : 3 : 1935 ; 14 : 4 : 1939	5. A license for a storage place shall be made in Form 7 of the First Schedule to these regulations.
5A	23 : 7 : 1937 ; 14 : 4 : 1939	6. Application for a license for a packing place shall be made in Form 5 of the First Schedule to these regulations and shall be accompanied by the fee prescribed in the Second Schedule to these regulations.
5B	23 : 7 : 1937 ; 14 : 4 : 1939	7. A license for a packing place shall be made in Form 6 of the First Schedule to these regulations.
6	8 : 3 : 1935 ; 14 : 4 : 1939	8. Every application for a license shall be accompanied by the fee prescribed in the Second Schedule to these regulations.
7	23 : 7 : 1937 ; 14 : 4 : 1939	9. In the event of the application for any license being refused, the Board shall refund the fee which accompanied such application to the applicant.
8	8 : 3 : 1935 ; 14 : 4 : 1939	10. In considering the application for any license the Board may require the applicant to attend before it and answer such questions as it desires relative to the application.
9	8 : 3 : 1935 ; 14 : 4 : 1939	11. No license for a manufacturer or dealer shall be transferable.
10	8 : 3 : 1935 ; 14 : 4 : 1939	12. An application for the transfer of a license of a storage place shall be made in Form 8 of the First Schedule to the regulations and shall be accompanied by the fee prescribed in the Second Schedule to the regulations, and the relative license shall be attached to the application form.
11	8 : 3 : 1935 ; 14 : 4 : 1939	13. The memorandum of a transfer of a license for a storage place shall be indorsed on the license transferred and be made in Form 11 of the First Schedule to these regulations.
11A	23 : 7 : 1937 ; 14 : 4 : 1939	14. An application for the transfer of a license of a packing place shall be made in Form 9 of the First Schedule to these regulations and shall be accompanied by the fee prescribed in the Second Schedule to these regulations, and the relative license shall be attached to the application form.
11B	23 : 7 : 1937 ; 14 : 4 : 1939	15. The memorandum of a transfer of a license of a packing place shall be indorsed on the license transferred and be made in Form 10 of the First Schedule to these regulations.
12	8 : 3 : 1935 ; 14 : 4 : 1939	16. Every person holding a license under the Act shall at all times— (a) furnish to the Board such returns relating to his operations under the license as the Board may require from time to time ; (b) permit the Board to have access to and make extracts from all books, documents and records relating thereto.

## Returns by Manufacturers and Dealers.

12A	29 : 3 : 1935 ; 14 : 4 : 1939	17. Every licensed manufacturer shall, not later than the tenth day of the month immediately following the month covered by the return referred to herein, submit to the Board at its office a monthly return in accordance with Form No. 12 in the First Schedule to these regulations ; and, where rates of contributions have been fixed by the Board under sections twenty-nine and/or thirty of the Act, such return shall be accompanied by payment of the amount of such contributions in accordance with such rates.
12B	29 : 3 : 1935 ; 31 : 5 : 1935 ; 14 : 4 : 1939	18. Every licensed dealer shall, not later than the tenth day of the month immediately following the month covered by the return referred to herein, submit to the Board at its office a monthly return in accordance with Form No. 13 in the First Schedule to these regulations, and where rates of contributions have been fixed by the Board under sections twenty-nine and/or thirty of the Act, such returns shall be accompanied by payment of the amount of such contributions in accordance with such rates.

## Schedule—continued.

Previously Regulation No.	Date of Publica- tion in Govern- ment Gazette.	Regulation.	
13	4 : 11 : 1938 ; 14 : 4 : 1939	19. With effect from the 1st March, 1957, the fees and expenses payable to each of the members of the Board shall be as follows :— (1) To the Chairman, except when he is a Public Service Officer— (a) A sitting fee of £4 4s. for each meeting of the Board which he attends. Provided that the aggregate amount of fees to be paid to the Chairman under this subparagraph in any financial year of the Board shall not exceed two hundred and fifty pounds. (b) Time occupied in travelling in excess of one day to and from meetings, at the rate of £2 2s. per day or part thereof. (c) Travelling allowance for travelling within the State on approved Board business in accordance with the scale and conditions applicable from time to time to officers classified in Group I of the State Public Service. (d) Travelling allowance for travelling outside the State on approved Board business, in accordance with the scale and conditions applicable from time to time to officers classified in Group I of the State Public Service. (e) The actual cost of travelling from his home to the place where the Board meeting is held and return, provided such cost does not exceed the fare for a similar journey by train, except when using his own motor vehicle when the rates prescribed under the Public Service Industrial Agreement will apply. (2) To a member of the Board other than the Chairman— (a) A sitting fee of £3 3s. for each meeting of the Board which he attends. (b) The same fees and allowances as are provided for the Chairman under subparagraphs (b), (c), (d) and (e) of paragraph (1) of this regulation. (3) Whenever by the direction of the Board the Chairman (except when he is a Public Service Officer) or any member of the Board makes any inspection or performs any other service on behalf of the Board under and for the purposes of the Act or regulations, the Chairman or such member may, by resolution of the Board be granted and paid out of the funds of the Board a fee by way of remuneration for his said services for and in respect of each day or part of a day during which the services are performed : Provided that the fee so granted and paid to the Chairman or any member hereunder shall not exceed £2 2s. per day.	Substituted by G.G., 9/3/51, p. 556-7. Amended by G.G., 16/10/53, p. 2100 ; G.G., 27/6/57, p. 2136.
14	5 : 3 : 1937 ; 14 : 4 : 1939	20. The following conditions shall apply in relation to the persons to be selected and nominated for appointment as members of the Board, namely :— (a) Only adult persons who are natural-born or naturalised British subjects and are not undischarged bankrupts shall be eligible for selection. (b) The persons to be selected for nomination as the Government representative and as the representative of the consumers respectively may, subject to paragraph (a) hereof, be such persons as the Minister may be pleased to select. (c) The person to be selected for nomination as the representative of the co-operative companies licensed under the Act as manufacturers shall be either a director, trustee, member, or officer of a licensed co-operative company. (d) Subject to paragraph (c) hereof, the person to be selected for nomination as the representative of the manufacturers other than co-operative companies referred to in paragraph (c) hereof shall be either— (i) a licensed manufacturer, in the case of an individual person ; or (ii) a partner in any firm which is licensed as a manufacturer ; or (iii) a director, trustee, member, or officer of any incorporated body or non-corporate body (not being a co-operative company) which is licensed as a manufacturer. (e) Notwithstanding anything to the contrary contained in paragraph (d) hereof, a person shall not be eligible for selection for nomination under paragraph (d) hereof, unless such person, if he be an individual person licensed as a manufacturer, is himself producing fifty-two tons of dairy products per annum, or, if he be a partner in a firm licensed as manufacturers or a director, trustee, member, or officer of an incorporated body or non-corporate body which is licensed as a manufacturer, unless such firm or such incorporated body or non-corporate body, as the case may be, produces fifty-two tons of dairy products per annum. (f) Save and except as hereinafter provided, any person mentioned in paragraphs (c) and (d) hereof shall not be eligible for selection for nomination as a representative of the producers or of the dealers : Provided that this paragraph shall not apply to a person who is a member or a director, trustee, or officer of a co-operative company or of any other incorporated body, or a non-corporate body	

## Schedule—continued.

Previously Regulation No.	Date of Publica- tion in Govern- ment Gazette.	Regulation.
21	5 : 3 : 1937 ; 14 : 4 : 1939	<p>(2) Where a co-operative company or a manufacturer other than a co-operative company or a dealer or a producer desires to be enrolled on an electoral roll, the following provisions shall apply :—</p> <p>(a) In the case of a co-operative company, the board of directors or other board of management may authorise any director, trustee, or other member of the board of management or its manager, secretary, or other officer of the co-operative company (being a person not already enrolled or entitled to be enrolled on any other electoral roll under these regulations) to represent the co-operative company as an elector, and upon receipt of an application for enrolment from such representative, together with a certificate in writing of such authority aforesaid under the hand of the managing director or the chairman of the board of management of the co-operative company, the Returning Officer may, subject to all other requirements of these regulations being satisfied, enrol such representative person on the electoral roll of co-operative companies in accordance with his application.</p> <p>(b) In the case of a company other than a co-operative company the board of directors of the company may authorise any director, manager, secretary or other officer of the company (being a person not already enrolled or entitled to be enrolled on any electoral roll under these regulations) to represent the company as an elector, and upon receipt of an application for enrolment from such representative person, together with a certificate in writing of such authority aforesaid under the hand of the managing director of the company, the Returning Officer may, subject to all other requirements of these regulations being satisfied, enrol such representative person on the electoral roll upon which the company aforesaid is entitled to be enrolled in accordance with the application of such representative person.</p> <p>(c) No person shall be entitled under either paragraph (a) or paragraph (b) hereof to act as the representative of a co-operative company and of another company, or of more than one company (not being a co-operative company) at the same time.</p> <p>(d) In the case of an association or of any other corporate or non-corporate body (other than a co-operative company or a company other than a co-operative company) the management committee thereof may authorise any trustee, member, or officer of such association or body aforesaid (being a person not already enrolled or entitled to be enrolled in any electoral roll under these regulations) to represent the association or other body aforesaid as an elector, and upon receipt of an application for enrolment from such representative person, together with a certificate in writing of such authority under the hand of the president or chairman of such management committee, the Returning Officer may, subject to all other requirements of these regulations being satisfied, enrol such representative person on the electoral roll upon which such association or other body aforesaid is entitled to be enrolled, in accordance with the application of such representative person.</p> <p>(e) No person shall be entitled under paragraph (d) hereof to act as the representative of more than one association or other body aforesaid at the same time.</p> <p>(f) In the case of a partnership either one of the partners, but not more than one at any one time, may apply for enrolment and be enrolled on the electoral roll upon which the partnership is entitled to be enrolled.</p> <p>(g) Every authority given under paragraphs (a), (b), or (d) hereof shall have effect only in relation to the electoral roll upon which the person authorised thereby is enrolled ; and, whenever application for enrolment is made by any representative person as aforesaid, a fresh authority as aforesaid shall be obtained for the purpose of such application.</p> <p>(h) Any co-operative company, other company, association or other body aforesaid may cancel or revoke any authority given by it under this regulation by notice in writing under the hand of the managing director, chairman of the board of management, or the president or chairman of the committee of management, as the case may be, sent or delivered to the Returning Officer : Provided that any such cancellation or revocation shall not invalidate any vote given by the representative person enrolled and voting by virtue of such authority at an election held previously to such cancellation or revocation.</p> <p>(i) Upon receipt of notice of cancellation or revocation of authority as aforesaid, the Returning Officer shall forthwith remove from the electoral roll the name of the representative person whose authority has been so cancelled or revoked.</p>
22	17 : 5 : 1935 ; 5 : 3 : 1937 ; 23 : 12 : 1938 ; 14 : 4 : 1939	<p>28. (1) Every submission of a candidate for nomination as a representative to be appointed a member of the Board shall be sent or delivered to the Returning Officer at his address, published as aforesaid, so that it shall be received by him not later than 4 o'clock in the afternoon on the fifteenth day of February in the year in which persons are to be nominated for appointment.</p>

