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[1966

PRISONS ACT, 1903-1964.

Chief Secretary's Department,
Perth, 12th September, 1966.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Prisons Act, 1903-1964, has been pleased to make the regulations set out in the Schedule hereto.

J. DEVEREUX,
Under Secretary.

Schedule.

Regulations.

Principal regulations.

1. In these regulations, the Prisons Regulations, 1940, published in the *Government Gazette* on the 23rd August, 1940, and amended from time to time prior to the 5th May, 1961, and reprinted as so amended pursuant to the Reprinting of Regulations Act, 1954 in the *Government Gazette* on the 31st July, 1961, and amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Reg. 72 amended.

2. Regulation 72 of the principal regulations is amended—
- (a) by inserting after the word, "guard" in line three of paragraph (e), the passage, "during which he may sit down for five minutes at intervals of sixty minutes, only"; and
 - (b) by substituting for the word, "Sentries" in line one of paragraph (i) the passage, "Subject to paragraph (e) of this regulation, sentries".

HEALTH ACT, 1911-1965.

Shire of Cranbrook.

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

PART I—GENERAL SANITARY PROVISIONS.

After by-law 14 insert a new heading and by-law 14A, to read as follows:—

Prescribed Areas—Section 112A.

14A. The areas described in the Schedule hereto are prescribed as areas within which the provisions of Section 112A of the Act shall operate and have effect.

Schedule.

The townsite of Cranbrook as constituted under the Land Act, 1933.

Passed at a meeting of the Cranbrook Shire Council held on the 22nd day of July, 1966.

E. W. JOHNSON,
President.
E. L. CHOWN,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council, this 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1965.

Shire of Kalamunda.

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

PART I—GENERAL SANITARY PROVISIONS.

By-law 29 is amended—

- (a) by adding after the word "confined", being the last word in paragraph (a), the words "provided that registered homing pigeons may be freed for exercise."
- (b) by adding a new paragraph (aa) to read as follows:—
 - (aa) The maximum number of pigeons kept at the one time shall not exceed twenty on a sub-divided residential lot, except that any person who in January of each year produces to the local authority satisfactory proof that he is currently affiliated with the Pigeon Racing Federation of W.A. (Inc.) or a registered fancier, may be permitted to keep up to a maximum of seventy-five pigeons.

Passed at a meeting of the Kalamunda Shire Council held on the 13th day of July, 1966.

F. R. WHITE,
President.
P. A. MORAN,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council, this 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

HOSPITALS ACT, 1927-1955.

Medical Department,
Perth, July, 1966.

WHEREAS by section 22 of the Hospitals Act, 1927-1955, a hospital board, in respect of any public hospital under its control, may from time to time make by-laws not inconsistent with that Act: Now, therefore, the Minister for Public Health, being the Board pursuant to section 7 of that Act of the public hospital known by the name of the Kalgoorlie Regional Hospital (formerly known as the Kalgoorlie District Hospital), doth hereby make the by-laws set forth in the schedule hereunder.

Resolved this 6th day of September, 1966.

G. C. MacKINNON,
Minister for Public Health
as the Board of the Kalgoorlie Regional Hospital.

Schedule
By-laws.

1. These by-laws may be cited as the Kalgoorlie Regional Hospital (Control of Traffic) By-laws.
2. In these by-laws unless the contrary intention appears—
“Hospital” means the public hospital known by the name of the Kalgoorlie Regional Hospital;
“vehicle” has the same meaning as that term has in and for the purposes of the Traffic Act, 1919, or any Act for the regulation and control of traffic enacted in substitution for that Act, for the time being in force.
3. A person shall not, except with the prior approval of the Managing Secretary of the Hospital, drive within the grounds of the Hospital a vehicle the unladen weight of which exceeds two tons.
4. A person shall not drive a vehicle within the grounds of the Hospital at a speed in excess of ten miles per hour.
5. A person shall not park, or cause or permit to be parked, a vehicle within the grounds of the Hospital except in an area set apart by the Board of the Hospital for the purpose and so designated by suitable notices or signs.
6. Any person who contravenes any provision of these by-laws commits an offence and is liable on summary conviction to a fine not exceeding ten dollars.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the City of Fremantle.

By-law Relating to the Conduct of Proceedings and the Business of the Council.
L.G. 433/64.

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 18th day of July, 1966, to make and submit for confirmation by the Governor, the following by-law:—

PART I—PRELIMINARY.

Standing Orders.

1. The proceedings and business of the Council shall be conducted according to this by-law, the clauses of which shall be referred to as “the Standing Orders”.

Interpretation.

2. In this by-law, unless the context otherwise requires—
“Act” means the Local Government Act, 1960, and amendments;
“Clause” means a clause of this by-law;
“Clerk” means the Town Clerk, or Acting Town Clerk;

“Committee” means any Standing or Occasional Committee appointed in accordance with the provisions of Section 179 of the Act;

“Mayor” includes any member presiding at any meeting of the Council in manner prescribed by the Act;

“Member” means any member of the Council for the time being and shall include the Mayor;

“Meeting” means and includes any ordinary or special meeting of the Council or a Committee, held in pursuance of the Act and convened as therein required. The words “service”, “served”, “to be served” and the like shall have the same meaning as provided in Section 657 of the Act. When a notice is to be served on a person, the person giving it shall address it to the person to be served and may—

- (i) serve it personally on the person to be served;
- (ii) leave it with an adult inmate of the place of residence of the person to be served; or
- (iii) serve it by post by prepaid letter addressed to the person to be served, and in proving service by post it is sufficient to prove the Notice was properly addressed to the person to be served and was put in the post.

Arrangement.

3. The arrangement of this by-law is as follows:—

PART I—PRELIMINARY, clauses 1 to 3.

PART II—MEETINGS OF THE COUNCIL, clauses 4 to 17.

PART III—BUSINESS AT MEETINGS—

Division 1—Order of Business, clauses 18 to 20.

Division 2—Minutes, clauses 21 to 23.

Division 3—Questions, clauses 24 to 28.

Division 4—Petitions, Memorials and Deputations, clauses 29 to 35.

Division 5—Reports of Committees, clauses 36 to 38.

Division 6—Notices of Motion, clauses 39 to 42.

Division 7—Correspondence, clauses 43 to 45.

Division 8—General, clauses 46 to 47.

PART IV—CONDUCT OF MEETINGS—

Division 1—Attendance of Members, clauses 48 to 49.

Division 2—Rules of Debate, clauses 50 to 61.

Division 3—Point of Order, clauses 62 to 65.

Division 4—Personal Explanation, clauses 66 to 68.

Division 5—Reception of Committee Reports, clauses 69 to 79.

Division 6—Motions, clauses 80 to 91.

Division 7—Amendments, clauses 92 to 97.

Division 8—Voting, clauses 98 to 102.

Division 9—General, clauses 103 to 108.

PART V—DEBATE ON PERMISSIBLE MOTIONS—

Division 1—That Council Adjourn, clauses 109 to 119.

Division 2—That Debate be Adjourned, clauses 120 to 125.

Division 3—That Question be Put, clauses 126 to 129.

Division 4—That Council Proceed with Next Business, clauses 130 to 132.

PART VI—COUNCIL MEETING NOT OPEN TO PUBLIC, Clauses 133 to 142.

PART VII—DISTURBANCE AND BREACH OF ORDER, clauses 143 to 155.

PART VIII—COMMITTEES—

Division 1—Standing Committees, clauses 156 to 159.

Division 2—Occasional Committees, clauses 160 to 162.

Division 3—General, clauses 163 to 173.

Division 4—Vacancies on Committees, clauses 174 to 180.

PART IX—OFFICERS OF THE MUNICIPALITY, clauses 181 to 204.

PART X—MISCELLANEOUS, clauses 205 to 222.

PART II—MEETINGS OF THE COUNCIL.

Ordinary Meetings.

4. Ordinary meetings of the Council shall be held at such time as the Council may from time to time determine, provided that at least one ordinary meeting shall be held in each calendar month.

Notice of Meetings.

5. Notice of all meetings of the Council shall be given to members of the Council as follows:—

- (i) Council meetings other than those convened under section 172 (2) or section 172 (3) of the Act. The notice shall be in writing and shall be signed by or on behalf of the Clerk and shall state the place, date and hour of holding the meeting and shall state the business to be transacted. The notice shall be served on each of the members of the Council at least twenty-four (24) hours before the time of commencement of the meeting.
- (ii) Special Meeting convened under section 172 (2) of the Act. The provisions of the preceding subclause shall apply except that the notice shall be signed either by the Mayor or the Clerk.
- (iii) Special Meeting convened under section 172 (3) of the Act. The Notice shall be in writing and shall be signed by the three Councillors calling the meeting and shall state the place, date and hour of holding the meeting and shall state the business to be transacted. The notice shall be served on each of the other members of the Council at least twenty-four (24) hours before the time of commencement of the meeting.

Notice of Adjourned Meeting.

6. When a meeting of the Council is adjourned to a day and hour other than the next ordinary meeting of the Council, notice of the adjourned meeting shall, if time permits, be sent, in the manner provided by clause 5 of this by-law, to each member of the Council, specifying the nature of the business to be transacted.

Failure to Receive Notice not to Invalidate Proceedings.

7. Failure to receive a notice on the part of any members of the Council, shall not affect the validity of any ordinary or special meeting of the Council so long as an omission or error on the part of the person serving the notice is not proved to have been intentional.

Open or Closed Doors.

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

Mayor to Preside.

9. The Mayor, if present, shall preside at all meetings of the Council, and, in his absence, or if, after being present, he retires, the Deputy Mayor shall preside, but if he is not present, or after being present, retires, then one of the Councillors chosen by the Councillors then present shall preside.

Quorum.

10. Except in cases where Section 173 (4) of the Act applies the number of members necessary to form a quorum shall be—

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

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

Quorum must be Present.

11. The Council shall not transact business at a meeting unless a quorum is present.

If Quorum not Present.

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

Count Out.

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

Debate May be Resumed on Motion.

14. Where the debate on any motion, moved and seconded, is interrupted by the Council being counted out, that debate may, on motion with notice, be resumed at the next meeting, at the point where it was so interrupted.

Names to be Recorded.

15. At any meeting at which there is not a quorum of members present, or at which the Council is counted out for want of a quorum, the names of the members then present shall be recorded in the Minute Book.

Business.

16. No business shall be transacted at any meeting of the Council other than that specified in the notice relating thereto except—

- (i) matters which the Act permits to be dealt with without notice; and
- (ii) matters which these by-laws permit to be dealt with without notice.

Objectionable Business.

