



# Government Gazette

OF

## WESTERN AUSTRALIA

(Published by Authority at 3.30 p.m.)

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

No. 27]

PERTH: THURSDAY, 17th MARCH

[1966

### JETTIES ACT, 1926-1965.

Public Works Department,  
Perth, 9th March, 1966.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Jetties Act, 1926-1965, has been pleased to make the regulations set forth in the Schedule hereunder.

J. McCONNELL,  
Under Secretary for Works.

#### Schedule.

#### Regulations.

Principal regulations.

1. In these regulations the Jetties Act Regulations, 1940, as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government Gazette* on the 1st August, 1961, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Heading preceding Reg. 105 I amended.

2. The principal regulations are amended by adding after the word, "Geraldton" in the heading immediately preceding regulation 105 I, the passage, ", Esperance and Derby".

Reg. 105 I amended.

3. Regulation 105 I of the principal regulations is amended by inserting after the word, "Geraldton" in line two of subregulation (1), the passage, ", Esperance or Derby".

## BUILDERS' REGISTRATION ACT, 1939-1965.

Public Works Department,  
Perth, 9th March, 1966.

HIS Excellency the Governor in Executive Council, acting pursuant to section 24 of the Builders' Registration Act, 1939-1965, has been pleased to approve of the regulations made by the Builders' Registration Board of Western Australia as set out in the Schedule hereunder.

J. McCONNELL,  
Under Secretary for Works.

Schedule.  
Regulations.

Principal regulations. 1. In these regulations the Builders' Registration Act Regulations published in the *Government Gazette* on the 26th April, 1940, are referred to as the principal regulations.

Reg. 6A added. 2. The principal regulations are amended by adding immediately after regulation 6, the following heading and regulation:—

Fees of Board members.

6A. The fees payable to members of the Board are as follows:—

- (a) to the Chairman of the Board, in respect of each meeting of the Board that he attends, a sitting fee of \$14.70; and
- (b) to each member of the Board (other than the Chairman), in respect of each meeting of the Board that the member attends, a sitting fee of \$10.50.

## COUNTRY TOWNS SEWERAGE ACT, 1948-1964.

Department of Public Works,  
Perth, 9th March, 1966.

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

J. McCONNELL,  
Under Secretary for Works.

Schedule.  
By-laws.

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

By-law 224A amended. 2. By-law 224A of the principal by-laws is amended—

- (a) by adding immediately after the word, "Denmark", in line three of paragraph (a), the passage, "Exmouth, Gnowangerup";
- (b) by substituting for the words, "and Three Springs" in lines four and five of paragraph (a), the passage, "Three Springs and Wyalkatchem"; and
- (c) by adding immediately after the word, "Kellerberrin", in line three of paragraph (b), the passage, "Kojonup".

## DOG ACT, 1903.

Town of Mosman Park.

By-law Relating to Dog Control.

L.G. 330/58.

IN pursuance of the powers conferred upon it by the above Act the Council of the Municipality of the Town of Mosman Park hereby records having resolved on the 27th day of January, 1966, to make and submit for confirmation by the Governor the following amendment to the by-law gazetted on 31st October, 1958, and amended on 28th June, 1960.

1. The schedule of fees therein is repealed.
2. A new schedule is inserted as follows:—

## The Schedule.

## Fees.

	\$
For the seizure or impounding of a dog .....	1.00
For the sustenance and maintenance of a dog in a pound per day .....	0.50
For the destruction of a dog .....	1.00

Dated the 4th day of February, 1966.

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

[L.S.]

E. G. SMITH,  
Mayor.R. H. FARDON,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 8th day of March, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

Municipality of the Town of Albany.

By-law Relating to Zoning.

Amendment—By-law No. 19.

L.G. 691/61.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 8th day of November, 1965, to make and submit for confirmation by the Governor the following by-laws:—

That By-law No. 19—Land Use (Zoning), which was published in the *Government Gazette* on the 19th July, 1956, be amended as follows:—

Fifth Schedule—Light Industrial Area, Class "B".

Add new clause (c).

Commencing from the south-west point of subplot 9, proceed easterly along the southern boundary of subplot 9 to the eastern side of Sanford Road; thence southerly to a point 250 links north of the

southwestern corner of lot 1; thence easterly parallel to the northern boundary of Stead Road to meet the north-west corner of lot 87 Albert Street; thence northerly to the north-east corner of subplot 2; thence westerly along the southern boundary of lot 816 to the western side of Sanford Road; thence northerly to the north-east corner of subplot 9; thence westerly along the northern boundary of subplot 9 to the boundary of lot 5 Graham Street; thence southerly along the western boundary of subplot 9 to the starting point.

Dated the 14th day of February, 1966.

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

[L.S.]

S. H. KNIGHT,  
Mayor.  
F. R. BRAND,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 8th day of March, 1966.

W. S. LONNIE,  
Clerk of the Council.

#### LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Melville.

Adoption of Draft Model By-laws Relating to Vehicle Wrecking.

L.G. 42/66.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 25th day of January, 1966, to adopt the Draft Model By-laws (Vehicle Wrecking), No. 17, published in the *Government Gazette* of the 2nd day of October, 1965, being the whole of the by-law without amendment.

Dated the 25th January, 1966.

The seal of the Town of Melville was affixed hereto in the presence of—

[L.S.]

R. F. CARROLL,  
Mayor.  
P. J. HANLEY,  
Acting Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 8th day of March, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Perth.

By-laws Relating to Filling.

L.G. 32/66.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 18th day of January, 1966, to make and submit for confirmation by the Governor the following by-laws:—

The By-laws of the Shire of Perth published in the *Government Gazette* of the 29th June, 1960, are hereby amended in the following manner:—

After By-law 395 the following new by-law is inserted:—

## Filling.

396. (1) No person shall fill any land or cause any land to be filled except in accordance with this By-law.

(2) The filling shall be non-organic material capable of freely passing a four inch mesh sieve complying with British Standard Codes 481 of 1933, No. 4 x 3/8 and 410 of 1962 and with sufficient fines to fill all voids.

(3) The filling shall be spread in layers and shall be consolidated to the satisfaction of the Council's Building Surveyor.

Dated this 18th day of January, 1966.

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

[L.S.]

M. STARKE,  
President.  
L. P. KNUCKEY,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 8th day of March, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Perth.

By-laws Relating to Ward Boundaries.

