



# Government Gazette

OF

## WESTERN AUSTRALIA

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No. 73]

PERTH: WEDNESDAY, 3rd AUGUST

[1966

### LOCAL GOVERNMENT ACT, 1960-1965.

The Municipality of the City of Perth.

By-law Relating to Zoning.

By-law No. 65—Town Planning Classification or Zoning By-law for Land and/or Buildings in the Central Area being part of the City of Perth Municipal District—Amendment.

L.G. 192/62.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it the Council of the abovementioned Municipality hereby records having resolved on the 26th day of April, 1966, to make and submit for confirmation by the Governor the following amendment to By-law No. 65:—

That all those pieces of land being portion of Perth Town Lot, V.35, being the subject of Diagrams 6116 and 8350 and being the whole of the land contained in Certificate of Title Volume 1024, folio 713, be and are hereby excised from No. 6 Zone classification and reclassified and included in No. 7 Zone classification and that the Central Area Plan No. 65 be and is hereby amended accordingly.

Dated this 9th day of June, 1966.

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

[L.S.]

C. J. B. VERYARD,  
Lord Mayor.

G. O. EDWARDS,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.  
The Municipality of the City of Perth.  
Somerset Street Swimming Pool.  
By-law No. 78.

L.G. 261/66.

IN pursuance of the powers in that behalf contained in the Local Government Act, 1960, the Council of the abovementioned municipality hereby records having resolved on the 26th day of April, 1966, to make and submit for confirmation by the Governor the following by-law to be numbered 78.

Interpretation.

1. In this by-law unless the context otherwise requires:—

“Pool premises” means the place or premises provided for the purpose of swimming by the public and known as Somerset Street Swimming Pool constructed on portion of Canning Location 2 and being lots 224 to 230, inclusive, on deposited plan 2199 contained in Certificate of Title Volume 313, folio 166.

“Council” means the Council of the municipality of the City of Perth.

“Town Clerk” means the Town Clerk or acting Town Clerk of the City of Perth.

“Pool Manager” means the manager or other person appointed for the time being by the Council to have the control and management of the pool premises and such term shall include the Assistant Manager.

“Attendant” means an employee of the Council performing any duties on or in connection with the pool premises.

“Spectator” means any person admitted to the pool premises for the sole purpose of viewing the swimming or other activities conducted therein.

“Swimming coach” means any person licenced by the Council to enter the pool premises for the purpose of teaching swimming. Words importing the masculine gender shall include the feminine gender and *vice versa*.

Use and Control of Pool Premises.

2. The pool premises shall be open for use of the public during such hours and periods as the Council may from time to time by resolution appoint, the Council reserving to itself the right to refuse admission to any person at any time.

3. The pool premises or any part thereof may at any time in the discretion of the Pool Manager be set aside for the use of certain persons to the exclusion of others.

4. The Pool Manager may temporarily suspend admittance or clear the pool premises or any part thereof of any person or persons if in his opinion such action is necessary, or desirable, for any purpose whatsoever.

5. No person (save the officers or workmen or invitees of the Council) shall enter the pool premises without having first paid to an attendant the proper fee or charge hereinafter prescribed.

6. Every person using the pool premises shall obey all reasonable directions of the Pool Manager with regard to such use.

7. No person shall in any way obstruct the Pool Manager in his control of the pool premises and of persons therein.

8. It shall be the duty of the Pool Manager (who is hereby so empowered and directed) to refuse admission to or remove or cause to be removed from the pool premises any person who, in the opinion of the Pool Manager, is guilty of a breach of any of the provisions of this by-law or who by his past or present conduct is deemed undesirable and any such person shall upon the request of the Pool Manager to withdraw from the Pool premises quietly and peaceably do so as soon as possible.

9. Any person who has been refused admission to the pool premises or who feels aggrieved by action of the Pool Manager may appeal to the Council by letter addressed to the Town Clerk against such action and the Council may give such direction in the matter as is thought fit provided that such right of appeal shall not imply any right of action for damages or other remedy against the Pool Manager or Council arising out of such refusal of admission.

10. No person shall enter or depart from any part of the pool premises except by means of the respective entrances or exits set apart for such purposes.

11. No male above the age of four years shall trespass upon any part of the pool premises set apart for the exclusive use of females and no female shall trespass upon any part of the pool premises set apart for the exclusive use of males.

12. No person shall enter or attempt to enter any bathroom or dressing box that is already occupied without the consent of the occupier.

13. No person shall dress or undress or remove any part of his bathing costume except in a dressing shed or enclosure provided for that purpose.

14. No person shall use any pool or appear in public unless properly attired in a costume so as to preserve public decency and shall so cover the body as to prevent indecent exposure. Any person who in the opinion of the Pool Manager commits a breach of this clause may be required by the Pool Manager to resume ordinary clothing and such person shall forthwith comply with such requirement.

15. No person shall enter or be in the pool premises while in an intoxicated condition.

16. No person shall take into the pool premises or have in his possession therein any intoxicating liquor.

17. No person affected or appearing to the Pool Manager to be affected or suffering from any infectious, contagious or offensive disease or skin complaint shall remain in or use any dressing room or shall enter or remain in any pool.