17. If the Mayor at any meeting of the Council shall be of the opinion that any motion or business proposed to be made or transacted thereat is of an objectionable character, it shall be competent for him either before or after the same is brought forward to declare that the same shall not be entertained. Provided always that it shall be competent for any member of the Council to move dissent from the declaration made from the Chair, whereupon the motion to dissent shall be forthwith put without debate, and in the event of the same being carried by a majority of the members present the business referred to shall thereupon be entertained, but not otherwise.

PART III—BUSINESS AT MEETINGS.

Division 1—Order of Business.

Order of Business at Ordinary Meeting.

18. The order of business at an ordinary meeting shall be as follows, or as near thereto as shall be practicable, but for the greater convenience of the Council at any particular meeting thereof it may be altered by resolution to that effect:—

- (i) Confirmation of minutes.
- (ii) Announcements by the Mayor without discussion.
- (iii) Questions, of which due notice has been given, without discussion.
- (iv) Urgency questions, without discussion.
- (v) Petitions, memorials and deputations.
- (vi) Notices of intention to move the suspension of Standing Orders at the close of the meeting.

- (vii) Reports of committees.
- (viii) Orders of the day, including considering and ordering upon any business left over from the previous meeting, and any business the Mayor may think desirable to bring under the notice of the Council and may have directed to be entered as an order of the day.
- (ix) Motions of which previous notice has been given.
- (x) Notice of motions for consideration at the following meeting, if given during the meeting.
- (xi) Reports by Clerk.
- (xii) Correspondence.
- (xiii) Late correspondence not listed on notice paper, submitted in accordance with the provisions of clause 44.

Order of Business at Special Meeting.

19. The order of business at any special meeting of the Council shall be the order in which that business stands in the notice of the meeting.

Business at Adjourned Meeting.

20. At an adjourned meeting of the Council no business shall be transacted other than such as shall have been specified on the notice of the meeting of which it is an adjournment, and which remains undisposed of, save and except in the case of an adjournment to the next ordinary meeting of the Council, when the business undisposed of at the adjourned meeting shall have the precedence at such ordinary meeting of the Council.

Division 2—Minutes.

Confirmation of Minutes.

21. The minutes of any preceding meeting, not previously confirmed, shall be submitted as the first business at all ordinary meetings of the Council: and no discussion shall be permitted thereon, except as to their accuracy as a record of the proceedings, and if found correct, the Mayor shall sign and date each page of the Minutes in confirmation of the fact that they have been found correct.

Minute Book.

22. The pasting of the minutes to the leaves of a book shall be sufficient recording of the minutes in the Minute Book.

Reading of Minutes may be Dispensed With.

23. The reading at the next ordinary meeting of the Council of the Minutes of a previous meeting may be dispensed with when members have been supplied with copies of the minutes at least three days before the holding of the next ordinary meeting of the Council.

Division 3—Questions.

Notices of Questions to be Given.

24. Subject to the provisions of Clause 27 hereof, a member of the Council desiring to ask a question at any meeting of the Council shall give notice thereof in writing to the Clerk at least four days before the day of meeting. The Clerk shall enter such questions, with answers thereto, on the notice paper, and shall duly enter the same upon the minutes of proceedings of the Council.

Questions and Answers to be Brief.

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

Questions not to Involve Argument or Opinion.

26. In submitting any question no argument or expression of opinion shall be used or offered, nor any facts stated except so far as may be necessary to explain such question.

Urgency Questions.

27. Notwithstanding anything contained in clause 24, it shall be competent for any member of the Council, with the consent of the Mayor, to submit any question on any matter of urgency without notice, and such question shall be recorded in the minutes of the meeting.

Procedure on Urgency Questions.

28. Questions submitted without notice shall be subject to the provisions of clauses 25 to 26.

Division 4—Petitions, Memorials and Deputations.

Petitions to be in Writing.

29. Any petition to be submitted to the Council shall be in writing, or typewritten, and shall contain the prayer of the petitioners at the end thereof, and shall be couched in respectful, decorous, and temperate language and be authenticated by the signature in the margin thereof of the member of the Council presenting the same.

Presentation of Petitions.

30. A member of the Council presenting a petition shall confine himself to a statement of the parties from whom it comes, of the number of the signatures attached to it, of the material allegations contained in it, and to the reading of the prayer thereof.

Responsibility of Member Presenting Petitions.

31. It shall be incumbent on a member of the Council presenting a petition to make himself acquainted with the nature and contents of the petition, and to ascertain that it does not contain language disrespectful to the Council.

Procedure on Petitions.

32. The only question which shall be entertained by the Council on the presentation of any petition shall be—

- (a) that the petition shall be received; or
- (b) that the petition be not received; or
- (c) that the petition be received and referred to the appropriate Committee for consideration and report.

Limited Reception of Petitions.

33. All petitions shall be received only as the petitions of the parties signing the same.

Deputations.

34. (1) Any person or persons wishing to be received as a deputation by the Council shall, in the first instance, send to the Clerk a memorial, setting out in concise terms the subject matter to be raised by the deputation.

(2) Where the Clerk receives a memorial in terms of this clause, he shall lay the memorial—

- (a) before the Committee concerned; or
- (b) where there is no Committee concerned, before the Mayor.

(3) A Committee or the Mayor receiving a memorial in terms of this clause may either receive the deputation or lay the memorial before the Council.

(4) Where a memorial is laid before the Council under subclause (3) of this clause, the Council, may if it so resolves, receive the deputation.

Limit to Members and Speakers of Deputation.

35. A deputation shall not exceed five in number and only two members thereof shall be at liberty to address the Council or a Committee of the Council, except in reply to questions from members of the Council or Committee and the matter shall not be further considered by the Council or the Committee, until the deputation has withdrawn.

Division 5—Reports of Committees.

Reports of Committees to be Supplied with Notices.

36. All minutes and reports of Committees to be presented at any meeting of the Council shall be sent to each member of the Council at the same time as the Notice Paper referred to in clause 5 of this By-law.

Reports of Committees—Items Numbered.

37. The reports of every Committee shall be divided into items, which shall be numbered consecutively.

Reception of Reports of Committee.

38. No objection to the reception of the reports of any Committee, or any part thereof, shall be raised when such reports are presented to the Council, except for reasons arising out of such reports.

Division 6—Notices of Motion.

Notices of Motion.

39. (1) Unless the Act or these By-laws otherwise provide, a member may only bring forward at a meeting such business as he considers advisable in the form of a motion of which notice has been given in writing to the Clerk.

(2) Notice of motion shall be given either—

(a) at the last previous Council meeting; or

(b) at least four clear days before the meeting at which it is brought forward.

(3) Every notice of motion shall relate to some question affecting the constitution, administration or condition of the Municipality of the Council, or as otherwise allowed by the Act.

Exclusion or Amendment of Notices.

40. The Clerk, with the concurrence of the Mayor may exclude from the Business Paper of the Council any notice of motion which may be out of order, or he may on his own initiative make such clerical or verbal alterations or amendments therein as will bring such notice of motion into due form, but no notice shall be deemed invalid by reason of the policy involved being deemed objectionable, or by reason of its having relation to a matter not within the scope of the ordinary work of the Council, so long as in the opinion of the Mayor such matter is one of public interest, utility, or importance.

Motion to Lapse.

41. Every such motion as is mentioned in clause 39 shall lapse, unless—

(a) the Member who gave notice thereof, or some other Member authorised by him in writing, is present to move the motion when called on; or

(b) the Council on a motion agrees to defer consideration of the motion to a later stage or date.

Amendments to notice of Motion.

42. Where notice of an amendment to a notice of motion shall be received by the clerk at least four days before the meeting at which such notice of motion is to be taken into consideration, the notice of amendment shall be entered on the business paper immediately after such notice of motion, irrespectively of the time at which notice of the amendment shall have been received.

Division 7—Correspondence

Summary of Correspondence.

43. Subject to the next succeeding clause, the Clerk shall send to each member a summary of the correspondence to be presented at any meeting of the Council. The summary shall be sent twenty-four hours at least before such meeting and shall contain information, remarks, suggestions and recommendations which, in the opinion of the Clerk, may be necessary or desirable to submit to the Council.

Late Correspondents.

44. In cases of extreme urgency or other special circumstances, correspondence additional to that set out in accordance with the provisions of clause 43 may, with the consent of the Mayor, be read and ordered upon, in accordance with the provisions of clause 18 (xiii).

Reception of Correspondence.

45. No discussion shall be permitted on any motion that any correspondence be received or not received or that any correspondence or any part thereof be referred to any Committee of the Council.

Division 8—General.

Privilege.

46. Notwithstanding anything contained in this by-law it shall be competent for any member of the Council feeling himself aggrieved by anything which may have transpired between the termination of one meeting of the Council and the commencement of another to raise the question of privilege; provided always that it shall not be competent for any member to raise any question of privilege without first obtaining the consent and approval of the Mayor thereto.

Procedure on Privilege.

47. In the event of a question of privilege being raised by a member of the Council, such question shall thereupon take precedence of all other business before the Council and be raised immediately after the confirmation of the minutes of the preceding meeting or meetings.

PART IV—CONDUCT OF MEETINGS.

Division 1—Attendance of Members

Members to Occupy Own Seats.

48. Subject to the provisions of clause 101, a member of the Council shall not be deemed to be present unless he occupies his proper place within the Council Chamber.

Leaving Meetings.

49. (1) After a meeting of the Council has been formally constituted, and the business thereof commenced, a member of the Council shall not enter, leave, or withdraw from such meeting, without first paying due respect to the Chair by saluting the Mayor.

(2) Compliance with the requirements of subsection (1) of this clause does not negate the provisions of clause 150.

Division 2—Rules of Debate.

Members to Rise and Address Mayor.

50. Every member of the Council desiring to speak shall rise in his place and address the Mayor, provided that any member of the Council unable conveniently to stand by reason of sickness or infirmity, shall, under such circumstances, be permitted to sit while speaking.

Priority of Speaking.

51. In the event of two or more members of the Council rising to speak at the same time, the Mayor shall thereupon decide which member is entitled to be then heard, and the decision of the Mayor shall be final and conclusive, and shall not be open to discussion or dissent.

Mayor to be Heard.

52. Whenever the Mayor rises during a debate any member then speaking or offering to speak shall sit down and the Council shall be silent so that the Mayor may be heard without interruption.

The Mayor to take Part in Debates.

53. Subject to the provisions of this by-law it shall be competent for the Mayor to take part in a discussion upon any question before the Council. Provided that he shall address the Council before the right of reply is exercised.

Speaking Twice.

54. Except where this clause is suspended under clause 55, a member shall not speak twice on the same question except—

- (a) in reply, upon an original motion of which he was the mover;
- (b) in reply, upon an amendment last debated of which he was the mover; or
- (c) by way of personal explanation.

Suspension of Limit to Speeches.

55. The Council may, by resolution moved without notice, suspend the operation of clause 54 hereof and thereupon such clause shall be suspended until such time as the Council shall, by similar resolution, otherwise decide.