L.G. 907/61.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 18th day of January, 1966, to make and submit for confirmation by the Governor the following by-laws:—

The By-laws of the Shire of Perth published in the *Government Gazette* of the 29th June, 1960, are hereby amended in the following manner:—

By-law 7 is altered by the addition at the end thereof of the following:

(f) Transfer from Inglewood Ward to Osborne Ward of the land described hereunder:—

All that portion of land bounded by lines starting from the intersection of the eastern boundary of Perthshire Location Au with the centre-line of Nollamara Avenue, a point on the present boundary of the Inglewood Ward and extending north-westerly

along that centre-line to a point situate in prolongation south-easterly of the north-eastern boundary of lot 248 of Swan Location V, as shown on Land Titles Office Plan 8025, and onwards for a distance of 48 links; thence 35 degrees 8 minutes, 7 chains, 93 links; thence 20 degrees 20 minutes, about 7 chains, 90 links to a point situate in prolongation easterly of the southern boundary of lot 204; thence easterly along the prolongation to the centre-line of Mirrabooka Avenue; thence northerly along that centre-line to the northern boundary of Swan Location 1115, a point on the present boundary of the Inglewood Ward aforesaid, and thence westerly and southerly along that boundary to the starting point. (Order in Council published in the *Government Gazette*, 12th November, 1965.)

Dated the 18th day of January, 1966.

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

[L.S.]

M. STARKE,  
President.  
L. P. KNUCKEY,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 8th day of March, 1966.

W. S. LONNIE,  
Clerk of the Council.

#### LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Albany.

Adoption of Draft Model By-law Relating to Deposit of Refuse and Litter.

L.G. 37/66.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved, on the 14th day of January, 1966, to adopt such of the Draft Model By-laws published in the *Government Gazette* on the 4th day of August, 1965, as are set out hereby:—

Draft Model By-law.

Local Government Model By-law (Deposit of Refuse and Litter)  
No. 16—The whole of the by-law.

Dated this 20th day of January, 1966.

[L.S.]

B. E. LANGE,  
President.  
F. P. JAGO,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 8th day of March, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Quairading.

Adoption of Draft Model By-laws Relating to Storage of Inflammable Liquid.

L.G. 827/65.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality, hereby records having resolved on the 9th day of September, 1965, to adopt the Local Government Model By-law—Storage of Inflammable Liquid, No. 12 (as amended), applicable to the Quairading Townsite only, as published in the *Government Gazette* No. 38 of 29th May, 1963, and No. 31 of the 31st March, 1965.

Dated this 8th day of December, 1965.

[L.S.]

K. G. MANNING,  
President.

F. L. COMMINS,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 8th day of March, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Wyndham—East Kimberley.

By-laws Relating to the Control, Operation and Management of the Wyndham Memorial Swimming Pool.

L.G. 61/66.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality, hereby records having resolved on the 19th day of October, 1965, to make and submit for confirmation by the Governor the following by-laws:—

1. In these by-laws, subject to the context—

“Council” means the Wyndham-East Kimberley Shire Council.

“Manager” means the Manager of the Wyndham Memorial Swimming Pool appointed for the time being by the Wyndham-East Kimberley Shire Council to have control of the said pool.

“Pool” means the Wyndham Memorial Swimming Pool and shall include any fencing, turnstile, dressing rooms, shower recesses, spectators' stands and/or seating, lavatories and any other structure erected for the use and convenience of the persons using the Pool.

“Season” means the period of the consecutive months in which the Pool is open to the public and agreed upon from time to time by the Committee of Management.

2. The pool shall be called the “Wyndham Memorial Swimming Pool” and shall be open for the public use for such periods and at such times as the Council may in its absolute discretion from time to time decide, and such periods and such times shall be clearly indicated upon a notice board at the entrance to the said pool.

Risk.

3. Every person using the Pool does so at his own risk.

#### Admission.

4. No person shall, without the express permission of the Council or the Manager, enter the pool save through the turnstile erected at the entrance for that purpose and upon payment of the prescribed admission charge, and such admission charge shall be clearly indicated upon a notice board at the entrance to the said pool.

5. All persons wishing to obtain season tickets or tokens granting admission to the pool for any one stipulated season may obtain such tickets or tokens on application to the Committee of Management upon payment of the prescribed fee. Such season tickets or tokens shall be offered for inspection to the attendant when used to obtain admission to the pool. Season tickets or tokens are not transferable and such a ticket may be used only by the person in whose name the same is issued. A list of all season ticket holders shall be kept at the pool and the attendant shall refuse admission to a person seeking the same and using any such ticket or token if the attendant reasonably believes that the person so seeking admission is not the person to whom such a ticket or token was issued.

6. The charges to be made for admission to the pool shall be as determined from time to time by the Committee of Management appointed by the Wyndham-East Kimberley Shire Council.

#### Control of Premises.

7. Every person using the pool premises shall obey all reasonable directions of the Manager or other person for the time being in charge of the pool with regard to such use.

No person shall obstruct, interfere with or hinder the Pool Manager in the performance of any duty in the pool premises.

#### Valuables.

8. Any person entering the pool premises may deposit valuables with the manager or other person for the time being in charge of the pool upon payment of such charge as shall be fixed from time to time by the Council and particulars of such charge shall be clearly indicated upon the notice board, but under no circumstances will the Council accept any liability should such valuables or any part of them be lost, stolen, damaged or destroyed whilst in the custody of the Manager.

#### Offences.

9. (a) No person shall enter or remain in the pool premises whilst in an intoxicated condition.

(b) No person shall bring into the pool premises any spirits or other intoxicating liquors.

(c) No person shall use soap in any part of the pool premises other than in the shower baths.

(d) No person shall in any part of the pool premises use any indecent, obscene or offensive language or behave in an indecent or offensive manner.

(e) No person shall smoke in any part of the pool premises where a notice is exhibited prohibiting smoking.

(f) No person shall climb up to or on any partition or roof or any other portion of the pool premises.

(g) No person shall in the dressing rooms or elsewhere in the pool wastefully use the water or leave any taps running.

(h) No person shall spit or expectorate in the pool or on any platform or dressing rooms or commit any nuisance on or in any part of the pool premises.

(i) No person shall whilst in the pool use any substance or preparation whereby the water in the pool may be discoloured or rendered turbid or otherwise unfit for the proper use of bathers.

(j) No person shall wilfully foul or pollute water in any shower bath or in the pool, or wilfully soil, defile, damage, injure or destroy any dressing room, closet box or compartment or other part of the pool premises, or any furniture or other article therein.



(k) No person shall at any time carelessly or negligently injure or improperly use or interfere with any taps, locks, valves, or other fittings or appliances in or about the pool premises or write upon or deface the walls or partitions or any part of the pool premises or discharge litter of any description on or about the pool premises.