## Schedule—continued.

Previously Regulation No.	Date of Publica- tion in Govern- ment Gazette.	Regulation.	
22	17 : 5 : 1935 ; 5 : 3 : 1937 ; 23 : 12 : 1938 ; 14 : 4 : 1939	(2) Every submission of a candidate received by the Returning Officer after the time aforesaid shall be rejected by him.  (3) Where any submission of a candidate is sent by post, but the postage thereon is wholly unpaid or insufficiently prepaid thereon, the Returning Officer shall refuse to accept such submission, and such submission shall be deemed not to have been sent or delivered to the Returning Officer within the meaning of these regulations.	
23	17 : 5 : 1935 ; 14 : 4 : 1939	29. (1) Whenever upon the receipt and acceptance by the Returning Officer of submissions of candidates the number of candidates submitted makes it necessary that an election shall be held, the Returning Officer shall fix a day, being not less than twenty-eight days and not more than forty-two days from the closing day for submissions of candidates for the closing of the poll at such election, and shall publish notice of the day so fixed by him as aforesaid in the <i>Government Gazette</i> and the <i>West Australian</i> newspaper.  (2) In any event, the day fixed for the closing of the poll at the election shall be so fixed as to enable sufficient time for the counting of the votes, and the declaration of the result of the election, at least three days before the nomination day mentioned in regulation 30 hereof.	Amended by G.G., 30/12/49, p. 3374-5.
24	17 : 5 : 1935 ; 5 : 3 : 1937 ; 23 : 12 : 1938 ; 14 : 4 : 1939	30. (1) The fifteenth day of April in each year in which persons are required to be nominated for appointment as members of the Board under paragraphs (c), (d), and (e) of section eight of the Act is hereby appointed and fixed as the nomination day for the purposes of the said section.  (2) The names of candidates who have been selected for nomination and appointment in accordance with these regulations shall be submitted to the Minister on or before 4 o'clock on the afternoon of such nomination day.	
25	17 : 5 : 1935 ; 14 : 4 : 1939	31. (1) When, after the receipt of submissions of candidates, an election is necessary to select the candidate or candidates to be nominated, the Returning Officer shall, as soon as practicable after the closing day for the receipt of the submissions, but within seven days thereafter, cause ballot papers to be printed in accordance with Form No. 19 in the First Schedule hereto, containing the names of all candidates in alphabetical order.  (2) The ballot paper shall set forth, in a space provided for the purpose, notice of the day fixed for the closing of the poll.	
26	17 : 5 : 1935 ; 23 : 12 : 1938 ; 14 : 4 : 1939	32. (1) When the ballot papers have been printed as aforesaid, the Returning Officer shall send by prepaid letter post to each person whose name appears as an elector on the electoral roll at his postal address as shown on his application for enrolment, one ballot paper, with the initials of the Returning Officer indorsed on the back thereof, together with—  (a) an envelope marked "Ballot Paper Envelope"; and  (b) a form of statement in accordance with Form No. 20 in the First Schedule hereto, to be completed and signed by the elector; and  (c) an envelope addressed to the Returning Officer.  (2) The envelope marked "Ballot Paper" shall also have marked thereon words identifying such envelope, and the ballot paper to be enclosed therein, with the particular election in which the elector by his ballot paper is entitled to vote.  (3) The Returning Officer may, before sending the statement aforesaid to an elector, fill in the particulars required to be furnished therein, so that the same will be ready for signature and completion by the elector when marking his ballot paper.	
27	17 : 5 : 1935 ; 23 : 12 : 1938 ; 14 : 4 : 1939	33. (1) For the purpose of casting his vote at the election, the elector shall mark his vote on the ballot paper received by him as aforesaid in the manner hereinafter provided, and then shall place the same in the envelope marked "Ballot Paper," and seal the envelope. He shall then sign and complete the statement in accordance with the directions stated thereon; and then place the sealed envelope, with the ballot paper enclosed therein, and the statement signed and completed in the envelope addressed to the Returning Officer, and seal such last-mentioned envelope.  (2) The elector may then send by prepaid letter post, or may deliver the envelope, addressed to the Returning Officer, with its said enclosures to the Returning Officer at the address shown on the said envelope, but so that such envelope shall be in the hands of the Returning Officer not later than 4 o'clock in the afternoon of the day fixed for the closing of the poll.  (3) Where any envelope containing the ballot paper is sent by post to the Returning Officer, but the postage thereon is wholly unpaid or insufficiently prepaid thereon, the Returning Officer shall refuse to accept the same, and such envelope with its enclosures shall be deemed not to have been sent or delivered to the Returning Officer within the meaning of these regulations.	
29	17 : 5 : 1935 ; 14 : 4 : 1939	34. If, prior to the closing of the poll, an elector satisfies the Returning Officer that he has not received a ballot paper and is entitled to vote at the election, or that the ballot paper or envelopes received by him have been lost or destroyed, and that he has not already voted at the poll, the Returning Officer may post or give personally to the elector a ballot paper and envelopes, or a further ballot paper and envelopes, as the case may be.	

## Schedule—continued.

Previously Regulation No.	Date of Publica- tion in Govern- ment Gazette.	Regulation.
30	17 : 5 : 1935 ; 14 : 4 : 1939	<p>35. (1) Voting shall be by means of a preferential ballot.</p> <p>(2) When only one candidate is to be elected and there are not more than two candidates, the elector shall mark his vote on the ballot paper by placing the numeral 1 opposite the name of the candidate for whom he votes.</p> <p>(3) When only one candidate is to be elected and there are more than two candidates, the elector shall mark his vote on the ballot paper by placing the numeral 1 opposite the name of the candidate for whom he votes as his first preference, and he shall give contingent votes for all the remaining candidates by placing the numerals 2, 3 and so on (as the case requires) opposite their names so as to indicate by such numerical sequence the order of his preference.</p> <p>(4) When two candidates are to be elected the elector shall mark his vote on the ballot paper by placing the numeral 1 opposite the name of the candidate for whom he votes as his first preference and the numeral 2 opposite the name of the candidate for whom he votes as his second preference, and he shall give contingent votes for all the remaining candidates by placing the numerals 3, 4, and so on (as the case requires) opposite their names, so as to indicate by such numerical sequence the order of his preference.</p>
31	17 : 5 : 1935 ; 23 : 12 : 1938 ; 14 : 4 : 1939	<p>36. (1) The Returning Officer shall keep a locked and sealed ballot box, with the words " Dairy Products Marketing Board Ballot Box " marked thereon, for each class of election held, and as and when the envelope containing the ballot paper and the statement are received by him from an elector, he shall open the outer envelope and extract therefrom the statement and the sealed envelope containing the ballot paper.</p> <p>(2) He shall thereupon examine the statement and satisfy himself that the same is in order, and that the elector who signed the statement is on the electoral roll and entitled to vote.</p> <p>(3) If and when he is so satisfied, he shall place the statement in some place of security for safe keeping, and shall immediately place the envelope containing the ballot paper, unopened, in the proper ballot box, and so leave the same until the close of the poll.</p> <p>(4) If upon examining the statement as aforesaid the Returning Officer is not satisfied that the statement is in order, or that the person who signed the same is on the electoral roll and entitled to vote, he shall retain such statement and the envelope containing the ballot paper, unopened, in a safe place, and at once notify the elector in writing that his ballot paper has not been accepted, for the reasons to be stated in the notice.</p> <p>(5) If, before the closing of the poll, a voter who has received notice as provided for in paragraph (4) hereof satisfies the Returning Officer that he is an elector and entitled to vote at the election, the Returning Officer shall forthwith place the sealed envelope containing such elector's ballot paper, unopened, in the proper ballot box, and leave the same there until the closing of the poll.</p> <p>(6) If a voter who has received notice as provided for in paragraph (4) hereof fails to satisfy the Returning Officer in the manner required by paragraph (5) hereof, the Returning Officer shall reject the ballot paper received from such voter. Upon such rejection, he shall indorse on the envelope containing the ballot paper the word " rejected," and sign the same, and then place such envelope, unopened, in some place of security for safe keeping until after the election.</p>
32	17 : 5 : 1935 ; 14 : 4 : 1939	<p>37. For the purpose of counting the votes cast at an election, the Minister may nominate and appoint two persons to act as scrutineers : provided that no candidate shall act as scrutineer.</p>
33	17 : 5 : 1935 14 : 4 : 1939 ;	<p>38. (1) The counting of the votes cast at an election shall be carried out by the Returning Officer in the presence of the scrutineers.</p> <p>(2) Subject as hereinafter provided, the method of conducting the count shall be the same as that prescribed under the Electoral Act, 1907-1921<sup>1</sup>, for the counting of the votes taken at an election of members of the Legislative Assembly.</p> <p>Provided that—</p> <p>(i) when two candidates are to be elected, the count shall be conducted as if only one candidate were to be elected, until only two candidates remain in the count, whereupon such two candidates shall be the two candidates elected ;</p> <p>(ii) votes shall not be deemed to be informal, except in the cases herein-after mentioned.</p> <p>(3) As soon as practicable after the closing of the poll the Returning Officer shall, in the presence of the scrutineers—</p> <p>(a) open the ballot box and remove therefrom the envelopes containing the ballot papers ; and</p> <p>(b) open the envelopes containing the ballot papers and extract the ballot papers therefrom ; and</p> <p>(c) examine the ballot paper and satisfy himself that the same bears his initials indorsed thereon and decide whether such ballot paper is formal or informal ; and</p> <p>(d) count all the formal ballot papers and reject all the informal ballot papers.</p> <p>(4) The Returning Officer shall be the sole and final judge as to whether a ballot paper is informal.</p> <p>(5) Any candidate may attend and be present at the counting of the votes.</p>

