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OF

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[1967

### TRAFFIC ACT, 1919-1966.

Police Department,  
Perth, 26th, July, 1967.

Police 65/2066.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Traffic Act, 1919-1966, has been pleased to make the regulations set out in the Schedule, hereunder.

R. T. NAPIER,  
Commissioner of Police.

#### Schedule. Regulations.

Principal regulations. 1. In these regulations the Road Traffic Code, 1965, published in the *Government Gazette* on the 30th December, 1965, and amended by regulations so published on the 20th January, 1966, the 31st May, 1966, and the 7th September, 1966, are referred to as the principal regulations.

Reg. 103 amended. 2. Regulation 103 of the principal regulations is amended by adding, after the interpretation, "restriction sign", the following interpretation:—

"roundabout" means an intersection that is laid out for the movement of vehicular traffic, in one direction, around a traffic island:

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Reg. 1608A added. 2. The principal regulations are amended by adding, after regulation 1608, the following regulation:—

Securing of loads. 1608A. A person shall not drive a vehicle carrying a load, unless the load is so arranged, contained, fastened or covered that the load or any part of it cannot fall or otherwise escape from the vehicle.

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- Reg. 402 amended. 2. Regulation 402 of the principal regulations is amended by adding, immediately after the word, "from", in line four of sub-regulation (10), the words, "or into".

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Perth, 26th, July, 1967.

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- Reg. 602 amended. 2. Regulation 602 of the principal regulations is amended by substituting for the passage, "subregulations (8) and (9) of regulation 402", in line one, the passage, "subregulation (10) of regulation 402 and to regulation 603".
- Reg. 603 amended. 3. Regulation 603 of the principal regulations is amended by adding, immediately after the subregulation designation to sub-regulation (1), the passage, "Subject to subregulation (10) of regulation 402 and to regulation 608,".
- Reg. 608 added. 4. The principal regulations are amended by adding, after regulation 607, the following regulation:—
- Right of way in roundabouts. 608. The driver of a vehicle entering a roundabout shall give way to a vehicle that is within the roundabout.

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Police Department,  
Perth, 26th, July, 1967.

Police 65/2066.

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Regulations.

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- Reg. 1210 amended. 2. Subregulation (1) of regulation 1210 of the principal regulations is amended—
- (a) by adding after the word, "vehicle" in line one of paragraph (a), the passage, "other than an emergency vehicle conveying a traffic inspector,"; and
- (b) by adding after the word, "upon" in line one of paragraph (b) the words, "an emergency vehicle conveying a traffic inspector or upon".

## MARKETING OF ONIONS ACT, 1938-1965.

Department of Agriculture,  
South Perth, 14th August, 1967.

HIS Excellency the Governor in Executive Council, acting under the provisions of subsection (1) of section 19 of the Marketing of Onions Act, 1938-1965, has been pleased to make the regulations set forth in the schedule hereunder, to have and take effect on and after the day set forth for the purpose in regulation 2 thereof.