(l) No person shall cause or allow any dog or other animal belonging to such person or under his or her control to enter or remain in or upon the pool premises.

(m) No male person shall enter any portion of the pool premises set apart for females and no female person shall enter upon any portion of the pool premises set apart for males.

(n) No person upon the pool premises shall in any way interfere with any other person therein, or throw or push or attempt to throw or push any person into the pool, or throw any stones or sticks or any other matter or thing to the annoyance of any person using the pool premises.

(o) No person shall, whilst suffering from any cutaneous, infectious or contagious disease, or whilst in an unclean condition, enter or use the pool premises or any part thereof.

(p) No person over the age of five years shall appear in public on the pool premises unless sufficiently clad to preserve decency.

(q) No person shall dress or undress or remove any part of his or her clothing or bathing costume except in the dressing shed provided for that purpose.

(r) Should any person appear in public in such a condition as to be in the opinion of the manager or person for the time being in charge of the pool, indecently or insufficiently clad, the manager or such other person shall direct that he or she shall resume his or her ordinary clothing and such direction shall be complied with forthwith.

(s) No person shall eat in or take into a dressing shed any food of any kind whatsoever.

(t) No person or group of persons shall play any ball games or take any action whatsoever which shall in any way limit the enjoyment of other users of the pool or the pool premises at such time or times as the pool premises shall be in general public use: Provided that this by-law shall not apply to the playing of any games or aquatic sports specially organised and conducted on the pool premises by any club or person at such time or times as shall be approved by the Council.

#### Lost Property.

10. (a) Every person finding in the pool premises any article which may have been left or lost therein shall immediately deliver the same to the manager or the person for the time being in charge of the pool who shall thereupon register a description of such article, and all particulars relating thereto in a book which shall be kept for that purpose, and any person claiming the said article and who satisfied the manager or other person that he or she is the lawful owner of same, shall have such article returned upon signing for such article in the book beforementioned.

(b) The manager or other person for the time being in charge of the pool shall at least once in every week report to the Shire Clerk regarding lost property and produce the said book for inspection by the Shire Clerk.

(c) The Council will not under any circumstances incur any liability in respect of articles lost or stolen from any person whilst on the pool premises.

#### Carnivals.

11. (a) The person, club, association or organisation conducting any carnival held at the pool premises shall be responsible for the conduct of the competitors and spectators during such carnival, and shall be bound to see that there is no over-crowding and that no damage is done to the buildings or fencing or any other portions of the pool premises.

(b) At all swimming carnivals held at the pool premises, the competitors shall wear proper and approved bathing costumes.

(c) Every person, club, association or organisation to whom the pool premises are granted for the purpose of holding a swimming carnival shall at least one week before the date of such carnival forward to the Shire Clerk

a copy of the programme of events to be competed for thereat; and any item on such programme that the Shire Clerk or President do not approve shall be struck out or so altered as directed.

(d) The person, club, association or organisation conducting any carnival held at the pool premises shall pay to the Council such charges as shall be agreed upon by the Council and the person, club, association or organisation concerned and approved by the Council.

12. (a) No person shall for reward or profit teach, coach or train any other person in the pool premises except with the consent in writing of the Council first had and obtained.

(b) The Council may in its absolute discretion give such consent absolutely or subject to such conditions as it deems fit and the Council may in its absolute discretion at any time withdraw such consent.

13. (a) Any person offending against any of the provisions of these by-laws shall on conviction be liable to a penalty not exceeding \$40.

(b) Every person who shall infringe any of the provisions of these by-laws may be summarily removed from the pool premises and from every part thereof, by the manager or other person for the time being in charge of the pool, or may be arrested by such manager or other person and given into the custody of a police constable.

(c) The manager or other person for the time being in charge of the pool may refuse to admit to the pool premises any person who shall have been convicted of wilfully disobeying or infringing any of the provisions of these by-laws, until such time as the Council may decide that such person shall be re-admitted.

Dated this 1st day of February, 1966.

[L.S.]

R. SARGENT,  
President.  
C. T. CASSIDY,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 8th day of March, 1966.

W. S. LONNIE,  
Clerk of the Council.

#### LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Wyndham-East Kimberley.

By-laws Relating to Use of Reserves, Beaches, Foreshores and the Use of Amplifiers.

L.G. 62/66.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 14th day of December, 1965, to make and submit for confirmation by the Governor the following by-laws:—

#### Definitions.

In these by-laws, unless the context otherwise indicates, the following terms shall have the meanings set against them hereunder respectively:—

“Act” means the Local Government Act, 1960.

“Council” means the Wyndham-East Kimberley Shire Council.

“Building” means and includes any building, construction, stall, fence, barrier, hoarding, outbuilding and includes tents and caravans.

“District” means the Shire of Wyndham-East Kimberley.

“Function” means and includes any show, exhibition, gymkhana, sport match or test between opposing sides or teams in any game of athletics.

“Person” includes a body corporate or group of persons.

“Public bathing reserve” means any public park, reserve, river or lake shore, and the waters adjacent thereto wherein public bathing is permitted by the Council or by custom and includes any dressing enclosure or building thereon.

“Reserve” means any reserve or place of public recreation or enjoyment vested in or under the control of the Council.

Reserves and Places of Public Recreation and Enjoyment.

1. No person shall on any reserve—
  - (a) interfere with or damage any property belonging to the Council;
  - (b) throw stones or other missiles;
  - (c) cause any nuisance;
  - (d) leave any litter;
  - (e) be in a state of intoxication;
  - (f) behave in a disorderly manner, or create or take part in any disturbance, or use any foul or indecent language, or commit any act of indecency;
  - (g) drive or ride or bring any vehicle, except on those parts of the reserve set aside as roads or driveways;
  - (h) drive or ride any vehicle on those parts of the reserve set aside as roads or driveways at a speed exceeding 10 miles per hour;
  - (i) bet, gamble, or call the odds or offer to bet or gamble;
  - (j) climb over or upon any fence or gate;
  - (k) unlock or unfasten any gate unless duly authorised to do so;
  - (l) bring a dog unless on a leash held by a person;
  - (m) enter any dressing or training room, or use any of the lockers unless authorised;
  - (n) camp, lodge or tarry overnight, or frequent for the purpose of camping, lodging and tarrying overnight, without the written consent of the Council having first been obtained;
  - (o) stamp, stencil or affix, or cause to be stamped, stencilled or affixed any placard, handbill, notice, advertisement or any document whatsoever, without the written consent of the Council having been first obtained;
  - (p) sell or expose for sale any goods, wares, merchandise or things unless the consent in writing of the Council shall be previously obtained;
  - (q) light any fire without having first obtained the consent of the Council;
  - (r) except upon a beach play organised sport on a Sunday without the written consent of the Council.