18. No person shall bring or deposit any filth or rubbish in any pool.

19. No person shall eat in or take into any part of the pool premises other than the spectators' gallery or kiosk any food, drinks or confectionery of any kind whatsoever.

20. No person shall smoke tobacco or any other substance in or about any pool or concourse or in any portion of the pool premises where public notices direct that smoking is not permitted.

21. No person shall disfigure or write upon any part of the pool premises.

22. No person shall behave in an unseemly, improper, disorderly or riotous manner, swear or use any indecent obscene or abusive language or gamble or misconduct himself in the pool premises.

23. No person shall climb up or on any fence, wall, partition or roof of the pool premises.

24. No person shall waste or wastefully use fresh water in the pool premises.

25. No person shall spit or expectorate in the pool premises or commit any nuisance therein.

26. No person shall damage or interfere with or use improperly any part of the pool premises or the furniture or fittings therein.

27. No person shall in any way annoy or interfere with any other person in the pool premises.

28. Dogs shall not be allowed or permitted in or upon any part of the pool premises and no person shall cause or permit any dog or other animal belonging to that person or under his control to enter or remain in or upon any part of the pool premises.

29. No person shall approach or enter any pool until he shall have thoroughly cleansed and washed himself in one of the showers and the Pool Manager may prohibit any person approaching or entering or remaining in any pool who in his opinion has neglected so to do or is in his opinion otherwise dirty or unfit to use a pool.

30. No person shall—

(a) use soap in any part of the pool premises other than in the shower baths or toilet facilities;

(b) use any detergent or any substance, oil or preparation whilst he is in any pool whereby the water therein may be discoloured or contaminated or rendered turbid or, in the opinion of the Pool Manager, in any way unfit;

- (c) foul or pollute the water in any shower or pool;
- (d) bring into any part of the pool premises or place thereon any chemical substance, liquid or powder;
- (e) wilfully soil or defile or damage any towel or bathing costume the property of the Council;
- (f) wilfully or negligently break, injure, damage, destroy or tamper with any equipment, locker, key or other property of the Council.

Charges.

31. Subject to by-law 34 of the City of Perth the following shall be paid for admission to the pool premises and the use of the pool and the requisites supplied therein:—

	Cents.
Persons 14 years of age or above	20
Children under 14 years of age	10
School children if under instruction with Teacher in attendance—	
15 years of age or above—each	10
Under 15 years of age—each	5
Use of towel	20
Use of costume	50
Hire of locker	10
Charge for custody of lost property	10

32. A person shall not pay, nor shall any pool attendant or other officer or servant of the Council receive any fee for admission to or for the use of any facility in any pool premises, except upon such person being permitted to pass through a turnstile which automatically registers such admission or except in exchange for a printed ticket bearing the name of the Council or in exchange for a ticket issued from a cash register of the Council.

Costumes, etc.

33. Every person who hires a costume or towel at the pool shall before leaving the pool return such costume or towel to the Pool Manager or person appointed by the Pool Manager to receive the same.

34. (a) Every person who hires any towel, costume or other article the property of the Council shall pay a deposit in respect of each article according to the scale which may from time to time be determined by resolution of the Council but until so determined shall be for the following items:—

	\$
For a towel	1.00
For a costume	3.00
For a locker key	0.10

and shall return any article so hired to an attendant before leaving the pool premises.

(b) If any article so hired is returned in good order and condition, the deposit paid in respect thereof shall be refunded to the person returning that article but if any article is not returned or is returned in a damaged condition then without prejudice to any other remedies of the Council such part or the whole of the deposit as the Pool Manager or attendant shall decide shall be forfeited to the Council.

35. Every person who uses his own costume or towel in any of the pools shall when leaving the pool premises produce such costume or towel for inspection by the Pool Manager or an attendant.

Coaching.

36. (i) No person shall for profit teach, coach or train any other person in any pool unless with the prior written permission of the Council.

(ii) The Council may grant such permission subject to such conditions as it thinks fit and may at any time withdraw such permission.

Depositing of Articles and Lost Property.

37. Any person may deposit with the Pool Manager or an attendant any article for safe keeping subject to the following terms and conditions and any person making any deposit shall be deemed to agree that such conditions shall be applicable thereto:—

- (i) If any article deposited be damaged, destroyed, lost or stolen neither the Council nor any officer, employee (including the Pool

Manager and attendants) or agent of the Council shall be in any way responsible for any such damage, destruction, loss or theft, howsoever occurring.

- (ii) Upon production to the Pool Manager or an attendant of a receipt or token given in respect of any article deposited the article may be handed to the person producing the receipt or token without proof that such person is the person to whom such receipt or token was issued.
- (iii) If any article deposited is not reclaimed within three (3) months from the date of the deposit the Council or some person duly authorised in that behalf by the Council may sell or otherwise dispose of the same and shall be under no liability either to the owner or depositor thereof by reason of such sale or disposal and may apply the proceeds of sale as the Council sees fit.

38. (i) There shall be kept by the Pool Manager or by an attendant a book (hereinafter referred to as the Lost Property Register).

(ii) Any person who finds any article which has been left in the pool premises shall forthwith deliver it to the Pool Manager or an attendant.