<sup>1</sup>Now Electoral Act, 1907-1964

## Schedule—continued.

Previously Regulation No.	Date of Publication in <i>Government Gazette</i> .	Regulation.
34	17 : 5 : 1935 ; 14 : 4 : 1939	<p>39. (1) A ballot paper shall be informal—</p> <p>(a) if it is not initialed by the Returning Officer ; or</p> <p>(b) if, subject as hereinafter provided, it is marked in any other manner than prescribed in regulation 35 hereof ; or</p> <p>(c) if it has upon it any mark or writing not authorised by these regulations which in the opinion of the Returning Officer will enable any person to identify the elector ; or</p> <p>(d) if it does not indicate the elector's vote, or if, when there are more than two candidates, it is not marked so as effectively to indicate the elector's preference as regards all candidates ; or</p> <p>(e) if no mark is indicated on it.</p> <p>(2) A ballot paper shall not be informal for any reason other than the reasons enumerated in paragraph (1) hereof, but shall be given effect to according to the elector's intention, so far as his intention is clear, and, in particular, when only one candidate is to be elected and there are only two candidates, a ballot paper shall not be informal by reason only of the elector having indicated his vote or first preference by a cross instead of the numeral 1.</p>
35	17 : 5 : 1935 ; 14 : 4 : 1939	<p>40. As and when the Returning Officer shall have completed the counting of the votes, he shall declare the result of the election in the presence of the scrutineers and of any candidates who may be present at the time.</p>
36	17 : 5 : 1935 ; 14 : 4 : 1939	<p>41. (1) When the result of an election has been ascertained and declared, the Returning Officer shall forthwith furnish a certificate of such result in accordance with Form No. 21 in the First Schedule hereto, and state therein the names, addresses, and occupations of the candidates who have been elected ; and such certificate, when received by the Minister, shall be deemed to be the nomination, within the meaning and for the purposes of section eight of the Act of the persons named in such certificate by the constituent body whom they have been elected to represent as members of the Board.</p> <p>(2) Such certificate shall be final and conclusive evidence that the persons named therein have been duly and properly elected.</p>
37	17 : 5 : 1935 ; 14 : 4 : 1939	<p>42. (1) On the receipt of the said certificate from the Returning Officer, the Minister shall, on or before the nomination day hereinbefore prescribed and appointed, or, in the event of any inadvertent delay, as soon as practicable thereafter, submit the names of the persons named in such certificate to the Governor in Council for appointment as members of the Board, under and as required by section eight of the Act.</p> <p>(2) Every appointment of a member of the Board shall be published in the <i>Government Gazette</i>.</p>
38	23 : 12 : 1938 ; 14 : 4 : 1939	<p>43. The appointment of a member of the Board shall commence—</p> <p>(a) in the case of an appointment to fill an ordinary vacancy which will occur by effluxion of time, as from the date when such vacancy will occur ; and</p> <p>(b) in the case of an appointment to fill an extraordinary vacancy, as from the date when the appointment is made by the Governor.</p>
39	17 : 5 : 1935 ; 14 : 4 : 1939	<p>44. All costs, charges, and expenses as incurred by the Returning Officer in connection with the receipt of submission forms of candidates, preparation of rolls, and the conduct of elections or in connection with any other matters incidental thereto, and as certified in writing by the Returning Officer under his hand, shall be borne and paid by the Board or reimbursed to the Returning Officer by the Board out of its funds.</p> <p>Provided that the Board may at its own expense have the accounts of the Returning Officer audited by the Auditor General, whose decision thereon shall be final as between the parties.</p>
40	17 : 5 : 1935 ; 14 : 4 : 1939	<p>45. In the event of any extraordinary vacancy arising in any representative membership of the Board under paragraphs (c), (d), or (e) of section eight of the Act, the following provisions shall apply—</p> <p>(1) The chairman of the Board shall notify such vacancy to the Minister and the Minister shall, upon receipt of such notice, instruct the Returning Officer to invite submission of candidates for selection and nomination to fill such vacancy.</p> <p>(2) The Returning Officer shall publish notice in the <i>Government Gazette</i> and the <i>West Australian</i> newspaper of the following matters :—</p> <p>(a) of the vacancy in the membership of the Board ;</p> <p>(b) invitation for submissions of candidates for selection and nomination to fill such vacancy ;</p> <p>(c) of a date, being not less than seven or more than fourteen days after the date of such advertisement in the <i>Government Gazette</i>, on or before which submissions of candidates will be received by the Returning Officer ;</p> <p>(d) of a date, being not less than fourteen or more than forty-two days after the last day fixed as aforesaid for the receipt of submissions of candidates as the day fixed for the closing of the poll in the event of any election being necessary ;</p> <p>(e) of a date, being not more than ten days after the date fixed as aforesaid for the closing of the poll in the event of an election being necessary as the nomination day for the nomination of the elected candidate for appointment to fill the extraordinary vacancy.</p>

## Schedule—continued.

Previously Regulation No.	Date of Publica- tion in <i>Govern- ment Gazette</i> .	Regulation.	
41	17 : 5 : 1935 ; 5 : 3 : 1937 ; 14 : 4 : 1939	46. (1) Where the name of only one candidate is received for nomination to fill an extraordinary vacancy, such candidate shall be deemed to be the nominated candidate, and thereafter the provisions of paragraph (g) of regulation 21 shall apply.  (2) Where more than one candidate is submitted for nomination to fill the extraordinary vacancy, then an election shall be held, and, insofar as the regulations herein relating to elections are applicable, such election shall be held in accordance with such regulations.  Provided that the date for the closing of the poll and the date for nomination of the elected candidate shall be the dates fixed and advertised as provided for in regulation 45.	
42	17 : 5 : 1935 ; 5 : 3 : 1937 ; 14 : 4 : 1939	47. [Deleted by <i>G.G.</i> , 30/12/49, p. 3374-5.]	Deleted by <i>G.G.</i> , 30/12/49, p. 3374-5.
43	17 : 5 : 1935 ; 17 : 3 : 1939 ; 14 : 4 : 1939	48. The Returning Officer shall retain all ballot papers and statements received by him in connection with any election held under these regulations until the expiration of three months after the declaration of the result of such election, and shall then cause the same to be destroyed.	
43A	11 : 3 : 1938 ; 14 : 4 : 1939	49. Any person who, not being entitled to be enrolled as an elector for the purpose of an election held under the Act, makes a claim to be enrolled, and any person who makes any statement which is to his knowledge false in any application for enrolment, or in any statement accompanying a ballot paper verifying the elector's right to vote, commits an offence under these regulations and shall be liable to a penalty not exceeding fifty pounds.	
44	12 : 7 : 1935 ; 14 : 4 : 1939	50. No storage place shall be licensed as such unless rooms are provided for dairy products only. Cheese and butter may not be stored together in the same room.	
45	12 : 7 : 1935 ; 14 : 4 : 1939	51. When butter is held in a storage place it shall be kept at a temperature (unless otherwise approved by an Inspector) not exceeding 12deg. Fah.	
46	17 : 3 : 1939 ; 14 : 4 : 1939	52. Every room or chamber of a storage place shall be equipped with a method of registering temperatures to be approved by the Board.	
47	12 : 7 : 1935 ; 14 : 4 : 1939	53. If the refrigerating machinery in any storage place becomes wholly or partly inoperative and the temperature of such storage place rises above 12deg. Fah. while butter is stored therein, notice must be given immediately to the Board or to an inspector.	
48	12 : 7 : 1935 ; 14 : 4 : 1939	54. Any cool chamber forming the whole or part of a storage place shall open only on an ante-chamber where the temperature is not more than 50deg. Fah. or shall be fitted with a suitable air-lock so as to prevent atmospheric air entering the chamber when the door is open.	
49	25 : 10 : 1935 ; 14 : 4 : 1939	55. At each storage place there shall be a grading floor, which shall conform to the requirements of the Board as to the provision of natural light and means whereby temperature may be controlled at a point between 50deg. Fah. and 70deg. Fah. The atmosphere must be clean and free from contaminating influences.	
Marking of Dairy Products Offered for Sale.			
50	25 : 10 : 1935 ; 23 : 12 : 1938 ; 14 : 4 : 1939	56. (1) No person shall sell or offer for sale in Western Australia butter, whether manufactured in Western Australia or elsewhere, unless the label of the package containing such butter is correctly marked so as to show— (a) the registered brand or mark of the packer in not less than thirty-point bold face type, or its equivalent, or the packer's name in not less than ten-point boldface type ; (b) the grade of the contents in not less than eighteen-point boldface type ; and (c) the origin of the contents, which shall be indicated by the words " West Australian Factory Butter " or " Imported Factory Butter " or " Farm Butter," as the case may be, in not less than ten-point boldface type.  Penalty—fifty pounds.	
50	25 : 10 : 1935 ; 23 : 12 : 1938 ; 14 : 4 : 1939	(2) For the purpose of this regulation the term " label " shall mean that portion of the package which when butter is packed or wrapped therein displays the description of the contents.  (3) The registered brand or mark of the packer, the grade, and the origin of the contents shall appear in close juxtaposition to the description upon the label.	

## Schedule—continued.

Previously Regulation No.	Date of Publica- tion in <i>Govern- ment Gazette</i> .	Regulation.
51	25 : 10 : 1935 ; 14 : 4 : 1939	57. Where butter is sold or offered for sale under a packer's brand or mark, and not under the name of the packer, such brand or mark must be registered with the Board.
52	12 : 7 : 1935 ; 14 : 4 : 1939	58. Application for registration of a brand shall be made to the Board in Form 22 of the First Schedule and be accompanied by a fee of 5s.  A fac-simile of the brand or mark shall be shown on the application form.
53	25 : 10 : 1935 ; 14 : 4 : 1939	59. No packer's brand or mark shall be registered on the application of any person, if it is identical with one already registered under these regulations or registered with the Commonwealth Trade Marks Department for another person, or if it has such resemblance to a brand or mark already on the register as to be calculated to deceive.
54	12 : 7 : 1935 ; 14 : 4 : 1939	60. The Board shall cause to be entered in a book, to be known as the Register of Brands or Marks, the following particulars of brands or marks for which registration has been granted :—  (a) the date registration granted or transferred ; (b) the name and address of the owner of the brand or mark ; (c) a fac-simile of the brand or mark ; (d) the date the registration of brand or mark is cancelled.
55	12 : 7 : 1935 ; 14 : 4 : 1939	61. In the event of the application for registration of a brand or mark being refused, the Board may in its discretion refund such fee or apply the same in and towards the expenses of administering the Act.
56	12 : 7 : 1935 ; 14 : 4 : 1939	62. Where registration of a brand or mark is granted a certificate in Form 23 of the First Schedule shall be issued to the applicant.
57	12 : 7 : 1935 ; 14 : 4 : 1939	63. If the owner of a registered brand or mark desires to transfer the right to the use thereof to any other person, he shall join with such person in an application for transfer to be forwarded to the Board, whereupon the application, if in order, shall be granted and a record thereof shall be entered in the Register of Brands or Marks.  The application for transfer of a brand or mark shall be in Form 24 of the First Schedule and shall be accompanied by a fee of two shillings and sixpence which shall be returned if the application be not granted.  When the application for transfer of a brand or mark is granted, the Board shall cause a memorandum of the transfer in Form 25 to be indorsed on the certificate of registration of such brand or mark.
58	25 : 10 : 1935 ; 14 : 4 : 1939	64. The registration of any brand or mark may be cancelled if it is proved :—  (a) that the owner thereof has not used the brand or mark for a period of twelve consecutive months ; or  (b) that the owner has ceased to exist or has permanently left the State.
59	25 : 10 : 1935 ; 23 : 12 : 1938 ; 14 : 4 : 1939	65. The grade of factory butter contained in the package shall be indicated by one of the following terms :—" Choicest " Grade, " First " Grade, " Second " Grade, as the case may require, and, if renovated, also with the word " Renovated," and these terms shall have the respective meanings attached to them in the regulations to the Dairy Industry Act, 1922, and the Health Act, 1911-1933 <sup>1</sup> .
(Section 32, subsection (1), paragraph (c).)		
60	12 : 7 : 1935 ; 14 : 4 : 1939	66. (a) The occupier of every premises where dairy products are prepared, packed, or kept for sale, shall maintain such premises, together with all apparatus, instruments, fittings, utensils, and vehicles used in connection with the preparation, packing and transport of dairy products in a clean condition.  (b) Every occupier of such premises shall be responsible for the maintenance in a clean condition of all persons employed by him in the preparation, packing, or handling of dairy products for sale, and for the maintenance in a clean condition of the clothing of such persons.  (c) Every occupier of such premises shall see that such premises, machinery, plant, utensils, and vehicles, used in the preparation, packing, and transport of dairy products for sale, are kept entirely free from contaminating influences.
61	12 : 7 : 1935 ; 14 : 4 : 1939	67. The occupier of every such premises shall, when so ordered by the Board, pave the floor or such portion thereof as may be directed, with impervious materials, in such manner as is specified in the order ; and shall, when so ordered, further provide proper drainage, so that all liquids falling upon such floor shall be conducted to a drain inlet situated outside the building within which the floor is laid.
62	12 : 7 : 1935 ; 14 : 4 : 1939	68. Every occupier of such premises shall, when so ordered by the Board, line the walls of any such premises, or such portion thereof as may be specified, to such a height from the floor as may be directed.