2. Any person found in a state of intoxication in any reserve, or behaving in a disorderly manner, or creating or taking part in any disturbance, or using any foul or indecent language or committing any act of indecency therein, may be forthwith removed from such reserve by the caretaker or by any officer or servant of the Council, or by any member of the Police Force.

3. Any person found betting, gambling, or calling the odds or offering to bet or gamble within any reserve, may be forthwith removed by the caretaker, or by an officer or servant of the Council, or by any member of the Police Force.

#### Model Aeroplanes.

4. The Council may set aside or specify reserves or portions of a reserve or reserves on which persons may fly mechanically operated model aeroplanes and may define or limit the hours and days during which such aeroplanes may be flown.

5. No person shall fly a mechanically operated model aeroplane on any reserve or portion of a reserve other than that set aside or specified by the Council or at times or on days other than those defined or limited by the Council.

#### Children's Playgrounds.

6. The Council may set aside a reserve or any portion of a reserve as a children's playground.

7. The Council may limit the ages of persons who shall be permitted to use a children's playground and may erect a notice to that effect on the playground.

8. No person over the age specified in a notice erected on a playground other than a person having the charge of a child or children in the playground shall use a playground or interfere with the use by children of the playground.

#### Holding of Function on Reserve.

9. No person shall organise, arrange or take part in a function on a reserve unless a license to hold or organise a function shall have been granted by the Council.

10. The Council may grant a license in the form of Form No. 1 in the First Schedule hereto to a person to hold or organise a function on a reserve and may authorise a charge to be made for admission to the function.

11. A license to hold a function on a reserve shall specify—

- (a) the purpose for which such license is granted;
- (b) the dates and times during which the function may be held; and
- (c) the charge, if any, which has been authorised by the Council for admission to the function.

12. No license shall be granted for a continuous period of more than fourteen days.

13. Subject as hereinafter provided no person to whom a license has been granted shall exclude any member of the general public from attending the function if such person pays the authorised charge for admission.

14. No person to whom a license has been granted shall make a charge for admission to the function unless authorised to do so by the Council or shall make a charge for admission in excess of the amount of the charge authorised by the Council.

15. No person under the influence of alcohol or acting in a riotous or disorderly manner shall attend a function.

16. A person to whom a license has been granted shall prevent persons under the influence of alcohol or persons acting in a riotous or disorderly manner from attending a function.

17. Any person to whom a license has been granted who commits or permits the commission of a breach of any of the terms or conditions of the license shall be guilty of an offence.

18. The Council if satisfied that the person to whom a license has been granted has committed or permitted or authorised the commission of a breach of any of the terms or conditions of the license or has committed a breach of any of these by-laws may by a notice in writing to such person cancel the license and thereupon the license shall be cancelled.

#### Erection of Buildings on Reserve.

19. No person shall erect or permit or authorise the erection of a building on a reserve without the consent of the Council.

20. Any person desirous of erecting a building on a reserve shall make application to the Council in the form of Form No. 2 in the First Schedule hereto.

21. The consent of the Council to the erection of a building may be in the form of Form No. 3 in the First Schedule and may specify—

- (a) the purpose for which such building may be used;
- (b) the nature of the building which may be erected;
- (c) the time during which such building may be permitted to remain on the reserve;
- (d) the times when such building may be used; and
- (e) the position in which such building may be erected.

22. Any person who shall erect or use or permit or authorise the erection or use of any building on a reserve without the written consent of the Council or otherwise than in accordance with the terms of the written consent of the Council shall be guilty of an offence.

23. The Council may after having given to the person to whom a consent to erect a building on a reserve has been granted one month's notice of its intention so to do withdraw such consent.

24. The Council may by notice in writing to the owner, or to the person whom it believes to be the owner, of a building on a reserve, direct that a building, erected or used on a reserve without the consent of the Council, or erected or used otherwise than in accordance with the terms of the consent of the Council, or any building in respect of which the consent to erect the same has been withdrawn, be removed within a period of 14 days after the date of the date of the service of the said notice.

25. Any person who fails to comply with a notice given by the Council to remove a building on a reserve shall be guilty of an offence.

26. No unauthorised person shall cause any damage to a building on a reserve.

27. No person other than the owner or a person duly authorised in that behalf by the owner of a building on a reserve shall use such building.

28. No person shall without the approval of the Council use a building on a reserve as a dwelling or for sleeping purposes.

29. No person who is the owner of, or is a person authorised in that behalf by the owner of a building on a reserve, shall use such building during the course of a function without the permission of the person to whom a license to hold such function has been granted.

30. No person shall assign or transfer his ownership of or his interest in a building on a reserve without having first delivered to the Council a notice of transfer duly completed in the form of Form 4 in the First Schedule hereto.

31. In the event of the non-compliance with a notice given in pursuance of by-law 24 hereof the Council may sell the building in respect of which the notice has been given or may by its servants and workmen take down and remove the said building and may sell the materials of which it is constructed and shall hold the balance of the purchase money received by it, after deducting all costs and expenses consequent upon such failure to comply with the notice and such taking down and removal and sale upon trust for the person entitled thereto.

32. Any notice to be given under by-laws 23 and 24 may be signed by the Clerk of the Council and may be served on the persons to whom it is addressed by post in a registered letter addressed to such person at his address shown in the consent. A notice so served shall for the purpose of these by-laws be deemed to be served and given on the date on which in the ordinary course of post it would reach the address to which it is sent.

#### Use of Amplifiers.

33. (1) In this by-law the term "public place" shall mean a road or reserve, beach, jetty or public place or building vested in or under the control of the Council.

(2) No person shall—

(a) take on to or erect or install on a public place any loudspeaker or other device for the amplification of sound; or

(b) operate or use on a public place any loudspeaker or device for the amplification of sound; or

(c) speak or make a noise on a public place so as knowingly to cause such speech or noise to be amplified by a loudspeaker or other device for the amplification of sound,

without the written consent of the Council.

(3) No person to whom written consent has been granted in pursuance of this by-law shall take on to, or erect, or install, or operate, or use on a public place any loudspeaker or device for the amplification of sound, or

speak or make any noise on a public place so as knowingly to cause such speech or noise to be amplified by a loudspeaker or other device for the amplification of sound, otherwise than at the place and time and in accordance with the terms specified in the written consent granted by the Council.

(4) Unless he has first obtained the consent of the Council in writing, a person shall not within a public place, operate any radio, record player, or radiogram at such volume as to cause annoyance to other persons in or near the area.