(iii) Upon receipt of such article the Pool Manager or attendant shall forthwith take charge thereof and enter or cause to be entered in the Lost Property Register a description of the article, the time and date of its receipt and the name of the finder.

(iv) The Pool Manager or an attendant may deliver to a person apparently the owner thereof any article, particulars of which have been entered in the Lost Property Register upon receiving satisfactory proof of ownership and on payment of the prescribed fee (if any) and upon such delivery such person shall by way of acknowledging receipt of the said article sign his name in the Lost Property Register and add his address.

(v) In the interpretation of this clause the word "article" shall include money.

39. The Pool Manager shall on every Monday report to the Town Clerk regarding all money and articles found in the pool premises and handed to him, and whether any such have been claimed and returned to the owners thereof, at the same time he shall hand to the Town Clerk any money or articles unclaimed.

40. Neither the Council nor any officer or employee of the Council shall be in any way responsible for any article lost by or stolen from any person whilst in the pool premises or for any article damaged or destroyed whilst in, on or about the pool premises.

41. No ticket, token, licence or receipt issued as provided by this by-law shall be transferable and no person other than the person to whom it was originally issued shall enjoy any benefit therefrom or any privileges thereunder.

42. Any person committing a breach of or an offence against any of the provisions of this by-law shall for every such breach or offence be liable to a penalty not exceeding forty dollars.

Dated this 8th day of June, 1966.

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

[L.S.]

C. J. B. VERYARD,  
Lord Mayor.  
G. O. EDWARDS,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.  
The Municipality of the Shire of Perth.  
By-laws Relating to Zoning.

L.G. 400/65.

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 10th day of May, 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:—

1. By-law 350 is altered by the insertion after the words "Section 8 of the Fifth Schedule hereto" of the words "(with the exception of the land specifically excluded therefrom in the said Section)".

2. After By-law 354G the following new by-laws are inserted:—

Highway Zone.

354H. Those portions of the District which are specified in Section 15 of the Fifth Schedule hereto are hereby classified as Highway Zones.

354I. No person shall use any land or any building or structure in a Highway Zone except for one or more of the following purposes:—

(a) A Highway.

(b) Such other use or uses as are set against each parcel of land respectively in Section 15 of the Fifth Schedule.

3. Section 8 of the Fifth Schedule is altered by the addition after the map therein of the following:—

Land Excluded from Rural Zone.

Osborne: Scarborough Beach Road—Portion of Perthshire Location Au and being lot 6 on Diagram 16862.

4. After section 14 of the Fifth Schedule the following new section is inserted:—

Section 15—Highway Zones.

Description of Land.	Additional Uses Permitted.
Scarborough Beach Road— Portion of Perthshire Location Au and being lot 6 on Diagram 16362	A Service Station.

Dated the 10th day of May, 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. A. EASTON,  
Acting Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

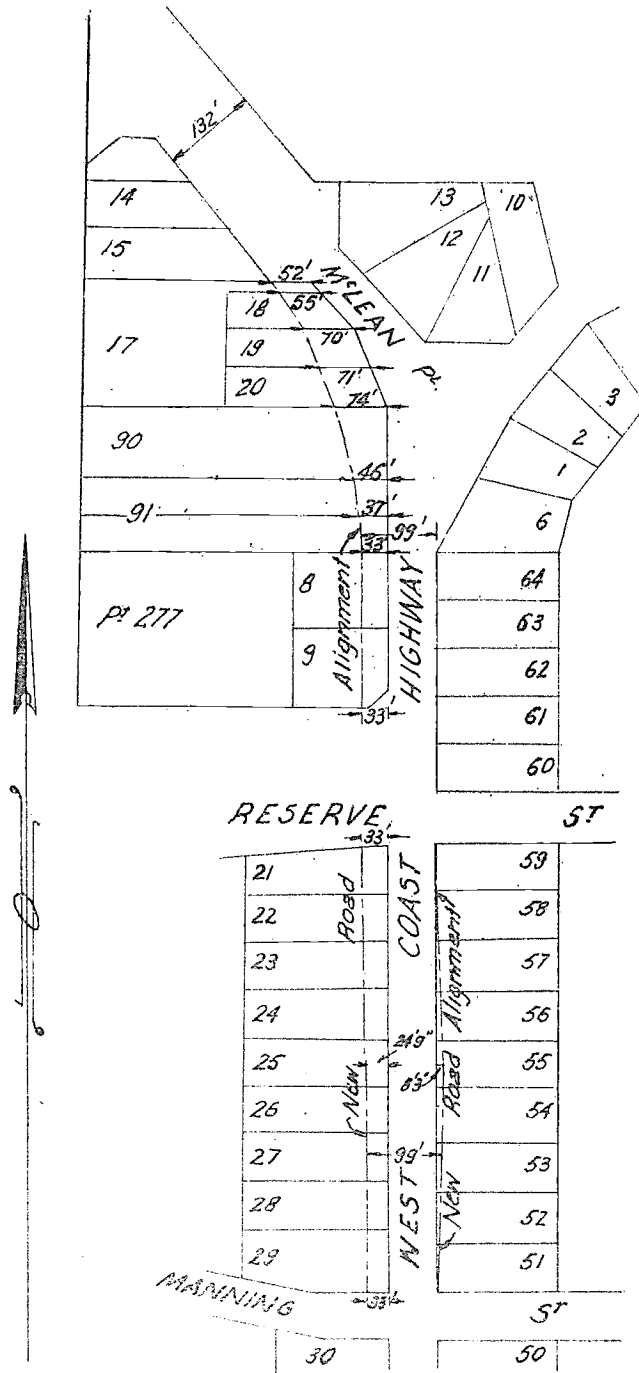
LOCAL GOVERNMENT ACT, 1960.  
The Municipality of the Shire of Perth.  
By-laws Relating to New Street Alignments.