<sup>1</sup> Now Health Act, 1911-1964

## Schedule—continued.

Previously Regulation No.	Date of Publication in Government Gazette.	Regulation.
63	17 : 7 : 1935 ; 14 : 4 : 1939	69. The occupier of every such premises shall cause such premises to comply with the following conditions :— (a) Every room which is used in connection with the preparation, packing or keeping of dairy products shall be properly ceiled. (b) Every such room shall be provided with natural light in the ratio of one square foot of window area to every ten square feet of floor area. (c) Every such room shall be efficiently ventilated. (d) All offensive material or trade refuse produced upon such premises shall be immediately placed in an impervious receptacle, provided with a tight-fitting cover, and the contents of such receptacle shall be removed at least once in each week, or with such greater frequency as may be directed by an inspector.
64	12 : 7 : 1935 ; 14 : 4 : 1939	70. Every occupier of any such premises shall cover all door and window openings and other apertures on such premises with screens of fine mesh wire gauze, and fit all doors so that they are self-closing, and every such occupier shall maintain the fittings of such doors and windows at all times in good order and repair.
65	12 : 7 : 1935 ; 14 : 4 : 1939	71. (a) Every occupier of such premises shall provide for use by his employees wash hand basins in the ratio of one to every ten employees, and shall maintain a supply of soap and clean towels in connection with such basins. (b) Every occupier of such premises shall provide an efficient supply of both cold and boiling water.
66	12 : 7 : 1935 ; 14 : 4 : 1939	72. No person shall use any place for or in connection with the sale, preparation, storage, or packing of any dairy products for sale, which is at any time used as a sleeping or living apartment, or which communicates directly with a sleeping apartment, or in which anything is kept, or any animal allowed to be, or in which any work is carried on which would be likely to contaminate such dairy products, or injuriously affect its wholesomeness or cleanliness.
67	12 : 7 : 1935 ; 14 : 4 : 1939	73. No person shall use or permit to be used any cellar in the storage and preparation of dairy products unless with the written consent of the Board.
68	12 : 7 : 1935 ; 14 : 4 : 1939	74. Benches, machinery, utensils, and instruments, used in cutting, holding or packing dairy products, shall be thoroughly cleansed with boiling water at least once a day.
69	12 : 7 : 1935 ; 14 : 4 : 1939	75. Benches used for butter cutting shall have an impervious upper surface.
70	12 : 7 : 1935 ; 14 : 4 : 1939	76. Only such premises as are approved by the Board shall be used for holding dairy products whilst thawing out.
Export and Storage of Butter.		
71	23 : 8 : 1935 ; 14 : 4 : 1939	77. Application for compensation on butter exported on consignment to Great Britain must be made within eight days of date of shipment, and shall be made in Form 26 of the First Schedule to these regulations, and shall be accompanied by a true copy of the relative bill of lading and a copy of the relative authority form to deliver butter from cool store for export.
72	23 : 8 : 1935 ; 17 : 3 : 1939 ; 14 : 4 : 1939	78. Not later than five months from date of shipment of butter on consignment, and in respect of which an application for compensation has been made and granted, the consignor shall, unless an extension of time is granted by the Board, render a return to the Board in Form 27 of the First Schedule to these regulations, and such return shall be accompanied by the original copy of the account sales.
73	23 : 8 : 1935 ; 23 : 12 : 1938 ; 14 : 4 : 1939	79. Application for premium on "choicest" grade butter shall be made on Form 28 of the First Schedule to these regulations, and shall be accompanied by the original copy of the grade certificate signed by the Government grader.
74	23 : 8 : 1935 ; 14 : 4 : 1939	80. Application for compensation in respect of butter manufactured in W.A. and sold "f.o.b." or "c.i.f. and e" for shipment to countries other than Great Britain shall be made within seven days of shipment, and such application shall be made on Form 29 of the First Schedule to these regulations, and shall be accompanied by a copy of the bill of lading and a certified copy of the relative invoice.
75	23 : 8 : 1935 ; 14 : 4 : 1939	81. Application for compensation in respect of butter manufactured in W.A. and sold for use as "ship's stores" on vessels whose last port of call in Australia is Fremantle, or whose destination is a port in the East Indies, shall be made in Form 30 of the First Schedule to these regulations, and such application shall be accompanied by the relative invoice, bearing a certificate of the master of or agents for the vessel certifying to the correctness of the invoice and that the butter referred to in the invoice will be used only as "ship's stores."
76	23 : 8 : 1935 ; 14 : 4 : 1939	82. No person who exports butter, except as "ship's stores," without having first obtained the permission in writing of the Board so to do, shall be entitled to apply for or claim or receive from the Board any benefit by way of premium or compensation out of the stabilisation fund under the Act in respect of the butter exported without such permission.
77	23 : 8 : 1935 ; 17 : 3 : 1939 ; 14 : 4 : 1939	83. Application for permission to export butter shall be made to the Board not less than one nor more than fourteen days before the date of intended export, and such application shall be on Form 31 of the First Schedule to these regulations. Provided that the Board may grant permission to export butter although the application for permission so to do has not been made within the time prescribed herein.

## Schedule—continued.

Previously Regulation No.	Date of Publication in <i>Government Gazette</i> .	Regulation.
78	23 : 8 : 1935 ; 14 : 4 : 1939	84. Permission to export on consignment shall be in Form 32.
79	23 : 8 : 1935 ; 14 : 4 : 1939	85. Notice of intention to submit butter for grading and storage shall be given by the owner of such butter to the Board, the Superintendent of Dairying, and the owner of the cool store at least three days before such butter arrives at the cool store, and such notice shall be in Form 33 of the First Schedule to these regulations.
80	23 : 8 : 1935 ; 14 : 4 : 1939	86. All butter submitted for storage shall be graded by a grader who is an officer of the Board or the Department of Agriculture.
81	23 : 8 : 1935 ; 14 : 4 : 1939	87. All butter submitted for storage shall be contained in export boxes, and shall in every way conform to export requirements.
82	23 : 8 : 1935 ; 14 : 4 : 1939	88. The grader shall, in respect of butter submitted for storage and graded by him, forward to the Board and the owner respectively a copy of the grade certificate in Form 34.
83	23 : 8 : 1935 ; 14 : 4 : 1939	89. Butter shall be stored only in premises licensed for that purpose.
84	23 : 8 : 1935 ; 14 : 4 : 1939	90. On receipt of butter into cool store for storage, the owner of the butter shall obtain from the owner of the cool store a receipt for such butter, and shall forward such receipt to the Board within seven days of the date of such receipt. Such receipt shall show the date the butter was received into store, the quantity, the code marks, and the signature of the cool store owner or his agent.
84A	13 : 12 : 1935 ; 5 : 3 : 1937 ; 14 : 4 : 1939	91. (1) Application for permission under section 36 of the Act to withdraw butter from storage shall be made in Form 35 in the First Schedule to these regulations.  (2) Permission to withdraw butter from storage as aforesaid shall be given in Form 36 in the said First Schedule.
84B	13 : 12 : 1935 ; 5 : 3 : 1937 ; 14 : 4 : 1939	92. (1) Where the owner of any butter which has been placed in storage seeks to withdraw such butter or any portion thereof from the storage place, the owner of such storage place shall not deliver the butter sought to be withdrawn to the owner thereof or other applicant unless and until the said owner or other applicant produces the permission of the Board issued under regulation 91 hereof.  (2) When in accordance with paragraph (1) of this regulation the owner of a storage place has allowed butter to be withdrawn therefrom, he shall, when making his weekly return in accordance with regulation 95 hereof, attach to such return the permissions of the Board, or other evidence produced to him and in pursuance whereof he has delivered butter withdrawn from the storage place.
84C	13 : 12 : 1935 ; 14 : 4 : 1939	93. Where butter has been stored in a licensed storage place, and within one month after being so stored, it is withdrawn from storage, whether for local sale or otherwise, the owner of such butter shall not, without the expressed approval of the Board, be entitled to receive or to retain any benefit in respect of such butter under the provisions of the Act relating to the application of the moneys in the Stabilisation Fund ; and, insofar as he may have already received from the Board any advance, compensation, or premium under such provisions, the amount thereof, without any deductions whatever, shall be a debt owing by him to the Board, recoverable by the Board in any court of competent jurisdiction.
85	23 : 8 : 1935 ; 14 : 4 : 1939	94. Where stored butter is withdrawn from cool store, the owner of such butter shall forward to the Board within seven days of withdrawal, a copy of the cool store delivery note signed by the owner of the cool store or his agent.
86	23 : 8 : 1935 ; 14 : 4 : 1939	95. The owner of a licensed cool store or his agent shall, where butter is held in store by him, render to the Board not later than Monday in each week, a weekly return in Form 37 made up to the close of business on the immediately preceding Friday.
87	23 : 8 : 1935 ; 14 : 4 : 1939	96. Butter shall be stored in such a manner as will make any particular quantity readily accessible.
88	23 : 8 : 1935 ; 14 : 4 : 1939	97. Each box of butter submitted for storage shall be properly code marked.
89	23 : 8 : 1935 ; 14 : 4 : 1939	98. Stored butter shall be available for inspection by the Board or its representative at any reasonable time.
90	23 : 8 : 1935 ; 14 : 4 : 1939	99. The owner of stored butter may, before taking delivery of such butter, require such butter to be graded. If such butter, on being graded, grades below 88 points, then the cost of such grading shall be paid by the Board, otherwise the owner shall pay cost of grading.
91	23 : 8 : 1935 ; 14 : 4 : 1939	100. For the purpose of having butter graded under regulation No. 99 application shall be made in writing by the owner to the Board.
92	23 : 8 : 1935 ; 14 : 4 : 1939	101. Where the owner of butter graded for storage is dissatisfied with the result of the grading of his butter, either under regulation 86 or 99, he may apply to the Board for a regrade. For the purpose of dealing with such appeal, a Board of Appeal shall be established by the Board. The duty of such Board of Appeal shall be to regrade butter for which application for regrade has been made, and to report the result of such regrading in writing to the owner and the Board respectively.
93	23 : 8 : 1935 ; 14 : 4 : 1939	102. An application for regrade under Regulation 101 shall be in Form 38 and be accompanied by a fee of £1 1s. Such fee may be refunded by the Board if the appeal is upheld.

Schedule—*continued*.

Previously  
Regulation  
No.

Date of Publica-  
tion in Govern-  
ment Gazette.

## Regulation.

## Packing Places.

94 23 : 7 : 1937 ;  
14 : 4 : 1939

103. Packing places shall conform to the following conditions :—

- (a) A separate room on the premises shall be set apart for the packing of dairy products.
- (b) Such room shall be properly ceiled and shall be provided with natural light, in the ratio of one square foot of window area to every ten square feet of floor area.
- (c) Such room shall be efficiently ventilated.
- (d) The floor of such room shall be paved with impervious material and such room shall be provided with proper drainage so that all liquids falling upon the floor shall be conducted to a drain inlet situated outside the room within which the floor is laid.
- (e) The walls of such room shall be lined to a height of six feet with impervious material and the remainder of the walls shall be lined with stamped iron, asbestos, plaster board or similar materials.
- (f) All doors, windows, openings, and other apertures of such room shall be covered with screens of fine mesh wire gauze, and all doors, etc., shall be self-closing.
- (g) Such room shall be so situated as to be free from dust or contaminating odours.
- (h) Such room shall be provided with adequate supplies of hot and cold water.