#### Animals on Reserves.

34. No person shall ride, drive, exercise, train or race any horse or other animal on any reserve.

#### Jetties.

35. No person shall on any jetty vested in or under the control of the Council—

- (a) destroy, damage, or deface the jetty or any part thereof;
- (b) throw, place or deposit any obstruction on the jetty;
- (c) throw, place or deposit any rubbish, any offensive, noxious or dangerous substance or bottles, utensils, or glass or any litter on the jetty;
- (d) light any fire;
- (e) throw stones or other missiles;
- (f) cause any nuisance;
- (g) be in a state of intoxication;
- (h) behave in a disorderly manner, or create or take part in any disturbance, or use any foul or indecent language or commit any act of indecency;
- (i) drive or ride any vehicle or animal;
- (j) use any fishing net, or hang or dry any fishing net;
- (k) stamp, stencil or affix, or cause to be stamped, stencilled or affixed any placard, handbill, notice or advertisement.

#### Beaches and Bathing.

##### Costume.

36. All persons over four years of age bathing in any waters exposed to the public view shall be suitably clad so as to secure the observance of decency.

37. In any case where any person's bathing costume is indecent or inadequate, or the material thereof is too thin, or is not in a proper state of repair, or is for any reason unsuitable, a beach inspector appointed by the Council may direct such person to resume at once his ordinary dress.

38. If any person fails to resume immediately his ordinary dress when directed so to do by a beach inspector, he shall be guilty of an offence against these by-laws, and may, with any necessary force, be removed to the dressing enclosure or shed by the beach inspector; provided that this power of removal shall be exercised only by a beach inspector appointed under by-law 61.

##### Dressing in Public View.

39. A person shall not dress or undress or remove any part of his bathing costume in any place open to the public view, provided that this shall not prevent any person already clad in proper bathing costume from doffing or donning at any public bathing reserve any dressing-gown or outer robe.

##### Use of Dressing Enclosures or Sheds.

40. A dressing enclosure or shed shall be used for dressing and undressing only. A person shall not play games or, without reasonable excuse, loiter in or in the vicinity of any such enclosure or shed.

41. A person shall not bring or deposit any filth or rubbish in any enclosure or shed.

42. A person shall not damage, disfigure or write in or upon any such enclosure or shed.

43. A male over the age of four years shall not enter any dressing enclosure or shed set aside for females.

44. A female shall not enter any dressing enclosure or shed set aside for males.

#### Persons Suffering from Certain Complaints Excluded.

45. A person suffering, or appearing to the lessee, licensee, beach inspector or person in charge of a dressing enclosure or shed to be suffering from any infectious, contagious, or offensive disease or skin complaint, shall not visit or use any dressing enclosure or shed.

#### Dogs and Horses.

46. Any beach inspector may, when in his opinion inconvenience may be caused to the public by the bathing of dogs or horses, order any person in charge of any dog or horse not to send or drive such dog or horse into the water, or permit such dog or horse to enter the water, at any place where the public are bathing.

47. Any beach inspector may order any person in charge of any dog or horse to remove such animal from a public bathing reserve, if such animal's presence on the public bathing reserve causes inconvenience or danger to the public.

#### Sale and Hire of Commodities.

48. No person shall on a public bathing reserve, sell any commodity, food or drink or shall let or hire any commodity, tent, umbrella, surf board or other facility or device without a license from the Council or other than in accordance with the terms of the license.

#### Preservation of Order and Protection of Public.

49. A person shall not on any public bathing reserve do any act which would be likely to injure, endanger, obstruct, inconvenience or annoy any person.

50. A person shall not injure, displace, pollute, foul, litter, deface or cause disorder to a public bathing reserve, or anything appertaining thereto.

51. If any person breaks any bottle or any article of glass or earthenware on a public bathing reserve, he shall collect and remove all portions of such bottle or article either to a receptacle (if any) provided by the Council therefore, or to some place beyond the public bathing reserve.

#### Notices.

52. The Council may, by notice exhibited in a public bathing reserve, regulate the lighting of fires, require animals and vehicles to be kept off places indicated, mark places where bathing shall be prohibited, regulate vehicular and pedestrian traffic, regulate the conduct of persons, and generally regulate the use of the public bathing reserve by the public.

#### Life Saving.

53. The Council may authorise any volunteer life-saving club—

- (a) to provide and use life-saving appliances and boats;
- (b) to use any such appliances and boats provided by the Council;
- (c) to erect, and, as may from time to time be necessary, remove from place to place danger signals or notices.

54. Where life-saving appliances are in use, any Beach Inspector may direct any person to cease assisting or to stand back from the field of operations.

55. A person shall not displace, play with, damage or destroy any life-saving appliances, boats or signal bells.

#### Beach Inspectors.

56. The Council may appoint any servant of the Council a beach inspector.

57. The Council may appoint any active member of a volunteer life-saving club a beach inspector under these by-laws; provided that a member so appointed shall not prosecute any person for a breach of any provision of these by-laws, but shall report such breach to the Council.

58. Every constable or officer of Police shall have the powers of a beach inspector under these by-laws.

59. Every beach inspector may demand the name and address of any person guilty of a breach of any of the provisions of these by-laws, and such person shall comply with such demand.

60. A person shall not obstruct or hinder any beach inspector or life-saving attendant in the performance of his duties, or in the exercise of his powers.

61. The Council shall supply each beach inspector with a written appointment under the seal of the Council, and with a badge in the shape of a shield bearing the words "Beach Inspector". Every beach inspector when on duty shall wear such badge on the front of his dress or bathing costume, or, if not wearing the badge, shall produce his written appointment, if demanded of him when exercising authority under these by-laws.

#### Powers of Caretaker.

62. The lessee or person appointed by the Council shall have charge of any dressing enclosure and shall be responsible for the maintenance of good order and conduct therein; provided that any beach inspector or person appointed by the Council shall have free access thereto at all times.

#### Children.

63. The lessee or person in charge of any dressing enclosure, or any beach inspector, may exclude from bathing at any public bathing reserve any child of tender years who is not accompanied by and in charge of an older person who is apparently capable of caring for such child.

#### Failure to Comply with Notices.

64. Any person not complying with or offending against any of the provisions of the terms of any notice, order or direction exhibited, issued or given under these by-laws shall be guilty of an offence.

#### Penalty.

65. Any person who shall commit a breach of any of these by-laws shall be liable to a maximum penalty of One Hundred Dollars (\$100) and in addition, a maximum daily penalty of Ten Dollars (\$10) for each day during which the breach or offence continues.