Calling to Order.

56. The Mayor shall forthwith call to order any member committing a breach of clause 54.

No Speech after Certain Events.

57. A member shall not speak on any motion or amendment—
- (a) after the mover has replied; or
 - (b) after the question has been put.

Mover and Seconder have Spoken.

58. A member moving or seconding a motion or amendment is deemed to have spoken thereon.

Limit of Speeches.

59. (1) A member shall not speak upon any motion or amendment or in reply for a longer period than ten minutes without the consent of the Council, which shall be signified without debate.

(2) An extension shall not be permitted under this clause beyond a total of twenty minutes.

Right of Reply.

60. The mover of an original motion shall have the right of reply, and a reply shall be allowed to the mover of a substantive motion. After the mover of the motion or substantive motion has commenced his reply no other member of the Council shall speak on the question. It shall not be competent for any new matter to be introduced by the mover when speaking in reply, but he shall strictly confine himself to answering previous speakers.

Right of Reply Governed.

61. The right of reply shall be governed by the following provisions:—
- (a) If no amendment ensue upon the proposal of an original motion, the mover may reply at the conclusion of the discussion on his motion.
 - (b) If there be an amendment the mover of an original motion shall make his reply at the conclusion of the debate thereon, and this reply shall exhaust his right thereto as a mover of an original motion. He may, however, take part in the discussion upon subsequent amendments as an ordinary member of the Council.

Division 3—Point of Order.

Point of Order.

62. A member who is addressing the Mayor shall not be interrupted except upon a point of order, in which event he shall resume his seat until the member raising the point of order has been heard thereon and the question of order has been disposed of, whereupon the member so interrupted may, if permitted, proceed.

Definition of Questions of Order.

63. Rising to express difference of opinion or to contradict a speaker shall not be recognised as rising to order, but the following shall be recognised as breaches of order:—

- (a) Discussion of a question not before the Council.
- (b) The use of offensive or insulting language.
- (c) The violation of any By-law or Standing Order of the Council.

Precedence to Questions of Order.

64. Notwithstanding anything contained in this By-law to the contrary, all questions of order at any time arising shall until decided suspend the consideration and decision of every other question.

Rulings by Mayor.

65. The Mayor, when deciding a point of order or practice, shall give his decision and argument or comment shall not be permitted thereon and his decision shall be final, in that particular case, unless a majority of the members then present shall, upon motion made forthwith, dissent therefrom.

Division 4—Personal Explanation.

Personal Explanation.

66. A member of the Council shall not speak except upon the question before the Council unless it be to make a personal explanation, and any member of the Council who is permitted to speak under these circumstances must confine his observations to a succinct statement of what is to be explained in relation to some material part of his former speech which may have been misunderstood and to the explanation itself; and when a member of the Council rises to explain he must not advert to matters not strictly necessary for that purpose nor endeavour to strengthen his former position by introducing new argument or matter or by reply to other members of the Council.

Personal Explanation—Member to be Heard.

67. A member of the Council desirous of making a personal explanation of matters referred to by any member of the Council then speaking shall be entitled to be heard forthwith if the member of the Council then speaking consents at the time, but if the member of the Council who is speaking declines to give way the explanation must be offered at the conclusion of the speech.

Ruling on Questions of Personal Explanation.

68. The ruling of the Mayor on the admissibility of a personal explanation shall be final and conclusive, and shall not be open to discussion or dissent.

Division 5—Reception of Committee Reports.

Reports of Committees to be Taken as Read.

69. The reports and recommendations of every Committee shall, when presented to the Council, be taken as read, as submitted, and the Chairman of each Committee, except as hereinafter provided, if present, and, if absent, then some other member of the Committee, and if no member of the Committee be present, then some member of the Council nominated by the Mayor shall, *pro forma*, move their confirmation and adoption.

Procedure on Reports of Committees.

70. Upon the consideration by the Council of any reports or recommendations of a Committee, the Chairman shall, without further motion, put the paragraphs of the reports or recommendations *seriatim*, in their numerical order, unless the Council shall otherwise determine. Each paragraph that shall be adopted by the Council shall forthwith become a resolution of the Council, and shall be also recorded in the minutes of the Council.

Moving Adoption of Recommendations of Committees.

71. The Chairman or other member of a Committee bringing up a report shall be deemed to move the adopting of each paragraph of the report, unless he shall have previously intimated his disagreement with it.

Motions on Reports of Committees to be Relevant.

72. No motion shall be made, nor any discussion allowed, with reference to any matter referred to a Committee of the Council which does not appear as a report of such Committee or as a recommendation submitted to the Council for confirmation.

Adoption of Committee's Recommendations.

73. Whenever any recommendation is presented by any Committee to the Council, whether such recommendation be new matter or pursuant to a previous reference from the Council, the only question which shall be entertained by the Council thereon shall be—

- (a) that the recommendation be adopted; or
- (b) that the recommendation be not adopted; or
- (c) that the recommendation, or any part thereof, be referred back to the responsible Committee for further consideration.

Withdrawal of Recommendation of Committee.

74. The Chairman or other member of a Committee bringing up a recommendation may, with the consent of the Council, withdraw any such recommendation.

Recommendations of Committees—Inspection of Plans.

75. All plans referred to in the recommendation of any Committee that may require the consideration of the Council, shall lie on the table of the Council Chamber for the inspection of members of the Council for at least one clear day before the meeting of the Council at which it is proposed the same shall be considered.

Abstract Resolutions on Reports of Committees.

76. It shall not be competent for any member of the Council to move any abstract resolution on any report or recommendation of any Committee.

Correction and Amendments of Committees.

77. In moving the adoption of a recommendation of any Committee, it shall not be competent for the mover to propose the amendment of any recommendation, save and except the correction of a verbal or clerical error, but all amendments must be moved by some other member of the Council; and the Chairman of any Committee, if he wishes to move any amendment of the recommendation, shall, under such circumstances, be excused from moving the adoption of that recommendation in the first place, and, in that case, some other member of the Committee who was present at the meeting of the Committee at which the recommendation was agreed to, or, if no such member of the Committee be present, then some member of the Council nominated by the Mayor, shall, *pro forma*, move the confirmation and adoption of such recommendation.

Reports of Committees—Questions.

78. When any recommendation of any Committee of the Council is submitted for confirmation and adoption, any member of the Council may, through the Mayor, question the Chairman or any member of the Committee bringing up the recommendation upon any matter arising directly out of same.

Procedure on Amendments on Reports of the Committees.

79. When an amendment is proposed with reference to the adoption or confirmation of any recommendation of any Committee, the subject of such amendment shall be discussed and disposed of before the other acts and proceedings of such Committee are considered.

Division 6—Motions.

Substance of Motion to be Stated.

80. Any member desirous of proposing an original motion or amendment shall state its substance before he addresses the Council thereon and, if so required by the Mayor, shall put the motion or amendment in writing.

Motions and Amendments to be Seconded.

81. (1) A motion or amendment shall not be discussed or put to the vote of the Council unless seconded, but a Member may require the enforcement of any Standing Order of the Council by directing the Mayor's attention to the infraction thereof.

(2) A nomination to the position of Mayor or Deputy Mayor is not required to be seconded.

Consent of Seconder Required to Accept Amendment.

82. It shall not be competent for the mover of an original or substantive motion to amend the same without the consent of his seconder.

Member may Require Question to be Read.

83. Any member of the Council may require the question or matter under discussion to be read for his information at any time during a debate, but not so as to interrupt any other member whilst speaking.

Permissible Motions During Debates.

84. (1) Subject to subclause (2) of this clause, when a motion is under debate, no further motion shall be moved except a motion—

- (a) that the motion be amended;
- (b) that the Council do adjourn;
- (c) that the debate be adjourned;

- (d) that the question be now put;
- (e) that the Council do proceed with the next business;
- (f) that consideration of the question be postponed;
- (g) that the Council do sit behind closed doors; or
- (h) that the question be referred to a Committee of the Council, for consideration and report.

(2) Where the question before the Council is a recommendation from a Committee of the Council, a member may, at the conclusion of the speech of any other member, move without notice that the question be referred back to the Committee; and on any such motion the mover may speak for not more than five minutes, the seconder shall not speak, other than formally to second and the Chairman of the Committee concerned, or in his absence a member thereof, may speak for not more than five minutes, but no other debate shall be allowed. It shall not be competent for any new matter to be introduced by the Chairman or Committee member when speaking in reply, but he shall strictly confine himself to answering previous speakers.

(3) Any of the motions referred to in subclause (1) may be moved without notice.

Division of Motions.

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

Motions Affecting Expenditure.

86. Where a motion or amendment would have the effect of incurring expenditure not provided for in the estimates, that motion or amendment shall not be moved other than in the form of a reference of the question to the Finance Committee.

Withdrawal of Motions.

87. A motion or amendment may be withdrawn by the mover, with the consent of the Council, which shall be signified without debate; and it shall not be competent for any member to speak upon the motion or amendment after the mover has asked permission for its withdrawal unless that permission is refused.

Limitation of Withdrawal.

88. Except by consent of all members then present, an original or substantive motion shall not be withdrawn until any amendment proposed thereto has been withdrawn or negated.

Authority for Withdrawal.

89. A motion or an amendment to a motion shall not be withdrawn in the absence of any member of the Council who proposed it, except with his written authority.

Renewal of Withdrawn Motion.

90. A motion which has been withdrawn by leave of the Council may be made again at a subsequent meeting of the Council after notice duly given, pursuant to the provisions of Clause 39 of this By-law.

No Digression.

91. A member shall not speak otherwise than upon, or digress from, the question then before the Council, except to make a personal explanation.

Division 7—Amendments.

Nature of Amendments.

92. All amendments shall be either—
- Firstly: To leave out words.
 - Secondly: To leave out words in order to insert or add others.
 - Thirdly: To insert or add words.

Amendments to be in Writing.

93. Every amendment shall when so required by any member be reduced to writing, and signed by the mover, and handed to the Mayor or to the Clerk.

Amendments to be Seconded.

94. No amendment shall be discussed or submitted to the Council until it has been duly seconded.

Amendment to Relate to Motion.

95. Every amendment shall be relevant to the motion on which it is moved.

One Amendment at a Time.

96. (1) Only one amendment shall be discussed at a time, but as often as an amendment is lost, another amendment may be moved before the original motion is put to the vote, except that where an amendment is carried, one further amendment to the original motion, as amended, and no more, may be moved.

(2) In speaking to an amendment a member may give notice of his intention to move a further amendment.

Amendment Becoming Motion.

97. Where an amendment is carried, the original motion as amended shall, for all purposes of subsequent debate and subject only to clause 55, be treated as an original motion.

Division 8—Voting.

All Councillors to Vote.

98. (1) At every meeting of the Council, save where the Act otherwise provides, every member present shall vote, and if any member who is entitled to vote fails to vote, the Mayor shall call upon him to vote.