L.G. 357/66.

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 7th day of June, 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 29th June, 1960, and amended from time to time thereafter, are hereby amended as follows:—

The Eighth Schedule is altered by the deletion of the first of the four plans shown therein, and as published in the *Government Gazette* of 16th December, 1965, and by the substitution in its place of the plan shown hereunder.



Dated this 7th day of June, 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. A. EASTON,  
Acting Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Perth.  
By-laws Relating to Zoning.

L.G. 400/65.

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 7th day of June, 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 29th June, 1960, are hereby amended in the following manner:—

By-law 347 is altered by the addition at the end of sub-by-law (1) of the following:—

(n) A warehouse if the site shall have first been approved by the Council.

Dated this 7th day of June, 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. A. EASTON,  
Acting Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government,

Approved by His Excellency the Governor in Executive Council the 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Perth.  
By-laws Relating to Zoning.

L.G. 400/65.

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 10th day of May, 1966, to make and submit for confirmation by the Governor the following by-laws:—

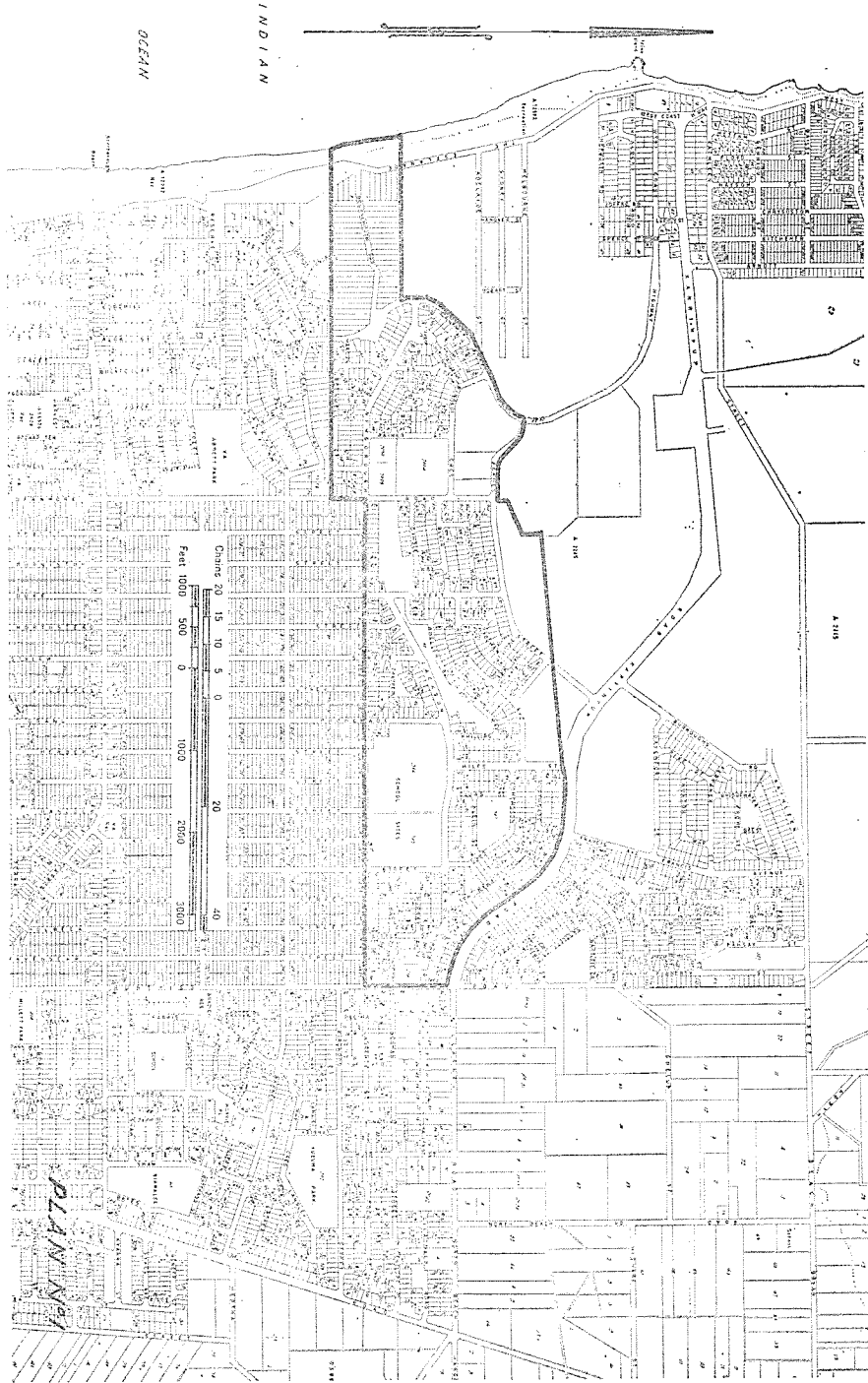
The by-laws of the Shire of Perth published in the *Government Gazette* of the 29th June, 1960, are hereby amended as follows:—