#### First Schedule.

##### Form No. 1.

##### Shire of Wyndham-East Kimberley.

##### LICENSE TO HOLD A FUNCTION ON A RESERVE.

THE license of the Shire of Wyndham-East Kimberley is hereby granted to ..... of ..... to hold a function on ..... Reserve on the following terms and conditions:—

- (a) The nature of the function for which this license is granted is.....
- (b) The times during which the function may be held are.....
- (c) The following buildings only may be erected on the reserve and no such building shall be erected before the..... day of.....19....., and all such buildings shall be removed before the..... day of.....19.....:—  
Buildings referred to —  
.....
- (d) The reserve shall be left clean and tidy after the completion of the function.
- (e) No charge for admission to the function shall be made, or a charge not exceeding.....per head may be made for admission to the function.



(f) Special conditions if any.....

This license is granted subject to the strict compliance with the by-laws of the Council.

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

Shire Clerk.

First Schedule.
Form No. 2.

APPLICATION TO ERECT A BUILDING ON A RESERVE.

Shire Clerk,
Shire of Wyndham-East Kimberley,
O'Donnell Street,
Wyndham.

I/We ..... hereby apply for the consent of the Wyndham-East Kimberley Shire Council to the erection of a building on Reserve.

- (a) The nature of the building is.....
(b) The purpose for which the building will be used is.....
(c) The dates and times when the building will be used are.....
(d) The position or particular place on the reserve where it is desired to erect the building is.....
(e) The materials of which the building is constructed are.....
(f) The period for which it is desired that the building be permitted to remain on the reserve is.....
(g) A plan of the proposed building is attached hereto.

I/We agree to observe the provisions of the by-laws of the Council and in the event of non-compliance with a notice served in manner specified in the said by-laws to remove the said building. I/We authorise the Council to sell or to take down and remove the building and to sell the building or materials with which it is constructed and to pay from the purchase money all costs and expenses consequent upon such failure to comply with the notice and such taking down, removal and sale.

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

Signature of Applicant.

First Schedule.
Form No. 3.

Shire of Wyndham-East Kimberley.

CONSENT TO ERECT A BUILDING ON A RESERVE.

THE consent of the Wyndham-East Kimberley Shire Council is hereby given to ..... of ..... Reserve on the following terms and conditions:—

- (a) The nature of the building shall be.....
(b) The building shall not be used except for the purpose of.....
(c) The building shall not be used except on the following dates and times.....
(d) The building shall be erected only on the following part of the reserve.....

- (e) The building shall be constructed of the following materials.....
- (f) The building shall be removed from the reserve on or before the .....day of.....19....., or on notice to remove the same being given before that date.
- (g) The building shall be constructed in accordance with the plan attached to the application.
- (h) The ownership in the building shall not be transferred or assigned unless notice in the form of Form 4 of the Schedule to the by-laws has been first duly completed and delivered to the Council.
- (i) The building shall not be used during a function without the approval of the person to whom the license to hold such function has been given.
- (j) The building shall not be used as a dwelling or for sleeping purposes. Special conditions, if any.....

Dated the.....day of....., 19.....  
 \_\_\_\_\_  
 Shire Clerk.

First Schedule.  
 Form No. 4.  
 Shire of Wyndham-East Kimberley.  
**TRANSFER OF OWNERSHIP OF BUILDING.**

Shire Clerk,  
 Shire of Wyndham-East Kimberley,  
 O'Donnell Street,  
 Wyndham.

I/We ..... of .....  
 hereby give notice that I/We intend to transfer the ownership of the under-  
 mentioned building situated on ..... Reserve to .....  
 of.....

The transfer will take effect when this notice has been delivered to the Council.

I/We ..... of ..... accept  
 the building subject to the terms of the application for consent and the terms  
 of consent of the Council and hereby undertake to comply with the terms  
 and conditions of the said consent and the by-laws of the Council.

Building referred to.....

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

Signed by the Transferor.....

Signed by the Transferee.....

Received by the Wyndham-East Kimberley Shire Council, the  
 .....day of....., 19.....

Shire Clerk.

Dated this 1st day of February, 1966.

[L.S.]

R. SARGENT,  
 President.  
 C. T. CASSIDY,  
 Shire Clerk.

Recommended—

L. A. LOGAN,  
 Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 8th  
 day of March, 1966.

W. S. LONNIE,  
 Clerk of the Council.

## CEMETERIES ACT, 1897.

The Municipality of the Shire of Wyndham-East Kimberley.

By-laws Relating to Cemeteries.

L.G. 813/53.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 14th day of December, 1965, to make and submit for confirmation by the Governor the following by-laws:—

1. All fees and charges payable to the trustees, as set forth in Schedule "A", shall be paid at the times and manner therein mentioned, unless otherwise ordered.

2. The "secretary", as referred to in these by-laws, means the person for the time being employed by the trustees as the secretary of the cemeteries, and such person shall subject to the trustees, exercise a general supervision and control over all matters pertaining to the cemeteries, and to the carrying out and enforcement of these by-laws, and the direction of such person shall in all cases and for all purposes be presumed to be and to have been the direction of the trustees.

3. The "superintendent", as referred to in these by-laws, means the person for the time being employed by the trustees as the superintendent of the cemeteries, and such person shall, subject to the trustees, have charge of the general care of the cemeteries, the supervision of the erection of or placing of monumental work and fixtures, also the supervision of interments, the opening, closing and dressing of graves, and such other duties as are mentioned in these by-laws or ordered by the trustees.

4. Any person desiring to inter any dead body in the cemeteries shall make an application in the form contained in Schedule "E", and no burial shall take place until an order for burial is issued by the trustees in the form of Schedule "D".

5. All applications for interment shall be made at the offices of the trustees at least twenty-four hours prior to the time fixed for burial, otherwise an extra charge shall be made.

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

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

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

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

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

11. All transfers of Grants of Right of Burial shall be in the form of Schedule "C" and the appropriate fees, shown in Schedule "A" shall be paid to the trustees.

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

13. No burial shall be allowed to take place in the cemeteries, nor shall any coffin be allowed to enter the cemeteries unless a certificate from the District Registrar of Deaths that the death has been registered or a Coroner's order for burial is handed to the secretary, at the latest, upon the funeral entering the cemeteries.

Should the undertaker or his representative be unable to produce the said certificate from the Registrar, he shall give a written guarantee to produce same within three days, and satisfactory reasons must be given for the non-production of such certificate in the first instance. In default of the production of the said certificate within three days, the undertaker's license may be suspended until such a certificate is produced. The certificate will be retained, but the Coroner's order shall be returned to the person delivering the same.