(2) Where there is any equal division of votes upon any question, the Mayor has and may exercise a casting vote.

Method of Taking Vote.

99. The Mayor shall, in taking the vote on any motion or amendment, put the question, first in the affirmative and then in the negative, and he may do so as often as is necessary to enable him to form and declare his opinion as to whether the affirmative or the negative has the majority in the voices or by a show of hands.

Division may be Called.

100. (1) The Council shall vote on the voices, or by a show of hands as may, in each case, be directed by the Mayor, but any member may call for voting by show of hands or a division on any question.

(2) Upon a division being called for, the Mayor may, if he thinks fit, order that the division bell be rung, and after the lapse of one half of a minute from the bell ceasing to ring a member shall not be permitted to enter or leave the chamber, until after the division has been taken.

Division—How Taken.

101. The division shall thereupon be taken by those voting in the affirmative passing to the right of the chair and those voting in the negative to the left of the chair.

Record of Voting.

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

Division 9—General.

Rescission of Resolution.

103.—A resolution of any meeting of the Council shall not be revoked, rescinded, or altered at the same or any subsequent meeting, except in the manner provided by section 177 of the Act.

Negated Motions.

104. A motion to the same effect as any motion, other than a motion moved in pursuance of a report of a Committee of the Council, which has been negated by the Council shall not again be entertained within a period of three months, except with the consent of an absolute majority of the Council.

Infraction of Standing Orders.

105. Every member shall be entitled to direct the attention of the Mayor to any infraction of the Standing Orders by any other Councillor, or to draw the attention of the Mayor to any matter of which the latter may take notice under clause 149.

Suspension of Standing Orders.

106. In cases of urgent necessity, any Standing Order of the Council may be suspended on motion duly made and seconded, but that motion shall not be declared carried unless an absolute majority of the Council, or a two-thirds majority of those present and voting on the question, whichever is the lesser number, have voted in favour of the motion.

Motion for Suspension of Standing Orders.

107. Any member moving the suspension of a Standing Order shall state the object of the motion, but discussion shall not otherwise take place thereon.

Titles to be Used.

108. (i) A speaker, in referring to any other member of the Council, shall designate him by the title of Mayor or Councillor, as the case may be.

(ii) Members of the Council, in speaking of or addressing officers, shall designate them by their official or departmental titles.

PART V—DEBATE ON PERMISSABLE MOTIONS.

Division 1—That Council Adjourn.

Motion for Adjournment of Council.

109. A member may, at the conclusion of the speech of any other member or on the conclusion of any business, move without notice that the Council do now adjourn and that motion shall state the time and date to which the adjournment is to be made.

Motion Must be Seconded.

110. A motion that the Council do now adjourn must be seconded, but such motion need not be reduced to writing.

Debate on Motion.

111. On a motion to adjourn, the mover may speak for not more than five minutes, the seconder shall not speak other than formally to second, and the mover of the motion (if any) which was then under debate may speak, without prejudice to his right of reply to the motion under debate, for not more than five minutes, but no other debate shall be allowed.

Time of Adjournment only Permitted Amendment.

112. No amendment can be proposed to the motion that the Council do now adjourn unless it relates to the time of adjournment, and it shall not be competent for any member of the Council under cover of a question of adjournment to introduce or discuss any other subject.

Limit to Further Motion.

113. (1) Where a motion for the adjournment of the Council is negated, no similar motion shall be moved until after the question then under discussion or the next on the notice paper or any other which may be allowed precedence shall have been disposed of.

(2) A second motion that the Council do now adjourn shall not be made within half-an-hour, unless in the opinion of the Mayor the circumstances of the question are materially altered.

Who May Move Motion.

114. (1) A member who has spoken on the question then before the Council shall not move the adjournment of the Council.

(2) A member shall not, at the same sitting of the Council, move or second more than one motion for the adjournment of the Council.

Unopposed Business may be Transacted.

115. On a motion for the adjournment of the Council it shall be competent for the Mayor before putting such motion to take the pleasure of the Council as to whether the Council will proceed to the transaction of unopposed business.

Motion may be Withdrawn.

116. A motion or an amendment relating to the adjournment of the Council may be withdrawn by the mover thereof with the consent of his seconder, leave to withdraw having been granted by resolution of the Council, which shall be signified without debate.

Resumption of Adjourned Meeting.

117. On motion for the adjournment of the Council being carried, the debate on the question (if any) under debate when that motion was moved shall be continued immediately upon the Council resuming after the adjournment.

Names of Speakers to be Recorded.

118. On a motion for the adjournment of the Council being carried, a record shall be taken of all those who have spoken on the subject under consideration at the time of the adjournment and they shall not be permitted to speak on any subsequent consideration of the same subject, but this clause does not deprive a mover of the right of reply.

Time of Adjournment to be Declared.

119. On a motion for the adjournment of the Council being carried, the Mayor shall adjourn the Council to such time and day as the motion specifies, or where no time and day is specified to such time and day as he shall then declare.

Division 2—That Debate be Adjourned.

Motion for Adjournment of Debate.

120. (1) A member may at the conclusion of the speech of any other member move, without notice, that the debate be adjourned to a later hour of the same meeting or to a subsequent meeting of the Council.

(2) On a motion that the debate be adjourned, the mover may speak for not more than five minutes, the seconder shall not speak other than formally to second, and no other debate shall be allowed; but if the question then before the Council is a recommendation from a Committee, the Chairman of the Committee concerned, or, in his absence, a member thereof may speak for not more than five minutes.

Who may Move for Adjournment.

121. (1) A member who has spoken on the question then under debate shall not move the adjournment of the debate.

(2) A member shall not, at the same sitting of the Council, move or second more than one motion for the adjournment of the same debate.

Second Motion for Adjournment of Debate, Etc.

122. A second motion that the debate be now adjourned, or that the consideration of the question be postponed, shall not be made within half-an-hour unless in the opinion of the Mayor the circumstances of the debate or question are materially altered.

Resumption of Adjourned Debate, Etc.

123. On resuming an adjourned debate, or the consideration of a question which has been postponed, the member of the Council who moved the adjournment, or that the consideration of the question be postponed, shall be entitled to speak first, but should he not avail himself of that privilege, he shall not be debarred from speaking at a later period of the debate, should he desire to do so.

Limit to Adjournment of Debate, Etc.

124. No motion that the debate be now adjourned, or that the consideration of the question be postponed, nor amendment thereon, shall be admissible which proposes an adjournment over more than three months.

Names of Speakers Recorded.

125. On a motion for the adjournment of a debate being carried, a record shall be taken of all those who have spoken on the subject under debate and they shall not be permitted to speak on any resumption of the debate on that subject, but this clause does not deprive a mover of the right of reply.

*Division 3—That Question be Put.**Motion that Question be Put.*

126. A member may, at the conclusion of the speech of any other member, move, without notice and without comment, that the question under consideration be now put, and upon that motion being formally seconded, the same shall immediately be put, without debate.

Who May Move, Majority, Etc.

127. A motion that the question under consideration be put shall not be moved by a member who has already spoken on the question, and that motion shall not be carried without the consent of a two-thirds majority of the Councillors then present.

Right of Reply.

128. When it is decided by the Council that the question under consideration be put, the mover of the question under consideration shall, if debate has ensued and if otherwise entitled to do so, be permitted to speak in reply for not more than five minutes before the question is put but subject thereto, the question shall at once be put.

Motion and Amendment Included.

129. Whenever it is decided by the Council that the question be put, the question to be so put includes the main question as well as any amendment thereto.

*Division 4—That Council Proceed with Next Business.**Motion That Council Proceed with Next Business.*

130. A member may at the conclusion of the speech of any other member move, without notice and without comment, that the Council do proceed with the next business and upon that motion being formally seconded, it shall be immediately put, without debate.

Question Considered Dropped.

131. Where the Council decides to proceed with the next business, the question which was then under discussion shall be considered as dropped.

Limitation of Time Between Motions.

132. During the same debate on any question, a motion that the Council do proceed with the next business shall not be moved within one hour after a similar motion has been negated.

PART VI—COUNCIL MEETING NOT OPEN TO PUBLIC.*Council Meeting Not Open to Public.*

133. The Council may by resolution direct that the meeting or a part of the meeting is not open to the public.

Business Behind Closed Doors.

134. After the carrying of a resolution under clause 133 of this by-law, the business at that meeting of the Council shall not be open to the public but shall proceed behind closed doors until the Council may by resolution decide that the meeting shall be open to the public.

Notice to Exclude Public Unnecessary.

135. Motions moved in accordance with the provisions of clause 133 or clause 134 may be moved without notice.

Motion to Exclude Public to be Seconded.

136. A motion moved in accordance with the provisions of clause 133 or clause 134 must be seconded, but such motion need not be reduced in writing.

Speeches on Motion to Exclude Public, etc.

137. The member of the Council moving a motion that the public be excluded from a meeting of the Council or part thereof, or that a meeting be open to the public, may speak in support thereof for not more than five minutes, but the seconder shall not be permitted to speak beyond formally seconding the motion.

Right of Reply Governed.

138. Upon a motion being made that a meeting of the Council, or part thereof, be not open to the public, the mover of the question then under debate, if any, may, without prejudice to his right of reply, be heard in reply on the motion (that the meeting or part thereof be not open to the public) for five minutes, after which the question shall be at once put without debate.

Unqualified Persons to Leave Meeting.

139. Upon the carrying of such resolution the Mayor shall direct all persons other than members and officers of the Council to leave the meeting and all such persons shall forthwith comply with such direction.

Mayor may Order Removal.

140. Any person failing to comply with such direction may by order of the Mayor be removed from the Council Chamber.

Removal of Limit to Speeches.

141. While a resolution under clause 133 of this by-law is in force the operation of clause 54 hereof shall be suspended unless the Council shall by resolution otherwise decide, which lastmentioned resolution may be moved without notice.

Confidential Business.

142. Every matter dealt with by, or brought before, the Council other than in meetings open to the public, or any Committee of the Council, shall be treated as strictly confidential, and shall not without the authority of the Council or of the Committee (as the case may be) be disclosed to any person other than the Mayor, Councillors or Officers of the Council (and in the case of officers only so far as may be necessary for the performance of their duties) prior to the discussion of that matter at a meeting of the Council held with open doors.

PART VII—DISTURBANCE AND BREACH OF ORDER.

No Adverse Reflection on Council.

143. A member shall not reflect adversely upon a resolution of the Council, except on a motion that the resolution be rescinded or amended.

No Adverse Reflection on Councillor.

144. A member shall not reflect adversely upon the character or actions of another member nor impute any motive to a member, unless the Council resolves, without debate, that the question then before the Council cannot otherwise be adequately considered.

Record of Words Spoken.