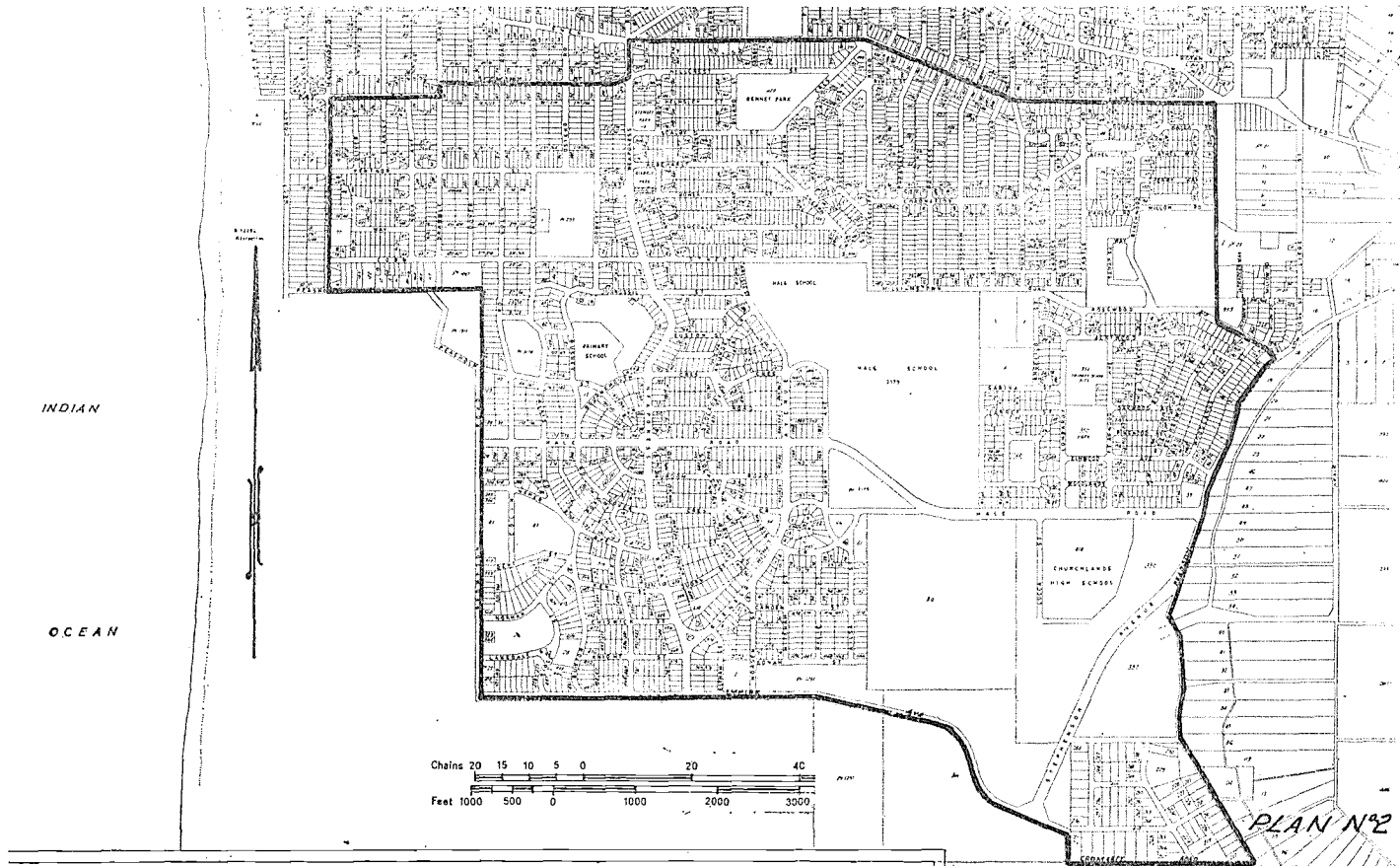
Section 1 of the Fifth Schedule is altered in the following manner:—

- (a) by the addition at the end of the words and figures appearing under the sub-heading Scarborough Ward of the following: “those portions of Scarborough Ward which are contained within the inner edge of black borders on the plans shown hereunder”—

Plan No. 1.