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

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

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

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

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

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

17. The time fixed for any burial shall be the time at which the funeral is to arrive at the cemetery gates, and, if not punctually observed, the undertaker responsible shall be liable to a fine of one dollar (\$1).

18. If for any reason the funeral shall, on arrival at the entrance gates of the cemeteries, remain there for more than 15 minutes prior to proceeding to the graveside, the undertaker responsible shall be liable to a fine of ten shillings.

19. Every funeral shall enter by the principal entrance, and no vehicle, except the hearse, and official mourning coaches, shall be permitted to enter the cemeteries, or stand opposite the entrance gates. Vehicles shall not be allowed to proceed faster than five miles per hour within the cemetery, and shall proceed at and by such roads as directed by the superintendent or other officer of the trustees from time to time. Any driver or other person failing or neglecting to observe such directions may be forthwith expelled from the cemeteries. No bicycle shall be ridden within the cemeteries.

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

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

22. No dogs shall be admitted into the cemeteries.

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

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

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

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

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

28. Every tombstone, monument, or enclosure shall be placed on proper and substantial foundations.

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

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

31. Monumental masons and other tradesmen shall, before commencing any work within the cemeteries, deposit with the secretary to the trustee the sum of four dollars (\$4) which shall be forfeited if the provision of either of the two preceding by-laws be not complied with to the satisfaction of the superintendent.

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

33. No catacomb shall be allowed.

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

35. Subject to the approval of the trustees, each applicant for a "Grant of Right of Burial" shall, within twelve months from date of the application, enclose the grave mentioned in such application with a kerbing of tiles, slate, or stone and shall cause to be placed thereon a number plate bearing the number of the grave or vault. The kerbing enclosing a grave shall have angraved thereon in figures not less than two inches in height, the number of the grave so enclosed. Every grave, vault, monument, tombstone, kerbing, or any other erection shall be maintained and kept in thorough repair and proper condition, by and at the expense of the grantee. Should the grantee's residence not be known, or be out of the State, the trustees to have power to do the work and keep an account against the grantee.

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

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

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

39. Licenses in the form of Schedule "F" for grave dressings or decorating may be issued by the trustees, such licenses to be renewed annually in the month of July.

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

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

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

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

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

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

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

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

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

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

49. Any person committing any breach of any by-law or regulation, or of any other rules, regulations, or by-laws lawfully made under the authority of any Act relating to cemeteries, shall for every such offence be liable to a penalty not exceeding ten dollars (\$10), and in case of a continuing breach a further sum not exceeding two dollars (\$2) for every day during which such breach continues.

50. Any person committing a breach of any by-law in the cemeteries shall in addition to being liable to a penalty under any by-law be liable to be forthwith removed from the cemeteries by the trustees or the superintendent or other employee of the trustees or by any police constable. If such person resists removal, or if and as often as such person so removed shall, unless with the consent of the superintendent, again enter the cemeteries within 24 hours of his removal therefrom, he shall be liable to a penalty not exceeding ten dollars (\$10).

51. All previous Wyndham-East Kimberley Cemetery By-laws published in the *Government Gazette* of 14th November, 1930, are hereby revoked.

Schedule "A".

Shire of Wyndham-East Kimberley Public Cemeteries.

SCALE OF FEES AND CHARGES PAYABLE TO THE TRUSTEES.

- (1) On application for an Order for Burial the following fees shall be payable in advance—
- |  | \$    |
|--|-------|
| (a) In Open Ground:  |       |
| For interment in grave six feet deep   | 17.00 |
| For interment of any child under 10 years of age in grave six feet deep  | 11.00 |
| For interment of any stillborn child   | 7.00  |
| (b) In private ground, including the issue of a grant of Right of Burial:                                      |       |
| Ordinary land for grave, 8 ft. x 6 ft., where directed   | 11.00 |
| Ordinary land for grave, 8 ft. x 8 ft., where directed   | 19.00 |
| Special land for grave, 8 ft. x 6 ft., selected by applicant   | 13.00 |
| Special land for grave, 8 ft. x 8 ft., selected by applicant   | 24.00 |
| For interment in grave six feet deep   | 13.00 |
| For interment of any child under 10 years of age in grave six feet deep  | 11.00 |
| (2) If graves are required to be sunk deeper than six feet, the following additional charges shall be payable— |       |
| For first additional foot  | 5.00  |
| For second additional foot   | 5.00  |
| For third additional foot  | 5.00  |
| (3) For re-opening any grave—  |       |
| For each interment   | 11.00 |
| For each interment of a child under 10 years of age  | 9.00  |
| For each interment of a stillborn child  | 5.00  |
| For removal of edging tiles, plants, grass, shrubs, etc., according to time required per man hour at           | 2.00  |
| (4) For each interment on a Sunday, additional   | 6.00  |
| (5) For re-opening any grave for exhumation  | 12.00 |
| (6) For re-interment in a new grave, after exhumation  | 12.00 |
| (7) For permission to erect a headstone, or to enclose any grave, with a kerb                                  | 1.00  |
| (8) Undertakers' annual license fee  | 4.00  |
| (9) Registration of Transfer of Right of Burial  | 1.00  |
| (10) For copy of Right of Burial   | 1.00  |
| (11) For grave number plate  | 1.50  |
| (12) Late application additional charge  | 4.00  |

Schedule "B".

Shire of Wyndham-East Kimberley Public Cemeteries.

FORM OF GRANT OF RIGHT IN PUBLIC CEMETERIES.

BY virtue of the Cemeteries Act, 1897, the Trustees of the Cemeteries in consideration for the sum of.....dollars.....cents paid to them by.....of.....hereby grant to the said.....the right of burying bodies in that piece of ground.....feet long by.....feet broad, lying within the portion of the said.....cemetery appropriated for the burial of adherents to the.....Church, and numbered....., Compartment..... Section..... on the plan of the cemetery made in pursuance of the said Act.

To hold the same to the said.....for the period of fifty years, from the date thereof, for the purpose of burial only.

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

In witness hereof the Common Seal of the said Trustees was hereto affixed at a meeting of the aforesaid Trustees held on the..... day of.....in the presence of—

Trustees of the Shire of Wyndham-East Kimberley Public Cemeteries. Secretary.

Schedule "C".

Shire of Wyndham-East Kimberley Public Cemeteries.

FORM OF ASSIGNMENT OF RIGHT OF BURIAL.

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

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

Schedule "D".

Shire of Wyndham-East Kimberley Public Cemeteries.

FORM OF ORDER FOR BURIAL.

Date of Application ..... No. of Application .....

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

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

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

Secretary.