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

Demand for Withdrawal.

146. If any member commits a breach of clauses 143 or 144 the Mayor may require him unreservedly to withdraw any offending comment and to make a satisfactory apology; and if the member declines or neglects to do so, the Mayor may direct such member to cease speaking and resume his seat and may call on the next speaker, or, where he considers it necessary, he may require the offending member to retire from the meeting or suspend the sitting of the Council.

Removal from Council Chamber.

147. In the event of a member of the Council declining to withdraw from the Council Chamber on being required so to do by the Mayor, the Mayor may order his removal from the Council Chamber until the termination of the sitting.

Disturbance by Councillors.

148. A Councillor shall not make any noise or disturbance or converse aloud while any other person is addressing the Council, excepting—

- (a) to raise a point of order; or
- (b) to call attention to want of a quorum.

Continued Irrelevance, etc.

149.—The Mayor may call the attention of the Council to continued irrelevance, tedious repetition, unbecoming language, or any breach of order or decorum on the part of a member and may direct that member, if speaking to discontinue his speech, and thereupon the member shall cease speaking and shall resume his seat.

Members not to Cross Chamber, etc.

150. When the Mayor is putting any question, a member shall not walk out of or across the Chamber; and shall not, whilst any other member is speaking, pass between the speaker and the chair.

Mayor to Preserve Order.

151. The Mayor shall preserve order, and may call any member to order whenever, in his opinion, there is cause for so doing.

Protests not Permissible.

152. It shall not be competent for any member of the Council to require the Clerk to enter any protest or expression of dissent upon the Minutes of the Council except by dividing the Council, as herein provided.

Retraction or Apology on any Matter.

153. Whenever the Mayor has decided that any motion, amendment or other matter before the Council is out of order, it shall be rejected; and whenever anything said or done in the Council by any member is similarly decided to be out of order, that member shall be called upon by the Mayor to make such explanation, retraction or apology, as the case may require.

Continued Breach of Order.

154. Where a member persists in any conduct which the Mayor decides is out of order, or refuses to make any explanation, retraction or apology required by the Mayor under clause 153, the Mayor may direct that member to refrain from taking any further part in the then meeting of the Council, other than by recording his vote; and the member shall comply with such direction.

Serious Disorder.

155. (1) If at a meeting of the Council the Mayor is of the opinion that by reason of disorder or otherwise the business of the Council cannot effectually be continued, he may adjourn the meeting for a period of fifteen minutes, whereafter the Council shall re-assemble and decide whether business is to be proceeded with; and that question shall be decided forthwith and without debate.

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

PART VIII—COMMITTEES.

Division I—Standing Committees.

Appointment of Standing Committees.

156. (1) In addition to such Occasional Committees, as may from time to time be appointed, there shall be Standing Committees of the Council, namely, for—

- (a) Finance and General Purposes;
- (b) Town Planning;
- (c) Parks and Reserves;
- (d) Health and Building;
- (e) Parking and Traffic Control; and
- (f) Works and Lighting.

(2) Each Standing Committee shall comprise the Mayor and one Councillor of each Ward.

(3) The Council may appoint a member thereof to be a deputy to act on behalf of a member of an occasional or Standing Committee whenever that member is unable to be present at a meeting thereof, and if the deputy is requested by the member for whom he is a deputy or the Council to attend any such meeting in place of the member—

- (a) he is entitled to so attend and act for the member thereat; and
- (b) while so acting has all the powers of that member.

(4) A member of the Council who is appointed as a deputy in accordance with the provisions of subclause (3) shall be a representative of the same ward as the member for whom he deputises.

Term of Appointment.

157. Subject to the provisions of Clause 158, the members of each Standing Committee shall be appointed for each year at the first meeting of the Council held after the annual election and shall hold office until the commencement of the first meeting after the annual election then next ensuing.

Committee Members may be Changed.

158. The Council may, by resolution carried pursuant to a notice of motion, by a simple majority, or on a motion moved without notice, by an absolute majority, change the membership of any committee or appoint substitutes for Councillors absent pursuant to leave granted by the Council.

Duties of Standing Committees.

159. Subject to any resolution of the Council passed after the coming into operation of these Standing Orders the standing committees shall have the oversight of the following matters:—

- (i) Finance and General Purposes Committee—
 - (a) The finances of the Council.
 - (b) Items of expenditure recommended by any Committee.
 - (c) All matters in connection with the conditions and establishment of the Staff of the Council but excepting the question of the appointment or dismissal of officers.
 - (d) Loans.
 - (e) Town halls and all buildings the property of the Council.
 - (f) Use of vehicles by officers.
 - (g) Civic functions (with power to act).
- (ii) Town Planning Committee—
 - (a) All matters, including resumption of land, relating to zoning and town planning.
 - (b) Location of metropolitan regional roads.
- (iii) Parks and Reserves Committee.
 - (a) Parks, reserves and playgrounds.
 - (b) Enclosed recreational areas, including ovals.
 - (c) Street trees and road verges.
 - (d) Swimming pools, including the management and control thereof.
 - (e) Acquisition of land for recreational areas, but only after receipt of a recommendation from the Town Planning Committee as to the location thereof.
- (iv) Health and Building Committee—
 - (a) Matters affecting or relating to the health of the citizens.
 - (b) Immunisation, location and construction of all clinics.
 - (c) House inspections.
 - (d) Licensing of eating houses, sale of food and drugs and food sampling.
 - (e) Nightsoil and rubbish services.
 - (f) Noxious trades, morgues, etc.
 - (g) Hawkers, dogs and goats, impounding etc.
 - (h) Inspection of places of public amusement.
 - (i) Control of buildings and building operations and of verandahs, signs, hoardings and similar matters, otherwise than in connection with the property of the Council.
- (v) Parking and Traffic Control Committee—
 - (a) Control and management of parking facilities.
 - (b) The definition and allocation for use of street kerbside space.
 - (c) Parking areas, bus terminals, and all matters relating thereto.

(vi) Works and Lighting Committee—

- (a) Construction and Maintenance of streets, ways, drains, bridges and other public places.
- (b) Sweeping and watering of streets.
- (c) Fencing vacant lands.
- (d) Construction of street shelters and street signs.
- (e) Construction of crossings over footpaths, and any constructional matters in connection with streets.
- (f) Siting of all works buildings.
- (g) The provision of electricity services equipment and fittings for the lighting of streets, ways, and public places, and matters relating thereto.
- (h) The purchase, sale, replacement, and maintenance of Council vehicles, plant and machinery.
- (i) The purchase of all necessary supplies for the foregoing.

Division 2—Occasional Committees.

Appointment of Occasional Committees.

160. (1) The Council may appoint such number of its members, being less than one-half of the total number of its members, as an occasional committee to perform any duty which may be lawfully entrusted to it.

(2) A deputy member to an occasional committee may be appointed in accordance with the provisions of subclause (3) and subclause (4) of clause 156.

(3) A Standing Committee shall not interfere in any matter which has for the time being been entrusted to an Occasional Committee.

(4) An Occasional Committee shall not be appointed except on a motion setting out—

- (a) The duties proposed to be entrusted to such Committee; and
- (b) either—
 - (i) the names of the Councillors of whom, with the Mayor, it is intended to constitute the Committee; or
 - (ii) the number of Councillors intended to constitute the Committee and a provision that they be elected by a separate motion.

Chairmen of Standing Committees.

161. The Chairman of each Standing Committee shall be a member of an Occasional Committee and this Occasional Committee shall be referred to as the Chairman of Standing Committees.

Duties of Chairmen of Standing Committees.

162. Subject to any resolution of the Council passed after the coming into operation of these Standing Orders, the Chairmen of Standing Committees shall have the oversight of the following matters:—

- (a) Preparation of budgets;
- (b) consideration of major projects affecting several Standing Committees;
- (c) consideration of new projects outside the scope of Standing Committees;
- (d) appointment and dismissal of Senior Officers;
- (e) Staff matters affecting several Committees or Departments; and
- (f) the broad financial policy of the Council, particularly in regard to substantial increases or decreases in revenue or expenditure.

Division 3—General.

Calling Committee Meetings.

163. The clerk shall call a meeting of any committee when requested so to do by the Mayor or the Chairman or any two members of that committee.

Time of Meeting.

164. Each Committee shall from time to time fix its own day and hour of meeting.

Quorum of Committees.

165. At any meeting of a committee, a quorum shall consist of not less than three members.

Quorum at Commencement of Meeting.

166. If on the expiration of fifteen minutes after the hour at which any meeting of any Committee is appointed to be held a quorum shall not be present at the place of meeting, no meeting shall take place, and the meeting shall stand adjourned until the day and time fixed for the next ordinary meeting of the Committee, unless the Chairman shall convene a special meeting of the Committee for the transaction of the business standing adjourned.

Adjournment.

167. Any Committee of the Council may adjourn from time to time.

Appointment of Chairman.

168. (a) The Mayor is ex officio a member and chairman of a Committee appointed by the Council.

(b) Where the Mayor is unable to attend a meeting of an occasional or standing committee, then the deputy mayor may attend the meeting in place of the Mayor and act for him.

(c) If, in accordance with the provisions of Section 182 of the Act, the Mayor declines to be Chairman of a Committee, then that Committee shall, at the first meeting after its appointment, elect a Chairman who shall preside at all meetings of such Committee.

(d) In the absence of the Chairman, a member of the Committee chosen by the majority present shall preside.

Unfinished Business of Former Committees.

169. It shall be competent for every Committee of the Council to take up matters referred by the Council to the preceding Committee which may not have been entered upon or fully discharged at the time such Committee went out of office by effluxion of time.

Conference of Committees.

170. Any two or more Committees may confer together by mutual agreement on any matter of joint interest.

Variation of Standing Orders at Committee Meetings.

171. Except in so far as they limit the number of times a member may speak or require meetings to be conducted with open doors, these Standing Orders shall be observed at meetings of committees; but the chairman of a committee may have and exercise both a deliberate and, in the case of equality of votes, a casting vote.

Committee Procedure.

172. Each Committee shall, subject to this by-law, and any other by-laws hereinafter made by the Council, regulate its own procedure.

Communications by Committee.

173. No Committee shall communicate with any outside person or authority except through the Clerk, as the Officer of the Council duly authorised for the purpose.

Division 4—Vacancies on Committees.

Absence from Committee Meetings.

174. If any member of a Committee, other than the Mayor, shall absent himself from three consecutive meetings thereof without having obtained leave of absence from the Council or the Committee, his seat on such Committee shall thereupon become vacant.

Resignation of Seat on Committee.

175. Any member of a Committee may resign his seat on the Committee by notice in writing, signed by him and addressed to the Clerk, and when delivered to the Clerk his seat on the Committee shall become vacant.

Effect of Vacancy.