Provided that, where the Board is of the opinion that the foregoing requirements have been substantially complied with, or that the premises used or intended to be used as a packing place are, although not substantially complying with the foregoing requirements, nevertheless clean and free from contaminating influences, the Board may grant a license for such premises as a packing place.

95 23 : 7 : 1937 ;  
14 : 4 : 1939

104. Licensees of packing places shall comply with Regulations sixty-six to seventy-five both inclusive of these regulations, which shall be read in conjunction with and as subject to regulation 103 hereof, insofar as they are by this regulation made applicable to packing places.

## Payment of Grading Expenses.

105. Where the dairy produce of any manufacturer is graded by an inspector of the Department of Agriculture under and in accordance with the regulations made under the Dairy Industry Act, 1922-1936<sup>1</sup>, and such grading is carried out in the presence of an inspector of the Board, or where at the request of the Board particulars are supplied by the Under Secretary for Agriculture to the Board of the grading done by any inspector of the Department of Agriculture in connection with the dairy produce of any particular manufacturer, the Board may as an administration cost of the Board pay out of its funds to the Under Secretary for Agriculture an amount which in the opinion of the Board is sufficient to cover the amount paid or payable by the Department of Agriculture to the manufacturer in accordance with the regulations made under the Dairy Industry Act, 1922-1936<sup>1</sup>, aforesaid, as a reimbursement of his expense of submitting his dairy produce for grading by the inspector of the Department as aforesaid, and also any other expense incurred by the Department of Agriculture in respect of the grading aforesaid.

Inserted by  
G.G., 6/10/39,  
p. 1757.

<sup>1</sup> Now Dairy Industry Act, 1922-1952

Previously Form No. 1  
Date of Publication in Government Gazette.  
8 : 3 : 1935

## FORMS.

## FIRST SCHEDULE.

## Form 1.

Dairy Products Marketing Regulation Act, 1934-1937.

## APPLICATION FOR LICENSE AS A MANUFACTURER.

Office use only.

Appln. No.....  
License No.....  
Reg. Folio.....  
Granted.....  
Refused.....19...

To the Chairman,  
Dairy Products Marketing Board,  
Perth.

Pursuant to section 20 of the abovementioned Act I hereby apply to the Board for a License as a Manufacturer, and I submit the following particulars :—

1. Full Name of Applicant.....
2. Address.....
3. Postal Address.....
4. Situation of Factory or Factories :—

Situation of Factory (a)

Purpose for which Factory  
is used :  
Manufacture of :—(b)

.....	.....
.....	.....
.....	.....
.....	.....
.....	.....

5. Registered Brand or Brands.....

I forward herewith the sum of....., being the prescribed application fee.

Date.....

(a) Exact situation, according to Land Title.

(b) Whether for butter, cheese, or margarine.

2 8 : 3 : 1935

## Form 2.

Dairy Products Marketing Regulation Act, 1934-1937.

## APPLICATION FOR LICENSE AS A DEALER.

Office use only.

Appln. No.....  
License No.....  
Reg. Folio.....  
Granted.....  
Refused.....19...

To the Chairman,  
Dairy Products Marketing Board,  
Perth.

Pursuant to section 20 of the abovementioned Act I hereby apply to the Board for a License as a Dealer, and I submit the following particulars :—

1. Full Name of Applicant.....
2. Address.....
3. Postal Address.....
4. Place or places where Business is being carried on (full address).....

I forward herewith the sum of....., being the prescribed application fee.

Date.....

3 8 : 3 : 1935

## Form 3.

Dairy Products Marketing Regulation Act, 1934-1937.

## LICENSE OF MANUFACTURER OR DEALER.

This is to certify that....., of....., is licensed as a..... under the provisions of the Dairy Products Marketing Regulation Act, 1934-1937 for the period ending 30th June, 19.....

This License is issued subject to the said Act and any regulations from time to time made thereunder.

Dated.....day of.....19.....

Application Fee paid.....

Chairman.

## Schedule—continued.

Previously  
Form  
No. 4

Date of Publica-  
tion in Govern-  
ment Gazette.  
8 : 3 : 1935

## Forms—continued.

## Form 4.

Dairy Products Marketing Regulation Act, 1934–1937.

## APPLICATION FOR A LICENSE FOR A STORAGE PLACE.

To the Chairman,  
Dairy Products Marketing Board,  
Perth.

Pursuant to section 21 of the abovementioned Act I hereby apply to the Board for a License for a Storage Place, and I submit the following particulars :—

1. Full Name of Applicant.....
2. Address.....
3. Postal Address.....
4. Exact location of Storage Place (a).....
5. Cubic capacity of Storage Place..... cubic feet.

I forward herewith the sum of....., being the prescribed application fee.

Date.....

Note.—Where Licenses are desired for two or more Storage Places, separate applications must be made for each.

(a) Location according to Land Title.

4A 23 : 7 : 1937 ;  
14 : 4 : 1939

## Form 5.

Office use only.

Appln. No.....  
License No.....  
Reg. Folio.....  
Granted ..... 19.....  
Refused .....

Dairy Products Marketing Regulation Act, 1934–1937.

## APPLICATION FOR A LICENSE FOR A PACKING PLACE.

To the Chairman,  
Dairy Products Marketing Board,  
Perth.

Pursuant to section 21A of the abovementioned Act I hereby apply to the Board for a License for a Packing Place, and I submit the following particulars :—

1. Full Name of Applicant.....
2. Address.....
3. Postal Address.....
4. Exact Location of Packing Place (a).....

I forward herewith the sum of....., being the prescribed application fee.

Date....., 19.....

Note.—Where Licenses are desired for two or more Packing Places, separate applications must be made for each.

(a) Location according to land title, name of street, and town.

4B 23 : 7 : 1937 ;  
14 : 4 : 1939

## Form 6.

Dairy Products Marketing Regulation Act, 1934–1937.

## LICENSE FOR A PACKING PLACE.

This is to certify that the premises situated at (a)....., being (b)..... whereof..... of..... is the owner/lessee, are licensed as a Packing Place under the provisions of the Dairy Products Marketing Regulation Act, 1934–1937, for the period ending 30th June, 19.....

This License is issued subject to the said Act, and any Regulations from time to time made thereunder.

Dated..... day of..... 19.....

Application Fee paid.....

Chairman.

(a) Name of town.

(b) Location according to title.

## Schedule—continued.

Previously Form No. 5  
Date of Publication in Government Gazette.  
8 : 3 : 1935 ;  
14 : 4 : 1939

## Forms—continued.

## Form 7.

Dairy Products Marketing Regulation Act, 1934–1937.

## LICENSE FOR A STORAGE PLACE.

This is to certify that the premises situated at (a).....  
being (b)..... whereof.....  
is the owner/lessee, are Licensed as a Storage Place under the provisions of the  
Dairy Products Marketing Regulation Act, 1934–1937, for the period ending  
30th June, 19.....

This License is issued subject to the said Act and any Regulations from  
time to time made thereunder.

Dated.....day of.....19.....

Application Fee paid.....

Chairman.

(a) Name of town. (b) Location according to title.

6 8 : 3 : 1935 ;  
14 : 4 : 1939

## Form 8.

Dairy Products Marketing Regulation Act, 1934–1937.

## APPLICATION FOR TRANSFER OF LICENSE OF STORAGE PLACE.

To the Chairman,

Dairy Products Marketing Board,  
Perth.

I, ....., of.....,  
being the holder of a License for a Storage Place situated at.....,  
hereby apply for a transfer of such License to.....,  
of....., and I, the said.....,  
do hereby concur in such application and request that the said transfer be made.

The prescribed fee of.....is forwarded herewith.

Dated this.....day of.....19.....

Proposed Transferor.

Witness.

Proposed Transferee.

Witness.

Note.—The License must accompany this application.

Office use only.

Application No.....

Granted

Refused.....19.....

## Form 9.

6A 23 : 7 : 1937 ;  
14 : 4 : 1939

Dairy Products Marketing Regulation Act, 1934–1937.

## APPLICATION FOR TRANSFER OF LICENSE OF PACKING PLACE.

To the Chairman,

Dairy Products Marketing Board,  
Perth.

I, ....., of....., being the  
holder of a License for a Packing Place, situated at.....,  
hereby apply for a transfer of such License to....., of.....,  
and I, the said....., do  
hereby concur in such application, and request that the said transfer be made.

The prescribed fee of 5s. is forwarded herewith.

Dated this.....day of.....19.....

Proposed Transferor.

Witness.

Proposed Transferee.

Witness.

Note.—The License must accompany this application.

## Schedule—continued.

Previously Form No. Date of Publication in Government Gazette.

6B 23 : 7 : 1937 ;  
14 : 4 : 1939

Forms—continued.

Form 10.

Dairy Products Marketing Regulation Act, 1934–1937.

## MEMORANDUM OF TRANSFER OF LICENSE OF A PACKING PLACE.

Pursuant to an application dated the.....day of....., 19....., for a transfer of the within License of the Packing Place situated at..... and held in the name of....., the Dairy Products Marketing Board granted such application on the.....day of....., 19....., and transferred the within License to....., of.....

Dated.....19.....

Chairman.

7 8 : 3 : 1935 ;  
14 : 4 : 1939

Form 11.

Dairy Products Marketing Regulation Act, 1934–1937.

## MEMORANDUM OF TRANSFER OF LICENSE FOR A STORAGE PLACE.

Pursuant to an application dated the.....day of....., a transfer of the License of the Storage Place situated at..... and held in the name of....., the Board granted such application on the.....day of....., 19....., to..... of.....

Dated.....19.....

Chairman.

Office use only.

Date received.....

Checked by.....

Contribution received.....

Receipt No.....

8 31 : 5 : 1935 ;  
23 : 12 : 1938 ;  
17 : 3 : 1939 ;  
14 : 4 : 1939

Form 12.

Dairy Products Marketing Regulation Act, 1934–1937.

## RETURN OF MANUFACTURER.

[This Form, duly completed, must reach the Secretary not later than the tenth of the month immediately following the month covered by this Return.]

Following are particulars of Sales of Dairy Products manufactured by.....of.....during the month of....., 19..... :—

Statement "A."

Dairy Products Manufactured.	Butter, including Milled Butter. lbs.	Cheese. lbs.	Margarine. lbs.	Farm Butter. lbs.
1. Quantity unsold at first day of the month .....				
2. Quantity of Dairy Products manufactured during the month—				
(a) From Cream supplied.....				
(b) From Farm Butter purchased and reworked .....				
(c) From other sources .....				
TOTALS .....				

  

Sales.	Butter, including Milled Butter. lbs.	Cheese. lbs.	Margarine. lbs.	Farm Butter. lbs.
1. Total quantity of Dairy Products sold intra-State during the month (a) .....				
2. Total quantity of Dairy Products exported on consignment during the month .....				
TOTAL SALES (as per Statement "B") .....				
3. Total quantity of Dairy Products unsold at the end of month .....				
TOTALS .....				

(a) Include F.O.B. Sales and Sales for "Ships' Stores."

## Schedule—continued.

Previously  
Form  
No.

8

Date of Publica-  
tion in Govern-  
ment Gazette.  
31 : 5 : 1935 ;  
23 : 12 : 1938 ;  
17 : 3 : 1939 ;  
14 : 4 : 1939

## Forms—continued.

Enclosed herewith are cheques representing :—

Contribution for Administration at.....per cent.,  
as per Statement " B " ..... £.....

Contribution for Stabilisation at.....per cent.,  
as per Statement " B " ..... £.....

Note.—These amounts must be remitted in separate cheques.