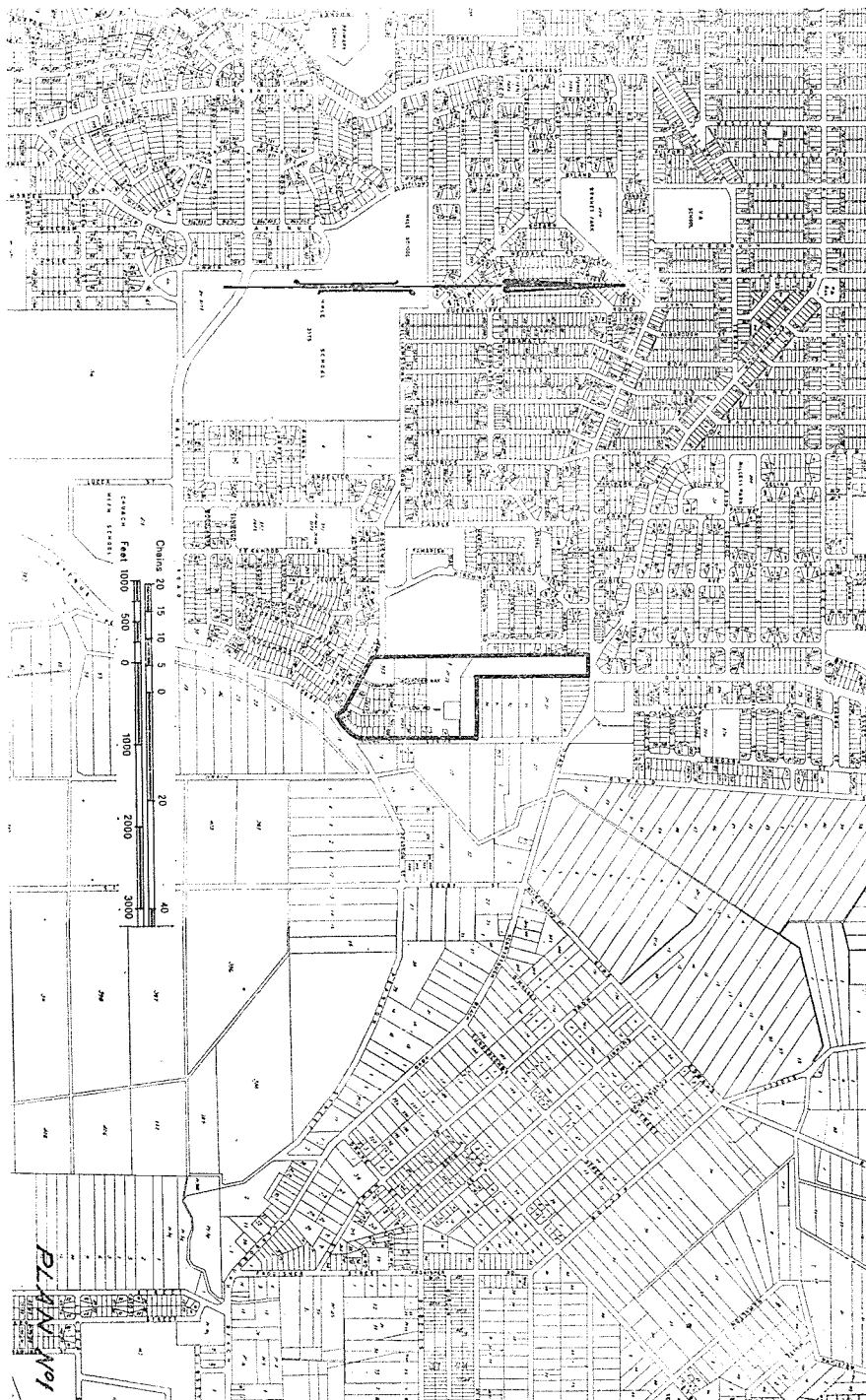


Plan No. 2.



(b) by the addition at the end of the Section of the following:  
"Osborne Ward—those portions of Osborne Ward which are contained within the inner edge of a black border on the plan shown hereunder"—

Plan No. 1.



Section 3 of the Fifth Schedule is altered in the following manner:—

- (a) by the deletion of the words and figures "Sections 6, 12 and 14 hereof" appearing under the sub-heading Scarborough Ward and by the substitution in their place of the following words: "Any other section of this Schedule except Section 11 thereof";
- (b) by the deletion of the words and figures "Sections 6, 9, 10, 12 and 13 hereof," appearing under the sub-heading Osborne Ward and by the substitution in their place of the following words: "Any other Section of this Schedule except Section 11 thereof."

Dated the 10th day of May, 1966.

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

M. STARKE,  
President.

L. A. EASTON,  
Acting Shire Clerk.

[L.S.]

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.  
The Municipality of the Shire of Perth.  
By-laws Relating to Zoning.

L.G. 400/65.

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 21st day of June, 1966, to make and submit the following by-law for confirmation by the Governor:—

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:—

Section 12 of the Fifth Schedule is altered in the following manner:—

- (a) By the deletion of the words and figures—"Railway Parade—Swan Location Y lots 16 and 17 on Plan 4490" appearing under the heading Inglewood; and
- (b) By the addition at the end of the words and figures appearing under the heading Lawley of the following—"Railway Parade—Swan Location Y lots 17 and 18 on Plan 4490.

Dated this 21st day of June, 1966.

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

M. STARKE,  
President.

L. KNUCKEY,  
Shire Clerk.

[L.S.]

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

## Municipality of the Town of Narrogin.

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

L.G. 266/66.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the Town of Narrogin records having resolved on the 17th day of May, 1966, to adopt Draft Model By-laws, published in the *Government Gazette* of the 11th June, 1963, viz:—

Local Government Model By-laws, (Signs, Hoardings and Billposting), No. 13—The whole of the by-law.