176. The existence of a vacancy or vacancies upon a Committee shall not affect the validity of any of the acts or proceedings of the Committee.

Casual Vacancies in Committees.

177. If any member of a Committee shall resign, or if his seat thereon shall become vacant, or if he cease to be a member of the Council, the Council may appoint another member of the Council to fill such vacancy.

Reporting Vacancies.

178. Every vacancy in a Committee shall be reported by the Clerk to the Council at its first meeting after such vacancy has arisen, and the Council shall proceed to appoint a member of the Council to fill such vacancy.

Members Exchanging Standing Committees.

179. It shall be competent for any two members representing the same Ward, but not otherwise, serving on different Standing Committees, to agree to exchange from one Committee to another, provided—

- (a) the exchange is approved of and the appointment is confirmed by the Council as in the next clause provided; and
- (b) such exchange is effected within one month from the appointment of the Committee.

Notification of Exchange.

180. When two members representing the same ward, serving on different Standing Committees, agree to exchange from one Committee to another, they shall notify the same in writing to the Clerk, who shall intimate the receipt thereof to the Mayor and the Chairmen of the Committees affected, and the matter shall be brought forward by the Mayor at the next meeting of the Council, when, if the Council agrees to the exchange, the same shall take effect forthwith.

PART IX—OFFICERS OF THE MUNICIPALITY.

Notice Inviting Applications to Office.

181. Subject to the provisions of clause 182 of this By-law no appointment to the office of Town Clerk, Assistant Town Clerk, City Engineer, City Treasurer, City Librarian, City Gardener, Building Surveyor, Chief Health Inspector or Senior Parking Inspector, shall take place until seven clear days' notice at least shall have been given by advertisement for three alternate days at the least in one or more newspapers circulating daily in the Municipality. Such advertisement shall state the date and hour of receiving applications, the nature of the office to be filled, the rate of salary to be paid, and shall require each applicant to state clearly his age, experience, and other qualifications in support of his application, and to forward not less than three and not more than five copies of recent references or testimonials.

Council may Promote Officers.

182. Notwithstanding anything contained in the last preceding clause, it shall be lawful for the Council, in its discretion, to promote any officer from one position to any other office at the disposal of the Council without advertising or otherwise inviting applications for such office.

Method of Dealing with Applications.

183. Whenever applications have been invited and received by the Council for any office referred to in clause 181, such applications shall be opened and scheduled by the Clerk for presentation to the next regular meeting of the Council or at a Special meeting called for the purpose.

Applications, etc., to Lie on Council Table.

184. The letters of application, together with any testimonials or references in support thereof and accompanying such letters, shall lie on the Council Table until the next regular meeting of the Council, when an appointment may be made or the matter otherwise dealt with.

Applications may be Reduced to Three.

185. It shall be competent for the Council, upon the names of all applicants being read, to delegate to the Chairman of Committees, the duty of examining the letters of application and testimonials. The Committee shall carefully examine all letters of application and testimonials therewith, and shall reduce the number of applications to three. The Committee may interview any or all of such selected applicants in person, and may report to the Council the result thereof.

Committee to Furnish Written Report to Council.

186. Having dealt with the applications as aforesaid, the Committee shall furnish to the Council a written report, stating the age, qualifications and other particulars respecting the three selected applicants.

How Applications Reduced to One.

187. (i) The appointment to Office of Town Clerk, Assistant Town Clerk, City Engineer, City Treasurer, City Librarian, City Gardener, Building Surveyor, Chief Health Inspector and Senior Parking Inspector, shall be by the Council and, subject to clause 182 of this by-law shall only be after advertisement and the receipt of applications and reports as in the previous clauses provided.

(ii) Subject to clause 182 of this by-law, the Council shall arrive at its decision and make the appointment as follows:—

- (a) At a Council Meeting, each Councillor shall be supplied with a list of applicants.
- (b) In the first ballot, each member of the Council shall strike out the name of one applicant leaving the names of two applicants only on the ballot paper. The two applicants having the largest number of votes in the first ballot shall be submitted to a final ballot.
- (c) In the final ballot each member of the Council shall strike out the name of one applicant, leaving the name of the other applicant.
- (d) In the event of an equality of votes in any ballot, the Mayor shall have and shall exercise a casting vote.
- (e) The Mayor shall declare the result of each or any ballot, and such declaration shall be final and conclusive.

(iii) No appointment shall be invalidated because of the non-compliance of any by-law relating to such appointment.

Selected Applicant to be Appointed by Resolution.

188. On the declaration of the result of the final ballot the Council shall, by resolution and by open voting, appoint the selected applicant to the vacant office.

Appointments and Dismissals by Clerk.

189. All appointments and dismissals in respect of offices other than an office which is specified in clause 181 shall be the responsibility of the Clerk.

Senior Officers.

190. The officers specified in clause 181 of this by-law may be referred to as the Senior Officers of the Council.

Special Leave for One Day.

191. The Clerk may, at any time, grant one day's emergency leave of absence to any officer upon written application in that behalf, but such emergency leave shall not count against or be deducted from any leave due or to become due to the applicant.

Transfer of Officers or Servants.

192. The Clerk may, in his discretion, transfer any officer or servant of the Municipality, other than a senior officer, from any office or employment to any other office or employment as the interests of the Municipality may appear to him to warrant.

Clerk to be Chief Non-elective Executive Officer.

193. The Clerk shall be the Chief Non-elective Executive Officer of the Municipality, and shall have and exercise on the Council's behalf, full authority over every officer and servant of the Municipality.

All Other Officers to be Subordinate to the Clerk.

194. All officers and other servants of the Municipality in whatever capacity, shall be subordinate to the Clerk, whose directions and instructions such officers and servants shall promptly and faithfully accept, act upon, and execute.

Officers not to Act without Due Instructions.

195. All directions of the Council, together with other special and important instructions to senior officers and heads of departments shall, as far as practicable, be conveyed by the Clerk in writing. Provided that, pending written confirmation, the verbal instructions of the Clerk must be promptly and faithfully accepted, acted upon, and executed.

Reports by Senior Officers.

196. Every report prepared by a Senior Officer of the Council shall be addressed to the Clerk who may, if he thinks fit, refer such report to a meeting of the Council or a Committee of the Council.

Clerk may Suspend any Officer from Duty.

197. The Council delegates to the Clerk the discretionary authority that if, in the opinion of the Clerk, the suspension from duty of any officer, pending the pleasure of the Council, would be in the best interests of the Municipality, the Clerk may, in writing under his hand, suspend any officer accordingly, and every such suspension shall be good and binding until the pleasure of the Council thereon.

Clerk to Report Suspension Immediately.

198. Immediately any officer has been suspended as aforesaid, the Clerk shall report to the Council the facts in respect thereof. It shall not be competent for the Clerk or any member of the Council to make public or otherwise communicate the contents of such report to any person other than a member of the Council without the express authority and approval of the Council.

Effect of Suspension.

199. Upon receipt of a written notice of suspension signed by the Clerk, whether such notice contains reasons for such suspension or otherwise, the officer in question shall be suspended accordingly, and shall forthwith deliver to the Clerk or any other person appointed by the Clerk in that behalf, all papers, books, documents, records, moneys, valuables, keys, and all other articles and things the property of the Municipality in his possession.

Officers not to Become Security.

200. No officer or servant of the Council shall become security for any member of the Council, or for any other officer or servant of the Council.

Officers of Council not to show Documents.

201. No officer of the Council shall be at liberty to show, lay open, or expose any of the books, papers, or records of the Council, without leave from the Council, except as otherwise provided by law.

Mayor may Suspend Clerk.

202. (a) The Council delegates to the Mayor the discretionary authority that the Mayor may, in writing under his hand and the common seal of the Municipality, suspend the Clerk from duty:—

- (i) If there are reasonable grounds for suspecting misconduct; or
- (ii) The Clerk has been charged with the commission of a crime or a misdemeanour or an offence for which the punishment may be imprisonment.

(b) Should the Clerk be suspended, the Mayor shall immediately summon a Special Meeting of the Council to deal with such suspension.

Protection of Officers and Servants.

203. If a member has any complaint concerning the ability character or integrity of any officer or servant of the Council or of any act or omission of such officer or servant and desires to bring such complaint to the notice of the Council he shall (unless the matter requires an immediate decision of the Council) notify the Mayor of such complaint giving such details as are available in order that the complaint may be investigated and reported upon by the Finance and General Purposes Committee.

Officers to have Right of Reply.

204. If a complaint or criticism be made concerning an officer or servant of the Council whether by a member or by any other person that officer or servant may reply to the complaint or criticism either personally or in writing to the Finance and General Purposes Committee and with the consent of the Council to the Council itself.

PART X—MISCELLANEOUS.

Mayor Authorised to Expend Funds up to Fifty Dollars.

205. Upon the written recommendation of the Clerk in that behalf, the Mayor may, in writing under his hand, at any time, authorise the expenditure of any sum not exceeding fifty dollars upon any work or service of special urgency; but such authorisation shall be submitted to the Council for confirmation at the next regular meeting of the Council.

Officers not to Incur Unauthorised Expenditure.

206. No officer of the Council shall incur any expenditure not previously authorised by the Council, or provided for in that behalf, in the Council's estimates of current expenditure.

Clerk May Sanction Maintenance Expenditure.

207. Subject to the general and special instructions of the Council from time to time, the Clerk may sanction the expenditure on account of maintenance, wages, salaries, office stationery, street cleansing, street watering, public lighting, and current expenditure on reserves, markets, weighbridges, refuse service, water supply and other and all services of and incidental to the proper discharge of the Council's business from day to day.

Provided that no expenditure shall be authorised in respect thereof except and within that authorised by the Council and provided for in the Council's estimates of current expenditure.

No New Works to be Commenced Without Council's Authority.

208. No new works shall, under any circumstance or pretence whatever, be undertaken or commenced, or any expenditure or liability whatsoever incurred in respect thereof, by any officer of the Council without the express approval and sanction of the Council or a Committee of the Council authorised to act in that behalf.

Increased Expenditure—Reference to Finance Committee.

209. No motion or amendment which would have the effect of increasing the expenditure of the Council not provided for in the annual estimates, shall be moved at any meeting of the Council, except in the form of a reference to the Finance Committee for consideration and report.

Custody and Use of Common Seal.

210. Subject to the provisions of clause 202 of this by-law the Clerk shall have the charge of the common seal of the Municipality, and shall be responsible for the safe custody and proper use of same.

Seal not to be Improperly Used.

211. Except as required by law, or in the exercise of the express authority of the Council, the Clerk shall not unlock or use the common seal of the Municipality.

Custody of Corporate Property.

212. The custody of all property whatsoever belonging to, or held in trust by, the Municipality shall be in the Clerk, who shall be responsible to the Council therefore.

Cases not Provided for in Standing Orders.