Details of the above contributions are as follows :—

## Statement " B."

Class of Dairy Product.	Quantity (in lbs.) sold as per Statement " A."	Market Value per cwt. as declared by the Board.	Proceeds at Market Value.*	Contribution for Administration at .....per cent.	Contribution for Stabilisation at .....per cent.
Butter, including Milled Butter....					
Cheese ....					
Margarine ....					
Farm Butter ....					

\* Dairy Products exported on consignment, F.O.B. Sales, and Sales for " Ships' Stores " are to be included at the market value, as declared by the Board, ruling at date of shipment.

I, the abovenamed.....hereby state that the particulars furnished in the above return are true and correct, and I make this statement with full knowledge of the fact that any wilfully false statement in this respect is punishable under the regulations made under the Act by a fine not exceeding £50.

Dated the.....day of....., 19.....

Signature of person making statement.

Office use only.

Date received.....

Checked by.....

Contribution received.....

Receipt No.....

9

25 : 9 : 1936 ;  
23 : 12 : 1938 ;  
17 : 3 : 1939 ;  
14 : 4 : 1939

## Form 13.

Dairy Products Marketing Regulation Act, 1934-1937.

## RETURN OF DEALER.

(This Form, duly completed, must reach the Secretary not later than the tenth day of the month immediately following the month covered by this return.)

Following are particulars of the dairy products purchased and/or received by .....of.....during the month of .....19.....

Date Return completed.....19.....

## Statement A.

Origin.	Butter, including Milled Butter.	Cheese.	Margarine.	Farm Butter.
	lbs.	lbs.	lbs.	lbs.
1. Manufactured outside the State Less Quantity purchased and/ or received from a Licensed Manufacturer and/or Dealer (as per Statement C, Part 2)				
Total 1 (Imported as per Statement C, Part 1)				
2. Manufactured within the State Less Quantity purchased and/ or received from a Licensed Manufacturer and/or Deal- er* ....				
Total 2 ....				
Total of 1 and 2 ....				

\* Persons, Firms, or Companies must be in a position to quote the License Number of the Manufacturer and/or Dealer, if so required by the Board.

## Schedule—continued.

Previously  
Form  
No.

Date of Publica-  
tion in Govern-  
ment Gazette.

9 25 : 9 : 1936 ;  
23 : 12 : 1938 ;  
17 : 3 : 1939 ;  
14 : 4 : 1939

## Forms—continued.

Enclosed herewith are cheques representing :—

- (a) Contribution for Administration at.....per  
cent., as per Statement B below ..... £ : :  
(b) Contribution for Stabilisation at.....per  
cent., as per Statement B below ..... £ : :

Note.—(1) The above amounts must be remitted in separate cheques.

(2) No contribution for Stabilisation is payable on dairy products manu-  
factured outside the State.

Details of the above contribution are as follows :—

## Statement B.

Class of Dairy Products.	Market Value per cwt. as declared by the Board.	Contribution for Administra- tion, at .....per cent.			Contribution for Stabilisation at .....per cent.		
		Quantity as per State- ment A.	Proceeds at Market Value.	Amount of Con- tribution.	Quantity as per State- ment A.	Proceeds at Market Value.	Amount of Con- tribution.
Butter, including Milled Butter ....							
Cheese ....							
Margarine ....							
Farm Butter ....							

## Statement C (supporting Form 13).

## Part 1.

Particulars of Dairy Products manufactured outside the State and imported  
during the month of.....19.....

Note.—This part to be completed only in respect of that portion of dairy products  
upon which the licensed dealer making this Return is liable to pay con-  
tributions.

Name of Vessel.	Date of Arrival.	Port of Arrival.	Quantity.		
			Butter.	Cheese.	Margarine.

## Part 2.

Particulars of Dairy Products manufactured outside the State and purchased  
and/or received from a licensed dealer during the month of.....19.....

Name of Licensed Dealer.	Address.	Quantity.		
		Butter.	Cheese.	Margarine.

I, the abovenamed....., hereby state the particulars  
furnished in the above return are true and correct, and I make this statement  
with full knowledge of the fact that any wilfully false statement in this respect  
is punishable under the regulations made under the Act by a fine not exceeding  
£50.

Dated the.....day of.....19.....

.....  
Signature of person making Statement.

## Schedule—continued.

Previously  
Form  
No.      Date of Publica-  
                 tion in Govern-  
                 ment Gazette.  
10      17 : 5 : 1935 ;  
         14 : 4 : 1939

## Forms—continued.

## Form 14.

Dairy Products Marketing Regulation Act, 1934–1937.

FORM OF SUBMISSION OF CANDIDATE FOR NOMINATION AS  
MEMBER OF THE BOARD.

(Regulation 21 (c).)

We (a)....., of (b).....  
in the State of Western Australia, (c).....  
and (d)....., of (b).....  
in the State of Western Australia, (e).....being  
electors duly enrolled upon the electoral roll of (c).....  
do hereby, as proposer and seconder respectively, submit the name of (f)  
....., of (g).....  
in the State of Western Australia, (h).....  
as a candidate for nomination and appointment under section eight of the Dairy  
Products Marketing Regulation Act, 1934–1937, as a representative of the  
(i)....., on the Dairy Products Marketing Board, for the  
purposes of and in connection with the next ensuing nomination and appointment  
of such a representative under the said section.

Dated the.....day of....., 19....

(j) ..... Proposer.  
(k) ..... Seconder.

I, the abovenamed (f).....do hereby  
consent to the above submission, and do hereby declare that I am a person  
eligible for such submission within the meaning of regulation 20, for the following  
reasons, namely :—

(l).....  
.....  
.....

Dated the.....day of....., 19....

(m).....Candidate.

(a) Full name of proposer. (b) Address. (c) Occupation. (d) Full name  
of seconder. (e) Manufacturers or dealers or producers, as the case may  
be. (f) Full name of candidate. (g) His address. (h) His occupation.  
(i) Manufacturers or dealers or producers, as the case may require. (j) Sig-  
nature of proposer. (k) Signature of seconder. (l) Here state grounds  
upon which the candidate claims he is eligible for submission as a candidate.  
(m) Signature of candidate.

## Form 15.

11      17 : 5 : 1935 ;  
         14 : 4 : 1939

Dairy Products Marketing Regulation Act, 1934–1937.

CERTIFICATE OF NOMINATION WHERE NUMBER OF CANDI-  
DATES SUBMITTED DOES NOT EXCEED NUMBER OF REPRES-  
ENTATIVES TO BE NOMINATED AND APPOINTED.

(Regulation 21 (g).)

To the Minister for Agriculture,  
Department of Agriculture,  
Perth.

I, (a)..... being the Returning Officer duly appointed  
under and for the purposes of the Regulations made under the Dairy Products  
Marketing Regulation Act, 1934–1937, do hereby certify—

(1) That, in connection with the submission of candidates received up to  
4 o'clock in the afternoon of (b)....., the.....day of  
.....19...., being the last day for the submission of candidates  
for nomination and appointment under section eight of the said Act as the repre-  
sentative (or representatives) of the (c)....., on the Dairy  
Products Marketing Board, the following candidate (or candidates) was (or were)  
submitted, namely :—(d).....

(2) That the submission form (or forms) of the said candidate (or candidates)  
was (or were) in order as required by the Regulations ; that the candidate (or  
candidates) was (or were) eligible for submission, nomination, and appointment ;  
and that the persons who signed the submission form (or forms) as proposer and  
seconder were competent so to sign the same.

(3) That the number of candidates so submitted did not exceed the number  
of seats on the Dairy Products Marketing Board required to be filled by repre-  
sentatives of the said (e)..... ; and

(4) That the said (d).....is (or are) the person (or persons)  
to be nominated and appointed under section eight of the said Act as the repre-  
sentative (or representatives) of the (c).....on the Dairy  
Products Marketing Board, pursuant to the said submission (or submissions).

Dated the.....day of.....19....

Returning Officer.

(a) Full name of Returning Officer. (b) The last day for receiving submissions  
of candidates. (c) Manufacturers or dealers or producers, as the case may  
be. (d) Set out the full name, address, and occupation of each candidate.

## Schedule—continued.

Previously  
Form  
No. 12

Date of Publica-  
tion in Govern-  
ment Gazette.  
17 : 3 : 1939 ;  
14 : 4 : 1939

## Forms—continued.

## Form 16.

Amended by  
G.G., 30/12/49,  
p. 3374-5.

Dairy Products Marketing Regulation Act, 1934-1937.

APPLICATION FOR ENROLMENT ON THE ELECTORAL ROLL OF  
CO-OPERATIVE COMPANIES OR ON THE ELECTORAL ROLL  
OF MANUFACTURERS OTHER THAN CO-OPERATIVE  
COMPANIES.

(Regulation 26 (1).)

To the Returning Officer,

Perth.

I, (a)..... of (b)..... in the State of  
Western Australia (c)..... hereby apply to have my name en-  
rolled as an elector on the electoral roll of (d)..... under  
regulation 26 of the regulations made under the Dairy Products Marketing Regu-  
lation Act, 1934-1937, on the ground that—

- (1) I am a licensed manufacturer within the meaning of the said Act ; or
- (2) I am a partner in the firm of (e)..... of  
(f)..... which is a licensed manufacturer within  
the meaning of the Act, and all the remaining partners have consented  
to this application by me on behalf of the firm, as evidenced by their  
written consent annexed hereto ; or
- (3) I am (g)..... of (h)..... which is a  
licensed manufacturer within the meaning of the Act as such (i)  
..... and I have been authorised thereby to be  
enrolled on its behalf by the written authority hereunto annexed ; and
- (4) I am not enrolled upon the said electoral roll or upon any other electoral  
roll under the said regulation ; and
- (5) I am not disqualified under the said regulations from being enrolled  
upon the said electoral roll.

I, the abovenamed (a)..... hereby state that the particulars  
furnished in the above application are true and correct, and I make this statement  
with full knowledge of the fact that any wilfully false statement in this respect  
is punishable under the regulations made under the Act by a fine not exceeding  
fifty pounds.

Dated this..... day of..... 19.....

(j).....

- (a) Full name of applicant. (b) Address. (c) Occupation. (d) Co-opera-  
tive companies or manufacturers other than co-operative companies, as the  
case may require. (e) Trade name of firm or partnership. (f) Address  
of firm or partnership. (g) Director, trustee, member, or officer, as the  
case may be. (h) Name of co-operative company, other company, associa-  
tion, or other body, as the case may require. (i) Co-operative company,  
other company, association, or other body, as the case may require. (j) Sig-  
nature of applicant.

- Note:—(1) The application may be sent by prepaid letter post or be delivered to  
the returning officer at his address ; but, if sent by letter post, the  
returning officer must reject it if the correct postage has not been  
prepaid.
- (2) The application must be received by the returning officer not later  
than twenty-eight clear days before the time fixed for the closing of  
the poll at the next election for a representative of co-operative com-  
panies or manufacturers other than co-operative companies, otherwise  
the applicant shall be enrolled but not entitled to vote at such election.
- (3) The applicant must be a person qualified for enrolment within the  
meaning of regulation number 27.

13

17 : 3 : 1939 ;  
14 : 4 : 1939

## Form 17.

Amended by  
G.G., 30/12/49,  
p. 3374-5.

Dairy Products Marketing Regulation Act, 1934-1937.

APPLICATION FOR ENROLMENT ON THE ELECTORAL ROLL  
OF DEALERS.

(Regulation 26 (1).)