The by-laws of the Municipality Relating to Advertising Hoardings, posting Bills, Painting Advertisements, No. 14, published in the *Government Gazette* of 5th March, 1926, are hereby revoked.

Dated this 19th day of May, 1966.

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

M. ZILKO,  
Mayor.  
G. P. STEWART,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

## Town of Bunbury.

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

L. G. 34366.

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 June, 1966, to adopt the Draft Model By-laws (Vehicle Wrecking), No. 17, as published in the *Government Gazette* of the 12th October, 1965.

Dated this 8th day of July, 1966.

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

[L.S.]

E. A. COOKE,  
Mayor.  
W. J. CARMODY,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Exmouth.

Adoption of Amendment to By-laws, No. 1, Relating to the Control and Management of Caravan Parks and Camping Areas.

L.G. 324/64.

IN pursuance of the powers conferred upon it by the above Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 31st day of May, 1966, to make and submit for confirmation of the Governor, the following amendments to By-law No. 1:—

1. Delete the whole of subclause (a) of clause 5 and substitute the following new subclause (a):—

(a) The Licensee named therein shall pay to the Council a fee equal to the sum of three dollars fifty cents in respect of every period of seven days or part thereof during which the license is to be current, with the addition of the sum of twenty-five cents to cover the cost of license. Provided, however, that if the period during which such license is to be current is less than five days, the fee to be paid hereunder shall be seventy-five cents in respect of every day or part thereof comprised in such period, with the addition of the sum of twenty-five cents. The fees will be paid in advance for periods of fourteen days, and for periods of less than five days for the period of stay in the Caravan Park.

2. Delete the whole of subclause (a) of clause 6 and substitute the following new subclause (a):—

(a) The Licensee named therein shall pay to the Council a fee equal to the sum of three dollars fifty cents in respect of every period of seven days or part thereof during which the license is to be current, with the addition of the sum of twenty-five cents to cover the cost of license. Provided, however, that if the period during which such license is to be current is less than five days, the fee to be paid hereunder shall be seventy-five cents in respect of every day or part thereof comprised in such period, with the addition of the sum of twenty-five cents. The fees will be paid in advance for periods of fourteen days, and for periods of less than five days for the period of stay in Caravan Park.

3. Delete the whole of clause 13 and insert the following new clause 13:—

13. Licensees will not operate a profit making enterprise by virtue of use of the Lot under License or by the use of any public facilities provided on the Caravan Parks without the prior approval of the Council for the Shire of Exmouth.

4. Insert new clause 13 (a)—

(a) Penalty \$40.

5. Delete the whole of clause 5 of Schedule 2 and substitute the following new clause 5:—

5. Dogs are not permitted on the Caravan Park.

The Common Seal of the Shire of Exmouth  
was hereunto affixed on the 17th day of  
June, 1966 in the presence of—

[L.S.]

J. K. MURDOCH,  
Commissioner.  
S. J. DELLAR,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Exmouth.

Adoption of Draft Model By-laws Relating to Petrol Pumps.

L.G. 101/64.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality, hereby records having resolved on the thirty-first day of May, 1966, to adopt such of the draft Model By-laws published in the *Government Gazette* on the ninth day of March, 1966, in substitution for those adopted by the Council on the 17th day of February, 1964, and published in the *Government Gazette* of the 29th of April, 1964, Draft Model By-law (Petrol Pumps), No. 10—The whole of the By-law.

The Common Seal of the Municipality of the Shire of Exmouth, was hereunto affixed on the 31st day of May, 1966, in the presence of—

[L.S.]

J. K. MURDOCH,  
Commissioner.  
S. J. DELLAR,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Peppermint Grove.

Adoption of Draft Model By-law (Petrol Pumps), No. 10.

L.G. 95/65.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 20th day of June, 1966, to adopt the Model By-law published in the *Government Gazette* of the 9th day of March, 1966 as set out hereunder:—

Local Government Model By-law (Petrol Pumps), No. 10—The whole of the By-law;

and to revoke the Model By-laws (Petrol Pumps), No. 10, as adopted by the Council on the 8th March, 1965 and published in the *Government Gazette* of the 12th May, 1965.

Dated this 24th day of June, 1966.

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

[L.S.]

A. B. CRAIG,  
Acting President.  
T. WORSLEY,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Bayswater.

By-laws Relating to the Protection of Footpaths.

L.G. 280/66.

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 May, 1966, to make and submit for confirmation by the Governor, the following by-laws:—

1. In these by-laws the term "vehicle" includes tractor, trailer, bulldozer or any other mobile machine.

2. No person shall drive any vehicle over or across a footpath except at a specially constructed crossing place, unless with the permission of the Council and in accordance with these by-laws.

3. No person shall drive a vehicle or permit a vehicle to be driven across a footpath or across a road kerb if such vehicle is so heavy or is of such nature that it causes or is likely to cause damage to the paving of the footpath or the road kerb unless with the permission of the Council and in accordance with these by-laws.