213. The Mayor shall decide all questions of order, procedure, debate, or otherwise, in respect of which no provisions or insufficient provision, is made in this by-law, taking as a guide the procedure of the Western Australian Parliament in that behalf. The decision of the Mayor in all such cases shall be final, in that particular case, unless a majority of the members then present shall, on motion made forthwith, without discussion, dissent therefrom.

Production of Documents.

214. (1) Any member may of right require the production of any of the documents of the Council relating to the question or matter under discussion.

(2) On giving to the Clerk not less than six hours' notice, a member of the Council shall be entitled to have laid on the Council table, for the duration of a meeting, any document or record of the Council, and the Clerk, on receiving that notice, shall lay the document on the Council table at the commencement of the meeting.

All Papers Laid Upon Council Table to be Public.

215. All papers laid upon the Council table as aforesaid shall be deemed to be public unless otherwise ordered by resolution of the Council.

Representation on Public Bodies.

216. Whenever it becomes necessary to appoint a Member to represent the Council on a public body or a State instrumentality, notice of the necessity to make that appointment shall if time permits be given at the meeting of the Council immediately preceeding the meeting at which it is intended to make the appointment.

Meetings of Electors.

217. (1) The Standing Orders apply, so far as is practicable, to any meeting of electors, but where there is any inconsistency between the provisions of this by-law and the provisions of section 171 of the Act, the latter prevails.

(2) A person who is not an elector is not entitled to vote at a meeting of electors, and he may not take any part in any discussion at that meeting, unless the meeting, by a motion, requests him to do so.

Meetings of Ratepayers.

218. (1) The Standing Orders apply, so far as is practicable to any meeting of ratepayers, but where there is inconsistency between the provisions of this by-law and the provisions of section 171 of the Act, the latter prevails.

(2) A person who is not a ratepayer is not entitled to vote at a meeting of ratepayers and he may not take any part in any discussion at that meeting unless the meeting, by a motion, requests him to do so.

Regulation Governing Admission of Public.

219. (1) Any member of the public attending a meeting of the Council shall be seated in the public gallery, unless invited to occupy some other position by the Mayor.

(2) The admission of the public to the Council Chamber shall be under and subject to the regulation that no expression of dissent or approval, conversation, or interruption to the proceedings of the Council shall take place, and, in the event of any breach of this regulation, the Mayor may at his discretion, and without a vote of the Council, require the person or persons so offending to withdraw, and thereupon such person or persons shall immediately withdraw from the Council Chamber.

(3) Any person who, being ordered to leave the Council Chamber, fails to do so may, by order of the Mayor, be removed from the Council Chamber.

Penalty.

220. Any person wilfully committing a breach of these Standing Orders is liable to a penalty not exceeding forty dollars.

Enforcement.

221. The Mayor is authorised and required to enforce the Standing Orders and, if so required by an absolute majority of the Council, shall prosecute for any breach thereof.

Repeal.

222. The by-law numbered one for regulating the proceedings of the Council and published in the *Government Gazette* dated 15th November, 1907, as amended in the *Government Gazette* dated 13th September, 1929, is hereby repealed.

The Common Seal of the City of Fremantle was hereto affixed this 19th day of July, 1966, pursuant to a resolution passed this 18th day of July, 1966, in the presence of—

[L.S.]

W. FRED. SAMSON,
Mayor.
S. W. PARKS,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Albany.

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

L.G. 280/58.

IN pursuance of the powers conferred upon it, by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 18th day of May, 1966, to adopt such of the Draft Model By-laws, published in the *Government Gazette* of 9th March, 1966 (with such alterations) as are hereunder set out:—

1. Local Government Model By-laws (Petrol Pumps), No. 10, clause 3 (b)—delete word "twelve" in lines one and four and substitute therefor the word "forty."

2. Revoke the whole of the By-laws Regulating the Erection and Use of Petrol Pumps numbered 7, published in the *Government Gazette* of 11th April, 1956, and subsequent amendments thereto.

Dated this 22nd day of August, 1966.

The Common Seal of the Town of Albany was hereunto affixed by authority of a resolution of the Council 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 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Cottesloe.

By-law No. 31—Petrol Pumps.

L.G. 345/63.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 22nd day of June, 1966, to adopt in substitution for By-law No. 31 the adoption thereof having been published in the *Government Gazette* of the 18th day of July, 1963, the draft Model By-law published in the *Government Gazette* of the 9th day of March, 1966 as here set out: Petrol Pumps, No. 10—The whole of the by-laws.

Dated the 28th day of June, 1966.

The Common seal of the Town of Cottesloe was hereunto affixed this 28th day of June, 1966, by the Mayor in the presence of the Town Clerk—

[L.S.]

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

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council on this 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Cottesloe.
By-law No. 37—Deposit of Refuse and Litter.

L.G. 329/66.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 22nd day of June, 1966 to adopt the draft Model By-laws published in the *Government Gazette* of the 4th day of August, 1965 as are here set out: Deposit of Refuse and Litter, No. 16—The whole of the by-laws.

Dated the 28th day of June, 1966.

The Common seal of the Town of Cottesloe was hereunto affixed this 28th day of June, 1966, by the Mayor in the presence of the Town Clerk—

[L.S.]

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

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council on this 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Bunbury.
By-law Relating to Street Alignment.

(a) Strickland Street; (b) Minninup Road.

L.G. 246/56.

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 23rd May, 1966 and on 27th June, 1966 to make and submit for confirmation by the Governor, the following by-law:—

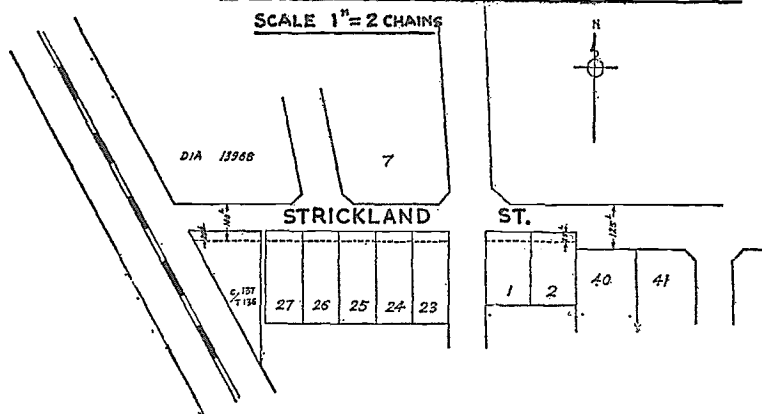
(1) (a) The street alignment for the portion of Strickland Street on the south side from the Railway Crossing running east to the eastern boundary of lot 2 as shown on Plan T.P.S. 4/11 shall be the line indicated as the dotted line on the said plan.

(b) The street alignment for the portion of Minninup Road from Spencer Street running south-west to Clarke Street on both sides of the road as shown on Plan T.P.S. 4/10 shall be the line indicated as the dotted line on the said plan.

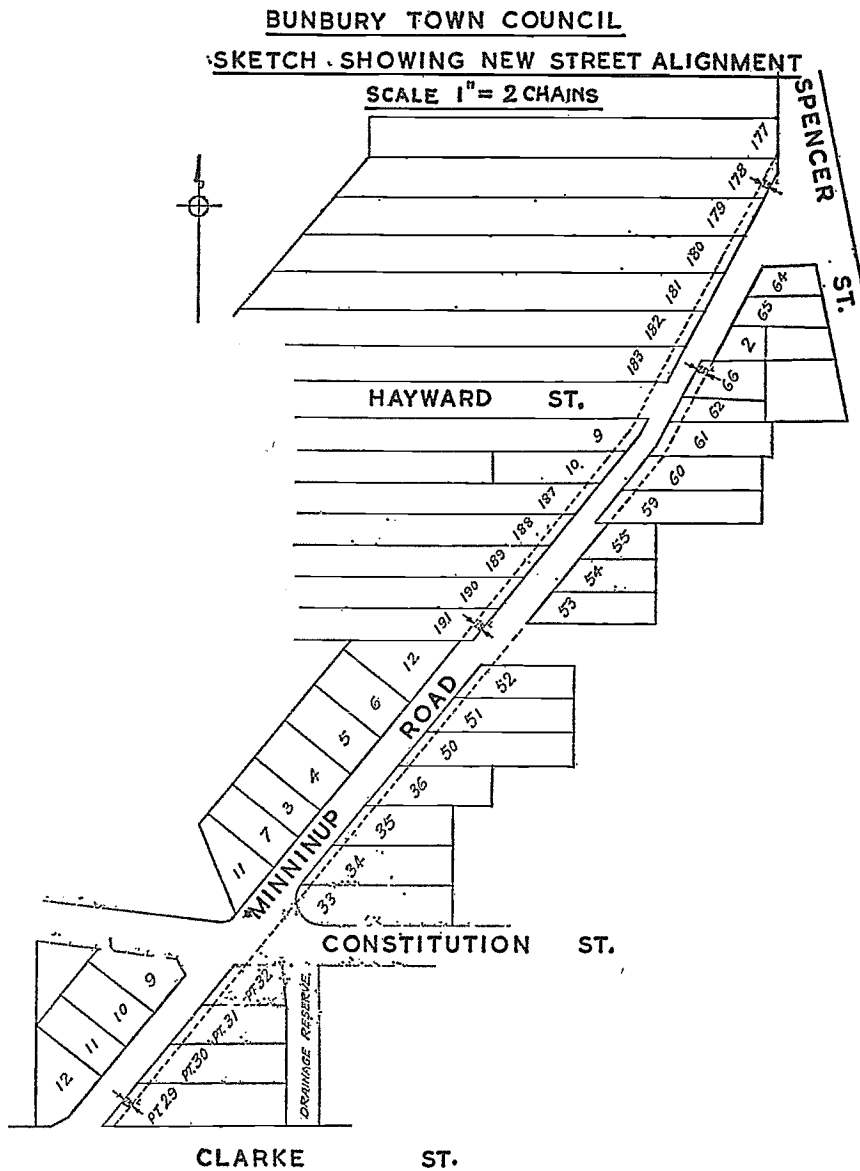
(2) No person shall erect or cause to be erected any building or structure nearer than 25 feet from the new street alignment shown on the plans.

(3) Any person who shall commit a breach of this by-law shall upon conviction be liable to a penalty not exceeding forty dollars (\$40).

BUNBURY TOWN COUNCIL
SKETCH SHOWING NEW STREET ALIGNMENT



This is the plan referred to in item (1) (a) of the by-law relating to street alignment.



This is the plan referred to in item (1) (b) of the by-law relating to street alignment.

The Common Seal of the Town of Bunbury was hereto affixed as required by section 190 (5) (c) of the Local Government Act, 1960, 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 Governor in Executive Council this 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of East Fremantle.