To the Returning Officer,

Perth.

I, (a)..... of (b)..... in the State of Western  
Australia (c)..... hereby apply to have my name enrolled as an  
elector on the electoral roll of dealers, under regulation 26 of the regulations  
made under the Dairy Products Marketing Regulation Act, 1934-1937, on the  
ground that :—

- (1) I am a licensed dealer within the meaning of the said Act ; or
- (2) I am a partner in the firm of (d)..... of  
(e)..... which is a licensed dealer within the meaning  
of the Act, and all the remaining partners have consented to this  
application by me on behalf of the firm, as evidenced by their written  
consent annexed hereto ; or
- (3) I am (f)..... of (g)..... which is a  
licensed dealer within the meaning of the Act, and I have been auth-  
orised thereby to be enrolled on its behalf by the written authority  
hereunto annexed ; and

## Schedule—continued.

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13

Date of Publica-  
tion in Govern-  
ment Gazette.  
17 : 3 : 1939 ;  
14 : 4 : 1939

## Forms—continued.

(4) I am not enrolled upon the said electoral roll or upon any other electoral roll under the said regulations ; and

(5) I am not disqualified under the said regulations from being enrolled upon the said electoral roll.

I, the abovenamed (a).....hereby state that the particulars furnished in the above application are true and correct and I make this statement with full knowledge of the fact that any wilfully false statement in this respect is punishable under the regulations made under the Act by a fine not exceeding fifty pounds.

Dated this.....day of.....19.....

(h).....

(a) Full name of applicant. (b) Address. (c) Occupation. (d) Trade name of firm or partnership. (e) Address of firm or partnership. (f) Director, trustee, member, or officer, as the case may be. (g) Name of company, association, or other body. (h) Signature of applicant.

Note:—(1) The application may be sent by prepaid letter post, or be delivered to the returning officer at his address ; but, if sent by letter post, the returning officer must reject it if the correct amount of postage has not been paid.

(2) The application must be received by the returning officer not later than twenty-eight clear days before the time fixed for the closing of the poll at the next election for a representative of dealers, otherwise the applicant shall be enrolled but not entitled to vote at such election.

(3) The applicant must be a person qualified for enrolment within the meaning of regulation No. 27.

14

17 : 3 : 1939 ;  
14 : 4 : 1939

## Form 18.

Dairy Products Marketing Regulation Act, 1934–1937.

Amended by  
G.G., 30/12/49,  
p. 3374–5.

# APPLICATION FOR ENROLMENT ON THE ELECTORAL ROLL OF PRODUCERS.

(Regulation 26 (1).)

To the Returning Officer,

Perth.

I, (a).....of (b).....in the State of Western Australia (c).....hereby apply to have my name enrolled as an elector on the electoral roll of producers, under regulation 26 of the regulations made under the Dairy Products Marketing Regulation Act, 1934–1937, on the ground that:—

(1) I am a *bona fide* producer within the meaning of the said Act, and am neither a manufacturer nor dealer within the meaning of the said Act ; or

(2) I am a partner in the firm of (d).....of (e).....which is a *bona fide* producer within the meaning of the said Act, and which is neither a manufacturer nor a dealer within the meaning of the said Act, and all the remaining partners have consented to this application by me on behalf of the firm, as evidenced by their written consent annexed hereto ; or

(3) I am (f).....of (g).....which is a *bona fide* producer within the meaning of the said Act, and which is neither a manufacturer nor a dealer within the meaning of the said Act, and I have been authorised thereby to be enrolled on its behalf by the written authority annexed hereto ; and

(4) I (or the said firm, or the said company, association, or other body) am (or is) a *bona fide* producer by reason of the following facts, namely:—

(h) .....  
.....; and

(5) I am not enrolled upon the said electoral roll or upon any other electoral roll under the said regulations ; and

(6) I am not disqualified under the said regulations from being enrolled upon the said electoral roll.

I, the abovenamed (a).....hereby state that the particulars furnished in the above application are true and correct and I make this statement with full knowledge of the fact that any wilfully false statement in this respect is punishable under the regulations made under the Act by a fine not exceeding fifty pounds.

Dated the.....day of.....19.....

(i).....

(a) Full name of applicant. (b) Address. (c) Occupation. (d) Trade name of firm or partnership. (e) Address of firm or partnership. (f) Director, trustee, member, or officer, as the case may be. (g) Name of company, association, or other body. (h) Here set out particulars to satisfy the returning officer that the applicant is a *bona fide* producer. (i) Signature of applicant.

## Schedule—continued.

Previously  
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No.

Date of Publica-  
tion in Govern-  
ment Gazette.

## Forms—continued.

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14 : 4 : 1939

- Note.—(1) The applicant must satisfy the returning officer that he or the partnership, company, association or other body which he represents is a *bona fide* producer within the meaning of the Act, by furnishing such particulars as the returning officer may require.
- (2) The application must be received by the returning officer not later than 4 o'clock in the afternoon on the date fixed by or under these regulations for the preparation of the electoral roll upon which the applicant desires to be enrolled.
- (3) The application must be received by the returning officer not later than twenty-eight clear days before the time fixed for the closing of the poll at the next election for a representative of producers, otherwise the applicant shall be enrolled but not entitled to vote at such election.
- (4) The applicant must be a person qualified for enrolment within the meaning of regulation No. 27.

15 17 : 5 : 1935 ;  
14 : 4 : 1939

## Form 19.

Dairy Products Marketing Regulation Act, 1934–1937.

## BALLOT PAPER.

(Regulation 31.)

For use in an election of (a).....person (or persons) to be nominated and appointed as the representative (or representatives) of the (b).....on the Dairy Products Marketing Board under section eight of the abovementioned Act.

The Ballot Paper, marked and completed in accordance with the directions hereunder, must be received by the Returning Officer not later than 4 o'clock in the afternoon on (c).....the.....day of.....19.....

Names of Candidates (in alphabetical order).	Vote (in order of preference).
(d) .....	.....
.....	.....
.....	.....
.....	.....

## Directions for Voting.

- (1) Voting shall be by means of a preferential ballot.
- (2) The elector shall mark his vote on the ballot paper by placing in the column headed "Vote" the numeral 1 opposite the name of the candidate for whom he votes as his first preference, by placing in the said column the numeral 2 opposite the name of the candidate for whom he votes as his second preference, and he shall give contingent votes for all the remaining candidates by placing the numerals 3, 4, and so on (as the case requires), opposite their names so as to indicate by such numerical sequence the order of his preference.
- (3) The elector shall then place the ballot paper in the envelope marked "Ballot Paper Envelope," and seal the envelope.
- (4) The elector shall then make the declaration according to Form No. 20 received by him with the ballot paper.
- (5) The elector shall then place the ballot paper envelope sealed, and the completed declaration in the envelope addressed to the Returning Officer, and send the same by prepaid letter post or deliver the same to the Returning Officer.
- (6) The envelope, addressed to the Returning Officer, with its contents, must be received by the Returning Officer before the time fixed for the closing of the poll as notified above, otherwise the same and the ballot paper will be rejected.
- (7) If sent by prepaid letter post, the same and the ballot paper will be rejected, if the correct amount of letter post has not been prepaid by the elector.
- (8) The declaration must be signed and completed by the elector before an authorised witness, namely—
- any person authorised by the Declarations and Attestations Act, 1913, to witness documents ;
  - any director, manager, or proprietor of any dairy products factory ;
  - any Justice of the Peace or solicitor ;
  - any other elector ;
  - any district manager or district inspector of the Agricultural Bank of Western Australia.
- (a) One or two, as the case may be. (b) Manufacturers or dealers or producers, as the case may be. (c) The day fixed for the closing of the poll.
- (d) Insert full names of candidates in alphabetical order.

16 17 : 3 : 1939 ;  
14 : 4 : 1939

## Form 20.

Dairy Products Marketing Regulation Act, 1934–1937.

## STATEMENT BY ELECTOR TO ACCOMPANY BALLOT PAPER.

(Regulation 32.)

I, (a)....., of (b).....in the State of Western Australia (c).....hereby submit the following facts in verification of my right to vote according to the accompanying ballot paper :—

- (1) I am an elector duly enrolled on the electoral roll of (d).....and am still a (e).....within the meaning of the Act.
- (2) That as such elector I am entitled to vote in the election now being held and closing at 4 o'clock in the afternoon of the (f).....day of....., 19....., for the selection of (g).....

## Schedule—continued.

Previously Form No.      Date of Publication in *Government Gazette*.

## Forms—continued.

16      17 : 3 : 1939 ;  
14 : 4 : 1939

person (or persons) to be nominated and appointed as the representative (or representatives) of the (d)..... on the Dairy Products Marketing Board.

(3) That I have not previously voted in the said election.

That I make this statement with full knowledge of the fact that if it is wilfully false in any particular I am liable to a penalty under the regulations not exceeding the sum of fifty pounds.

Dated the..... day of..... 19.....

(h).....

Signature of Elector.

(a) Full name of elector.      (b) Address.      (c) Occupation.      (d) Manufacturers or dealers or producers, as the case may be.      (e) Manufacturer or dealer or producer, as the case may be.      (f) Date fixed for closing of the poll.      (g) One or two, as the case may be.      (h) Signature of elector.

17      17 : 5 : 1935 ;  
14 : 4 : 1939

## Form 21.

Dairy Products Marketing Regulation Act, 1934-1937.

CERTIFICATE BY RETURNING OFFICER OF RESULT  
OF AN ELECTION.

(Regulation 41.)

To the Minister for Agriculture,  
Department of Agriculture,  
Perth.

I, (a).....being the Returning Officer duly appointed under and for the purposes of the Regulations made under the Dairy Products Marketing Regulation Act, 1934-1937, do hereby certify as follows :—

(1) That in accordance with the said regulations I have held an election, which closed at 4 o'clock in the afternoon on the (b)..... day of..... 19....., for the selection of (c)..... person (or persons) to be nominated and appointed as the representative (or representatives) of the (d)..... on the Dairy Products Marketing Board under section eight of the said Act.

(2) That the candidates at such election were (e).....

(3) That the voting resulted as follows :—

(1) On the first count :—

(f).....

(2) On the second count :—

(f).....

(3) On the third count, and so on :—

(f).....

(4) On the final count :—

(f).....

(4) That as the result of the said voting the said (g)..... was (or were) duly selected as the person (or persons) to be nominated and appointed as aforesaid.

(5) That I duly declared the said (g)..... to have been duly selected as aforesaid on the (h)..... day of....., 193....

(6) As the result of the said election the said (g)..... is (or are) the person (or persons) to be nominated and appointed as the representative (or representatives) of the (i)..... on the Dairy Products Marketing Board under section eight of the said Act.

(7) That the following is a statistical return of the voting at the said election :—

Total number of electors on roll	....	....	.....
Number of electors who voted	....	....	.....
Number of formal votes counted	....	....	.....
Number of votes rejected :—			
(a) for informality of ballot paper	.....	}	.....
(b) received after close of poll	.....		
(c) insufficient postage	....		

Dated the..... day of....., 19.....

Returning Officer.

(a) Full name of Returning Officer.      (b) Date fixed for closing of the poll.      (c) One or two, as the case may be.      (d) Manufacturers, dealers, or producers, as the case may be.      (e) Set out the full names, addresses, and occupations of all the candidates in alphabetical order.      (f) Set out the names of the candidates, with the number of votes gained by them.      (g) Set out the name of the one candidate, or if two required, the two candidates selected.      (h) Date of declaration of the result of the poll.      (i) Manufacturers or dealers or producers, as the case may be.