4. No person shall engage in building or other operations or works on any land or contract or arrange with any person to carry out any works or to deliver materials on to any land if by so doing a vehicle will cross the road kerb or the paving of a footpath and it is likely that damage to the road kerb or to the footpath will be caused thereby unless permission of the Council is given in accordance with these by-laws.

5. Any person who—

- (a) desires to cross a footpath with a vehicle at a place not a specially constructed crossing place; or
- (b) proposes to carry out building or other operations or works necessitating the crossing of a footpath or a road kerb with vehicles which are likely to cause damage to the paving of the footpath whether at a specially constructed crossing place or not or to cause damage to the road kerb,

shall make application in writing to the Council for its permission so to do specifying the place or places at which such crossing is to be made and with his application shall pay to the Council the sum of twenty dollars (\$20).

6. A person who carries out any building or other operations or works necessitating the crossing of a footpath with vehicles which cause or are likely to cause damage to the paving of a footpath shall comply with the following conditions:—

- (a) If a paved portion of the footpath shall be constructed of concrete slabs he shall carefully remove them from the footpath for a width of 16 feet at the proposed crossing and neatly stack them on the adjoining land.
- (b) He shall place in the position from which the slabs have been removed a temporary crossing of 16 feet wide and of a length equal to the width of the paved portion of the footpath. The temporary crossing shall be constructed of hardwood planks of at least eight inches by two inches in section, of which the ends shall be chamfered downwards, securely nailed together with hoop iron straps at four foot centres. The said planking shall be firmly bedded and laid true to the level of the original footpath.
- (c) When the necessity no longer exists for such temporary crossing or when called upon to do so by notice in writing from the Council he shall remove the planking, replace the slabs in a proper workmanlike manner to original level and line and shall replace with new slabs of equal quality and size any slabs which have been lost, damaged or broken.
- (d) In the case of a footpath constructed in total or part of bitumen surfaced gravel, gravel, limestone or crushed metal, he shall place in position where the crossing is to be made a temporary crossing 16 feet wide and of a length equal to the width of the paved portion of the footpath.



The temporary crossing shall be constructed of hardwood planks of at least eight inches by two inches in section, of which the ends shall be chamfered downwards to the existing footpath surface, securely nailed together with hoop iron straps at four feet centres. The said planking shall be firmly bedded and laid true.

- (e) When the necessity no longer exists for such a temporary crossing, or when called upon to do so by notice in writing from the Council he shall remove the planking and clean off the footpath.
- (f) He shall, until it shall have been removed, keep the temporary crossing in good repair and in such a condition as not to create any danger or obstruction to pedestrians.

7. (1) If an application is made for permission to cross a road kerb the Engineer shall have the road kerb removed at the place indicated in the application or if he does not approve the place indicated then at a place approved by him.

(2) At the conclusion of the said building or other operations or works the Engineer shall have the road kerb replaced.

(3) The costs of the removal and replacement shall be paid from the said sum of twenty dollars (\$20) and subject to by-law 10 the balance thereof shall be repaid to the person who made the payment.

8. Any person who desires to trench through or under a constructed footpath or a road kerb shall apply in writing to the Council and lodge with the Council a deposit of twenty dollars (\$20).

9. No person shall trench through or under a footpath or a road kerb without first obtaining the written consent of the Council or otherwise than in accordance with the terms of the written consent of the Council.

10. The person mentioned in by-laws 4, 5, 6, 8 and 9 hereof shall make good all damage caused to the footpath and the road kerbing, guttering and paved road during the whole of the time the works are in progress. If any damage shall have occurred and shall not have been made good the Council is authorised to make good such damage and deduct the cost from the sum of money paid to the Council in accordance with these by-laws. If the cost exceeds the amount paid or the balance thereof the applicant or other person aforesaid shall pay to the Council on demand the amount by which the cost exceeds the balance of the amount paid. If no damage has been caused or if the damage has been made good the Council shall repay the sum paid or the portion remaining after the costs incurred by the Council have been paid.

11. Penalties: Any person who shall commit a breach of these by-laws shall be liable to—

- (a) A maximum penalty of \$100.
- (b) A maximum daily penalty during the breach of \$10 per day.

Dated this 2nd day of June, 1966.

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

[L.S.]

R. A. COOK,  
President.  
A. A. PATTERSON,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960-1963.

The Municipality of the Shire of Cockburn.

By-laws Relating to the Classifying of the District.

L.G. 252/64.

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

The by-laws of the Cockburn Shire Council formerly Cockburn Road Board passed at an ordinary meeting of the Cockburn Road Board held on the twenty-third day of October, 1957, and published in the *Government Gazette* of the seventeenth day of April, 1958, as amended from time to time thereafter, are hereby further amended by a new by-law reading as follows:—

Schedule 9—Special Zones: Add new paragraph—

Description of Land.	Special Use.
(4) All that land contained in Jandakot A.A. Lot 412 fronting Barfield Road, Gaebler Road and Frankland Avenue.	Car wrecking and sale of spare parts removed therefrom.

Dated this 8th day of July, 1966.

[L.S.]

J. H. COOPER,  
President.  
E. L. EDWARDES,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 27th day of July, 1966.

W. S. LONNIE,  
Clerk of the Council.