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

L.G. 369/58.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all the powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 18th day of July, 1966 to revoke the resolution of the Council made on the 16th day of March, 1964, and published in the *Government Gazette* of the 1st October, 1964, in which the Council adopted the Local Government Model By-law—Petrol Pumps, No. 10, and to adopt without alteration such of the Draft Model By-law published in the *Government Gazette* of the 9th March, 1966 as are here set out: Draft Model By-law—Petrol Pumps, No. 10.

Dated this 21st day of July, 1966.

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

[L.S.]

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

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Cockburn.

Adoption of Draft Model By-laws (Caravan Parks), No. 2, and Amendments.

L.G. 260/66.

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 Tenth day of May, 1966, to make and submit for confirmation by the Governor the following by-law:—

To adopt the whole of the Draft Model By-laws (Caravan Parks) known as Local Government Model By-laws (Caravan Parks), No. 2, published in the *Government Gazette* of the 28th September, 1961, and amendments published in the *Government Gazette* of the 16th January, 1963.

Dated the 18th day of August, 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 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Cockburn.

Adoption of Local Government Model By-laws (Petrol Pumps), No. 10.

L.G. 375/66.

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 12th day of July, 1966, to make and submit for confirmation by the Governor the following by-law:—

To adopt the whole of the Draft Model By-laws (Petrol Pumps) known as the Local Government Model By-laws (Petrol Pumps), No. 10, published in the *Government Gazette* of the 9th March, 1966.

Dated the 18th day of August, 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 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Cockburn.

By-laws Relating to the Classifying of the District.

L.G. 252/64A.

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 12th day of July, 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 23rd day of October, 1957, and published in the *Government Gazette* of the 17th day of April, 1958, as amended from time to time thereafter are hereby further amended by a new by-law reading as follows:—

1. The definition "Light Industry" of by-law 2 is amended by the substitution of a "coma" for the "full stop" after the words "powered by electricity" and the addition of the words "and excludes the wrecking, dismantling and breaking up of used motor vehicles or machinery and of the storage of used motor vehicles or machinery or any parts thereof."

2. After by-law 14 the following new by-law is inserted:—

Motor Vehicle Wrecking.

14A. A person shall not store, or permit to be stored or to remain on any land owned or occupied by him any disused motor vehicles, old motor vehicles, or old machinery or any parts thereof—

- (a) over an area of land exceeding two acres;
- (b) in any number exceeding 600 per acre where the vehicles have been reduced by pressure or other process to a mass of 60 cubic feet or less, or exceeding 200 per acre where they have not been so reduced; or,
- (c) unless they are placed in neat rows not exceeding six feet in height.

Dated this 8th day of August, 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 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Dandaragan.

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

L.G. 568/63.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 16th June, 1966, to revoke the resolution of the Council dated the 20th of April, 1963, adopting the Local Government Model By-law—Petrol Pumps No. 10 and to adopt such of the Draft Model By-law published in the *Government Gazette* of the 9th March, 1966 as are here set out; Draft Model By-law—Petrol Pumps, No. 10—The whole of the By-law.

Dated the 24th day of June, 1966.

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

[L.S.]

K. G. TOPHAM,
President.A. D. CAMERON,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of September, 1966.

~~W. S. LONNIE~~W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Donnybrook.

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

L.G. 949/62.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 18th day of May, 1966, to revoke the resolution of the Council made on the 20th February, 1963 adopting the Draft Model By-laws (Petrol Pumps), No. 10 and to adopt such of the Draft Model By-laws published in the *Government Gazette* of the 9th March, 1966 as are here set out: Draft Model By-law Petrol Pumps, No. 10—The whole of the By-law.

Dated this 18th day of May, 1966.

The Common Seal of the Shire of Donnybrook
was hereunto affixed pursuant to a resolution
of the Council in the presence of—

[L.S.]

H. B. AYERS,
President.C. H. McCUTCHEON,
Acting Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Gnowangerup.

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

L.G. 358/64.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 20th day of July, 1966, to revoke the resolution of the Council made on the 10th June, 1964, and the 24th February, 1965, adopting the Local Government Model By-law—Petrol Pumps, No. 10 and amendments, and to adopt such of the Draft Model By-laws published in the *Government Gazette* of the 9th March, 1966, as are here set out: Draft Model By-law—Petrol Pumps, No. 10.—The whole of the by-law.

The Common Seal of the Gnowangerup Shire Council was this day affixed hereto in the presence of—

J. V. McDONALD,
President.

B. F. HARRIS,
Shire Clerk.

[L.S.]

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Kellerberrin.

Adoption of Draft Model By-law Relating to Storage of Inflammable Liquids.

L.G. 542—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 13th day of July, 1966, to adopt such of the Draft Model By-laws published in the *Government Gazette* of the 29th May, 1963: Local Government Model By-law (Storage of Inflammable Liquids), No. 12.—The whole of the by-law.

Dated this 1st day of September, 1966.

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

E. GILES,
President.

T. R. BENNETT,
Shire Clerk.

[L.S.]

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Kellerberrin.

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

L.G. 322/63.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 13th day of July, 1966 to revoke the resolution of the Council dated the 24th day of April, 1963, adopting the Draft Model By-law—Petrol Pumps, No. 10 and to adopt such of the Draft Model By-law published in the *Government Gazette* of the 9th March, 1966, as are here set out: Local Government Model By-law (Petrol Pumps), No. 10—The whole of the by-law.

Dated this 1st day of September, 1966.

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

[L.S.]

E. GILES,
President.
T. R. BENNETT,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

DOG ACT, 1903.

The Municipality of the Shire of Manjimup.

Adoption of By-laws Relating to Control of Dogs.

L.G. 370/66.

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 9th day of June, 1966, to make and adopt and submit for confirmation by the Governor the following by-laws:—

1. These by-laws may be cited as the Dog Act By-laws for the Shire of Manjimup and shall come into operation on the 1st day of July, 1966.
2. In these by-laws, unless the context otherwise requires—
 - “Act” means the Dog Act, 1903-1963.
 - “District” means an area of the State, the inhabitants of which are the Shire of Manjimup under the Local Government Act, 1960.
 - “Dog” means a dog of either sex of an age exceeding three months.
 - “Shire” means the Shire of Manjimup.
 - “Registering Officer” means and includes every person authorised by the Shire to enter the registration of dogs within the district.
 - “Wandering at large” means roaming about without any control whatever.
 - “Owner” means a person deemed to keep and to be the owner of a dog as prescribed by section 4 of the Act.
3. The owner of a dog shall not allow it to enter or be on the land or any portion of the land referred to in the First Schedule hereto in any circumstances whatever. A person who commits a breach of this by-law is liable to a penalty not exceeding ten dollars.

4. The owner of a dog shall not allow it to enter or be on the land referred to in the Second Schedule hereto unless the dog is on a leash held by a person. A person who commits a breach of this regulation is liable to a penalty not exceeding ten dollars.

5. Where a dog is found wandering at large in the district and such dog is seized by the registering officer such dog shall not be released to the owner except—

- (a) if such dog is duly registered pursuant to the provisions of the Act and is wearing a collar around its neck with a current registration label attached thereto on payment to the Council of the sum of two dollars plus an amount of twenty cents for every 24 hours or part thereof during which time such dog is in the custody of the Council or the registering officer; and
- (b) in any other circumstances on payment to the Council of a sum of two dollars together with the sum of twenty cents for every 24 hours or part thereof during which time such dog is in the custody of the Council or the registering officer, and in the event of such dog not being currently registered under the provisions of the Act on payment of a further sum equal to the registration fee which should have been paid in respect to such dog by the owner thereof.

6. Any person who obstructs hinders or prohibits any registering officer or any person acting under his authority in the performance of anything authorised by the provisions of the Act or these by-laws commits an offence under these by-laws for which the maximum penalty shall be ten dollars.

7. Where a dog is found wandering at large and is seized by the registering officer after being kept in his custody in accordance with the provisions of section 19 of the Act if such dog be not released to the owner it may be sold by the Council for such price as the Council deems fit or it may be destroyed in accordance with the provisions of the Act. If any such dog is sold by the Council in accordance with the provisions of this by-law the purchase price derived therefrom shall be and remain the sole property of the Council and no part thereof shall be payable to the owner.

First Schedule.

All parks, gardens, reserves, play and recreation grounds within the Shire of Manjimup and under the control of the Local Authority.

Second Schedule.

All streets and public places within townsites within the Shire of Manjimup other than those listed in First Schedule.

Dated the 9th day of June, 1966.

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

[L.S.]

M. S. MUIR,
President.

M. DUNN,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of September, 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 19th day of July, 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. Section 6 of the Fifth Schedule is altered by the addition after the words "between West Coast Highway and Odo Street" appearing under the heading Hamersley Ward and in the first paragraph under the item Balcatta Beach Road of the following: "with the exception of Lot 30 on Diagram 33090."

2. Section 12 of the Fifth Schedule is altered by the addition at the end of the words and figures appearing under the heading Hamersley of the following: "North Beach Road—portion of Swan Location 1137 and being Lot 30 on Diagram 33090."

Dated this 19th day of July, 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 7th day of September, 1966.

W. S. LONNIE,
Clerk of the Council.

METROPOLITAN (PERTH) PASSENGER TRANSPORT TRUST ACT,
1957-1965.

Office of the Metropolitan (Perth)
Passenger Transport Trust,
Perth, 13th September, 1966.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Metropolitan (Perth) Passenger Transport Trust Act, 1957-1965, has been pleased to make the regulations set out in the Schedule hereunder

Schedule.

Regulations.

Principal regulations.

1. In these regulations the Metropolitan (Perth) Passenger Transport Trust Regulations, 1961, as published in the *Government Gazette* on the 1st August, 1961, and reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 13th August, 1962, and amended by a notice published in the *Government Gazette* on the 12th October, 1965, are referred to as the principal regulations.

Reg. 10 amended.

2. Regulation 10 of the principal regulations is amended by substituting for the passage, "prescribed by regulation 6 (2)" in lines two and three of subregulation (2), the passage, "fixed under regulation 6 (a)".

3. Regulation 11 of the principal regulations is amended by substituting for the passage, "prescribed by regulation 6 (2)" in line two of subregulation (2), the passage, "fixed under regulation 6 (a)".

Reg. 11
amended.

4. Regulation 24 of the principal regulations is amended by adding after the word, "child" in line one the passage, "or a person, being the holder of a scholar's permit issued under regulation 10 of these regulations,".

Reg. 24
amended.

5. Regulation 33 of the principal regulations is amended by deleting from line two of subregulation (3), the following passage, "bearing a notice "Enter at Front" or "Front Entrance"".

Reg. 33
amended.

6. Regulation 61 of the principal regulations is amended by deleting from subregulation (1) the passage commencing with the words "and at" in line four thereof, down to and including the passage "(public holidays excepted)" in the last line.

Reg. 61