## Schedule—continued.

Previously  
Form  
No.

Date of Publica-  
tion in Govern-  
ment Gazette.

## Forms—continued.

## Office use.

No.....  
Received.....  
Checked by.....  
Cheque No.....

24      23 : 8 : 1935 ;  
         14 : 4 : 1939

## Form 28.

Dairy Products Marketing Regulation Act, 1934-1937.  
APPLICATION FOR PREMIUM ON "CHOICE" GRADE BUTTER.  
To the Dairy Products Marketing Board,  
Perth.

Name of Applicant.....

Application is hereby made for premium of..... per lb. in respect of  
..... boxes, containing..... lbs. of "Choice" grade butter, manufac-  
tured in Western Australia by the abovenamed applicant.

The within-mentioned butter has been or will be disposed of as follows :—

Exported on consignment ..... boxes.  
Sold f.o.b. or c.i.f. and c. .... "  
Stored ..... "  
For immediate consumption ..... "

The premium on the above quantity amounts to £ : : . Attached  
hereto is the relative grade certificate.

For.....

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

## Office use.

No.....  
Received.....  
Checked by.....  
Cheque No.....

25      23 : 8 : 1935 ;  
         14 : 4 : 1939

## Form 29.

Dairy Products Marketing Regulation Act, 1934-1937.  
APPLICATION FOR COMPENSATION ON BUTTER SOLD  
F.O.B. OR C.I.F. AND E. FOR EXPORT TO  
COUNTRIES OTHER THAN GREAT BRITAIN.

To the Dairy Products Marketing Board,  
Perth.

Name of Applicant.....

Application is hereby made for compensation in respect of butter manu-  
factured in Western Australia by the abovenamed applicant and sold f.o.b. or  
c.i.f. and c., particulars of which are as follows :—

Date of sale.....19.....  
Date shipped.....19.....  
Name of vessel, "s.s....."  
Name of purchaser.....  
Address of purchaser.....  
Quantity....., boxes each of..... lbs.  
Amount of compensation, at ..... per cent. on..... cwt.—  
£ : :

I, ....., the person making this application, certify,  
without reservation, that the particulars contained herein are true in every  
respect.

For.....

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

Note.—The following documents must be attached to this application :—(a) A  
copy of the bill of lading ; (b) a certified copy of the relative invoice.

## Office use.

No.....  
Received.....  
Checked by.....  
Cheque No.....

26      23 : 8 : 1935 ;  
         14 : 4 : 1939

## Form 30.

Dairy Products Marketing Regulation Act, 1934-1937.  
APPLICATION FOR COMPENSATION ON BUTTER SOLD  
AS "SHIP'S STORES."

To the Dairy Products Marketing Board,  
Perth.

Name of Applicant.....

Application is hereby made for compensation in respect of butter manu-  
factured in Western Australia by the abovenamed applicant and sold as "Ship's  
stores," particulars of which are as follows :—

Date of Sale.....19.....  
Name of vessel, "s.s....."  
Destination.....  
Quantity....., boxes, each of..... lbs.  
Amount of compensation, at ..... per cwt. on..... cwt.—  
£ : :

## Schedule—continued.

Previously  
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No.

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tion in Govern-  
ment Gazette.  
23 : 8 : 1935 ;  
14 : 4 : 1939

I, ....., the person making this application, certify,  
without reservation, that the particulars contained herein are true in every  
respect.

For.....

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

Note.—(1) This application must be accompanied by a copy of the relative  
invoice bearing the certificate of the agents or master of the vessel  
to the effect that the butter, the subject of the invoice, will be used  
only as "Ship's stores."

(2) Applications for compensation on butter sold as "Ship's stores" may  
be made only where (a) the vessel's last port of call in Australia is  
Fremantle ; or (b) the vessel's destination is a port in the East Indies  
and she is proceeding *via* North-West ports.

Office use.

No.....

Received.....19...

Granted.....19...

Refused

27

23 : 8 : 1935 ;  
14 : 4 : 1939

Form 31.

Dairy Products Marketing Regulation Act, 1934-1937.  
APPLICATION FOR PERMISSION TO EXPORT ON  
CONSIGNMENT.

To the Dairy Products Marketing Board,  
Perth.

Application is hereby made for permission to export.....boxes to  
....., on consignment, on the "s.s.....,"  
leaving Fremantle on or about the.....19.....

The butter, the subject of this application, has been graded as follows :—

.....  
.....  
.....

For.....

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

Office use.

Application No.....

No.....

28

23 : 8 : 1935 ;  
14 : 4 : 1939

Form 32.

Dairy Products Marketing Regulation Act, 1934-1937.  
PERMISSION TO EXPORT ON CONSIGNMENT.

To.....

In response to your application dated....., 19....., permission  
is hereby granted/refused in respect of.....boxes.

The Dairy Products Marketing Board,

Secretary.

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

29

23 : 8 : 1935 ;  
14 : 4 : 1939

Form 33.

Dairy Products Marketing Regulation Act, 1934-1937.  
NOTICE OF INTENTION TO SUBMIT BUTTER FOR  
GRADING AND STORAGE.

To the Dairy Products Marketing Board,  
Perth.

{ Original to Board.  
First carbon copy to Department  
of Agriculture.  
Second carbon copy to cool store.  
Third carbon copy to agents.

Please note that the undermentioned butter was consigned from.....  
to.....store on....., 19.....

Factory Brand.	Vat No.	Churn No.	No. of Boxes.	Date of Manufacture.	Remarks.

Certificate No.....

For.....

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

Note.—This advice note must be forwarded promptly.

## Schedule—continued.

Previously Form No. 30  
Date of Publication in Government Gazette.  
23 : 8 : 1935 ;  
14 : 4 : 1939

## Forms—continued.

## Form 34.

Dairy Products Marketing Regulation Act, 1934–1937.

## GRADE CERTIFICATE.

(Original to the Board.)

(First Carbon Copy to the Owner.)

The undermentioned butter was examined on....., 19.....,  
at.....store, and graded as follows :—

Brand..... Total Boxes.....

Churn Marks.				Flavour.	Texture.	Condition.	Total.	Remarks.
Vat.	Churn.	Boxes.	Date.					

Advice Note No.....

Official Grader.....

30A 5 : 3 : 1937 ;  
14 : 4 : 1939

## Form 35.

Dairy Products Marketing Regulation Act, 1934–1937.

APPLICATION FOR PERMISSION TO WITHDRAW BUTTER  
FROM A STORAGE PLACE.

To the Dairy Products Marketing Board,  
Perth.

Application is hereby made for permission to withdraw.....boxes of  
butter at present stored by this company (or applicant) at.....  
storage place at.....

This butter—

(1) was placed in the said storage place on the.....day of  
.....19.....

(2) is required for :—

(a) .....

(3)\* The names and addresses of the intended purchasers of the butter  
when withdrawn are :—

(b) .....

(4)\* The quantities of butter proposed to be sold to each of such intended  
purchasers respectively are as follow :—

(c) .....

(5)\* The purchase prices to be paid by such intended purchasers respec-  
tively are :—

(d) .....

For (e) .....

(f) .....

(a) The purpose for which the butter is being withdrawn. (b) Full names and  
addresses of intended purchasers. (c) Insert quantities. (d) Insert  
prices. (e) Name of company. (f) Signature of applicant.

\* Note.—Paragraphs (3), (4) and (5) are required to be filled in only when the  
butter is to be sold within Western Australia.

## Schedule—continued.

Previously Form No. Date of Publication in Government Gazette.

30B 5 : 3 : 1937 ;  
14 : 4 : 1939

## Forms—continued.

## Form 36.

Dairy Products Marketing Regulation Act, 1934-1937.

PERMISSION TO WITHDRAW BUTTER FROM A  
STORAGE PLACE.

To (a).....

(b).....

In response to your application, dated the.....day of....., 19....., for a permit to withdraw.....boxes of butter from.....storage place at.....for the purposes and in accordance with the particulars contained in your said application, I have to advise you as follows :—

- (1) Your said application is refused ; or
- (2) You are hereby permitted to withdraw.....boxes of butter from the said storage place for the purposes as set out in your said application ; or
- (3) You are hereby permitted to withdraw.....boxes of butter from the said storage place upon and subject to the following conditions hereby imposed by the Dairy Products Marketing Board, that is to say :—
  - (i)\* .....
  - (ii) .....
  - (iii) .....
  - (iv) .....

The Dairy Products Marketing Board,

.....  
Secretary.

Date.....

(a) Name of company or person applying for permit. (b) Address.

\* Note.—(1) Strike out such of the paragraphs (1), (2), or (3) as are not applicable.

(2) If the Board imposes any conditions precedent to the grant of the permit, such conditions must be set out in full in paragraph (3), and in such case paragraphs (1) and (2) must be struck out.

31 23 : 8 : 1935 ;  
14 : 4 : 1939

## Form 37.

Dairy Products Marketing Regulation Act, 1934-1937.

WEEKLY RETURN OF COOL STORE LICENSEE.

To the Dairy Products Marketing Board,  
Perth.

Name of storer.....

Following are particulars of the butter received into and delivered from this cool store on behalf of the abovenamed storer for the week ended 5 p.m., Friday, the ....., 19..... :—

—	Sat. (Boxes)	Mon. (Boxes)	Tues. (Boxes)	Wed. (Boxes)	Thur. (Boxes)	Fri. (Boxes)	Totals. (Boxes)
Quantity in store as per last return .....							
Add— Received during this week .....							
Less— Withdrawn during this week .....							
Quantity at present in store .....							

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

Note.—(1) This return must be in the hands of the secretary not later than Monday immediately following the week covered by this return.

(2) A separate return must be rendered for each storer.

## Schedule—continued.

Previously Form No.	Date of Publica- tion in Govern- ment Gazette.

Forms—continued.

Office use.

No. ....  
 Granted } .....  
 Refused } .....  
 Fate of Appeal.....

32      23 : 8 : 1935 ;  
         14 : 4 : 1939

Form 38.

Dairy Products Marketing Regulation Act, 1934-1937.

### APPLICATION FOR REGRADE.

To the Dairy Products Marketing Board,  
Perth.

Name of Applicant.....

Appeal is hereby made against the grading of the under-mentioned butter at present stored at.....cool store..... and details of which grading are contained in Grade Certificate No..... and application is now made for a regrade :—

Factory Brand.	Vat No.	Churn No.	No. of Boxes.	Date of Manufacture.	Remarks.

The prescribed fee of £1 ls. is enclosed herewith.

For.....

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

Second Schedule.

## FEEES.

- |                                  |   |       |
|----------------------------------|---|-------|
| 8 : 3 : 1935 ;<br>23 : 12 : 1938 | 1. Application for a License or renewal of a License as a Manufacturer or Dealer, or for a Storage Place or for a Packing Place for any period—   | s. d. |
|                                  | (a) from any date after the first day of July in any year to the thirtieth day of June in the year next following ....  | 10 0  |
|                                  | (b) subsequent to the thirty-first day of December in any year to the thirtieth day of June next following ....   | 5 0   |
|                                  | 2. Where an application for Licenses for more than one Storage Place is made by the same owner or lessees, the fee shall be as set out in paragraph 1 of this Schedule for one Storage Place, and for each additional Storage Place .... .. . | 2 6   |
|                                  | 3. Application for a Transfer of a License for a Storage Place or for a Packing Place .... .. .   | 5 0   |