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

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

Superintendent.



Schedule "E".

Shire of Wyndham-East Kimberley Public Cemeteries.

FORM OF INSTRUCTIONS FOR GRAVES AND APPLICATION FOR ORDER FOR BURIAL.

1. What denomination.....
2. Name of deceased.....
3. Late residence of deceased.....
4. Rank of deceased.....
5. Age of deceased.....
6. Birth place of deceased.....
7. Minister to officiate.....
8. Day of funeral.....
9. What hour, and if usual or extra.....
10. Number of grave on plan issued.....
11. If a public grave.....
12. If a private grave.....
13. What depth and other dimensions.....
14. If a family grave or vault.....
15. What depth.....
16. If first or second interment.....
17. Nature of disease, or supposed cause of death.....

Signature of.....  
Representative or Undertaker.

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

Secretary.

Schedule "F".

Shire of Wyndham-East Kimberley Public Cemeteries.

LICENSE TO DRESS GRAVES.

No.....

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

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

(6) That licensees shall be responsible for all acts of their employees.

(7) That licenses shall be renewed annually.

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

.....  
Chairman of the Board.

Signature of Licensee.....

Witness .....

Dated the 1st day of February, 1966.

The Common Seal of the Shire of Wyndham-East Kimberley was hereunto affixed by authority of a resolution by the Council in the presence of—

[L.S.]

R. SARGENT,  
President.

C. T. CASSIDY,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 8th day of March, 1966.

W. S. LONNIE,  
Clerk of the Council.

#### CEMETERIES ACT, 1897.

The Municipality of the Shire of Beverley.

By-laws Relating to Public Cemeteries.

L.G. 377/56.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 17th day of December, 1965, to make and submit for confirmation of the Governor the following by-laws:—

The by-laws of the Shire of Beverley published in the *Government Gazette* of the 1st of August, 1960, are amended by deleting Schedule "A" and inserting a new Schedule "A" as follows:—

#### Schedule "A".

Beverley Public Cemeteries.

Scale of Fees and Charges Payable to the Trustees.

1. On application for a "Form of Grant of Right of Burial" for—	\$
(a) Land 8 ft. x 4 ft. where directed by Trustees	4.00
Land 8 ft. x 8 ft. where directed by Trustees	8.00
Land 8 ft. x 12 ft. where directed by Trustees	12.00
Land 8 ft. x 4 ft. selected by applicant	5.50
Land 8 ft. x 8 ft. selected by applicant	11.00
Land 8 ft. x 12 ft. selected by applicant	16.50
(b) On application for a "Form of Order for Burial" for—	
Ordinary grave	15.00
Grave for any child under seven years of age	7.00
Grave for any stillborn child	3.00

2. If graves are required to be sunk deeper than six feet the following charges shall be payable.

	\$
First additional foot .....	4.00
Second additional foot .....	6.00
Third additional foot and so on for each additional foot .....	8.00

3. Reopening an ordinary grave for each interment or exhumation—

(a) Ordinary .....	10.00
Of a child under seven years of age .....	6.00
Of a stillborn child .....	3.00
Where removal of kerbing, tiles, grass, etc., is necessary according to time required—per man hour at .....	1.50
(b) Any brick grave .....	10.00
(c) Any vault, according to work required from .....	10.00

4. Extra charges for—

(a) Interment without due notice under by-law 10 .....	1.50
(b) Interment not in usual hours as prescribed by by-law 17—	
Monday to Friday .....	1.50
Saturdays, Sundays and Public holidays .....	5.00
(c) Late arrival at cemetery gates .....	1.50
(d) Exhumations .....	5.00

5. Miscellaneous charges—

Permission to erect a headstone and/or kerbing .....	1.50
Permission to erect a monument .....	2.50
Permission to erect any nameplate .....	0.50
Registration of "Transfer of Form of Grant of Right of Burial" .....	0.50
Copy of "Grant of Right of Burial" .....	0.50
Grave number plate .....	1.00
Undertaker's annual license fee .....	4.50
Grave dresser's annual license .....	1.50
Attending grave when required by grantee .....	8.00
Making search in register .....	0.50
Copy of by-laws .....	0.30

Dated the 17th day of December, 1965.

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

[L.S.]

W. E. A. HEAL,  
President.  
D. RIGOLL,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 17th day of February, 1966.

W. S. LONNIE,  
Clerk of the Council.

## CEMETERIES ACT, 1897.

Geraldton Public Cemetery.

Department of Local Government,  
Perth, 9th March, 1966.

L.G. 355/60.

HIS Excellency the Governor, in Executive Council acting under the provisions of the Cemeteries Act, 1897, has been pleased to approve of the by-laws made by the Trustees of the Geraldton Public Cemetery as set out hereunder.

R. C. PAUST,  
Secretary for Local Government.

1. The by-laws made by the Trustees of the Geraldton Public Cemetery under the provisions of the Cemeteries Act, 1897-1957, published in the *Government Gazette* of 9th August, 1946, and amended from time to time thereafter are referred to as the principal by-laws.

2. Schedule "A" 2 miscellaneous of the principal by-laws is amended by substituting "\$1.50" for "10s. (\$1)" after the words "For use of iron number plate or label."

The by-laws set out above were made by the Trustees of the Geraldton Public Cemetery at a duly convened meeting held on the 9th day of February, 1966.

CHARLES B. PHILLIPS,  
Chairman.  
R. J. PASS,  
Secretary.

## STATE TRANSPORT CO-ORDINATION ACT, 1933-1961.

Office of the Department of Transport,  
Perth, 9th March, 1966.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the State Transport Co-ordination Act, 1933-1961, has been pleased to make the regulations set forth in the schedule hereunder.

W. H. HOWARD,  
Commissioner of Transport.

## Schedule.

## Regulations.

- Principal regulations. 1. In these regulations the Transport (Road Transport Subsidies) Regulations, made under the provisions of the State Transport Co-ordination Act, 1933 (as amended) published in the *Government Gazette* on the 1st November, 1961, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.
- Reg. 7 amended. 2. Regulation 7 of the principal regulations is amended—  
(a) by substituting for the passage, "sevenpence (7d.)" in line six, the passage, "six cents (6c)"; and  
(b) by substituting for the passage, "six shillings (6s.)" in line seven, the passage, "sixty cents (60c)".
- Reg. 8 amended. 3. Regulation 8 of the principal regulations is amended—  
(a) by substituting for the passage, "sevenpence (7d.)" in line three, the passage, "six cents (6c)"; and  
(b) by substituting for the passage, "six shillings (6s.)" in line four, the passage, "sixty cents (60c)".