T. C. DUNNE,  
Director of Agriculture.

## Schedule.

## Regulations.

1. These regulations may be cited as the Marketing of Onions (Dissolution of Board) Regulations.
2. These regulations shall come into operation on the day on which a formal announcement is made of the result of the poll taken under section 10 of the Act, on the 19th July, 1967.
3. In these regulations—
  - “the Act” means the Marketing of Onions Act, 1938-1965;
  - “the Board” means the Board constituted under the Act and dissolved pursuant to section 10 of the Act on the making of the formal announcement referred to in regulation 2 of these regulations;
  - “The Board Administration Account” means the account kept by the Board pursuant to subsection (4) of section 15 of the Act;
  - “the commencing date” means the day on which these regulations come into operation;
  - “the Committee” means the Committee established by regulation 4 of these regulations;
  - “the Committee Administration Account” means the account established pursuant to subregulation (4) of regulation 5 of these regulations.
4. (1) There is hereby established, for the purposes of these regulations, a Committee to be called the Onion Marketing Committee.
  - (2) The Committee shall consist of five members appointed by the Minister, one of whom shall be appointed by the Minister to be Chairman of the Committee.
  - (3) Each member of the Committee shall be appointed for a term not exceeding six months, is eligible for re-appointment, and may resign his office by notice in writing addressed to the Minister.
  - (4) Three members of the Committee shall form a quorum.
5. (1) Forthwith upon the coming into operation of these regulations—
  - (a) all moneys and securities for money, including interest thereon, and other property held by or on behalf of the Board, including, but without limiting the generality of the foregoing, the moneys at that time standing to the credit of The Board Administration Account;
  - (b) all the assets and liabilities of the Board; and
  - (c) all powers, authorities, rights, title, interest and obligations in or with respect to those assets and liabilities,
 under or pursuant to the Act shall, by force of this regulation, and without any transfer or assignment whatever, pass to and become vested in and imposed upon the Committee, and be divested and discharged from the Board.
  - (2) Nothing in this regulation operates so as to vest in or impose on the Committee any right or title to, or duty to receive or accept, any onions pursuant to the proclamation under section 4 of the Act and published in the *Gazette* on the 4th October, 1953, which right, title or duty would, but for the dissolution of the Board, have been vested in or imposed on the Board on or after the commencing date.
  - (3) Any right of action or other remedy accrued to or against, and any power or authority vested in or exercisable by, and any agreement, undertaking, lease, deed, guarantee or obligation made, given or entered into by, to or with the Board may be prosecuted and enforced by or against the Committee as if the right of action or other remedy had originally accrued to or against, or the power or authority had originally been vested in or exercisable by, or the agreement, undertaking, lease, deed, guarantee or obligation had been made, given, or entered into by, to or with, the Committee.
  - (4) The account called “The Board Administration Account” kept pursuant to subsection (4) of section 15 of the Act shall, on and after the commencing date, be called the “Committee Administration Account” and be kept by the Committee for use by it for the purposes of, and subject to, these regulations.
6. (1) As soon as practicable after the commencing date, the Committee shall cause any onions delivered to, and unsold by, the Board to be sold, and the Committee has, for that purpose, the powers conferred on the Board by section 14 of the Act.

- (2) The Committee shall cause proceeds of—
- (a) the sale of onions effected by the Committee under subregulation (1) of this regulation; and
  - (b) the sales of onions effected by the Board prior to the commencing date, but which proceeds were not, prior to that date, dealt with and applied by the Board in the manner directed by section 15 of the Act,
- to be dealt with and applied in the manner directed by section 15 of the Act.
7. (1) Subject to regulation 6 of these regulations and subregulation (2) of this regulation, the Committee shall cause all assets, securities for money and other property, other than moneys, vested in it pursuant to regulation 5 of these regulations, to be sold, called up or realised, as the case requires.
- (2) Where the Committee is unable to sell any property so vested in it, it may cause the property to be disposed of in such other manner as is approved by the Minister.
- (3) The moneys received by the Committee in the course of the performance of its duties under subregulation (1) of this regulation shall be paid to the credit of the Committee Administration Account.
8. The Committee shall, within twenty-eight days of the commencing date, cause to be published, on two occasions separated by an interval of not less than six clear days, in a newspaper circulating throughout the State, notices to the effect that—
- (a) the Committee has assumed the assets and liabilities of the Board;
  - (b) the Committee is obliged, by these regulations, to realise upon the assets of the Board and to satisfy the liabilities of the Board; and
  - (c) persons having any action or claim against the Board or the Committee should as soon as practicable commence their action against, or lodge their claim with full particulars with, the Committee.
9. Subject to regulation 6 of these regulations, the Committee shall meet and extinguish from the moneys standing to the credit of the Committee Administration Account—
- (a) all liabilities and obligations in respect thereof vested in and imposed upon it pursuant to regulation 5 of these regulations; and
  - (b) all liabilities and obligations in respect thereof incurred by it in the course of carrying out its functions under these regulations.
10. (1) The members of the Committee, other than any member who is employed under the Public Service Act, 1904, shall be paid such remuneration and allowed such expenses as is approved by the Minister.
- (2) The Committee may, with the consent of the Minister, engage and employ servants for the purposes of assisting it in the carrying out of its functions under these regulations.
- (3) The Committee Administration Fund is charged with the cost of carrying out the provisions of subregulations (1) and (2) of this regulation.
11. The Committee shall cause true and regular accounts to be kept, which shall be audited by the Auditor-General.
12. (1) Section 16 of the Act applies to the Committee as if it were the Board constituted under the Act.
- (2) A member of the Committee is not personally liable for any act done in good faith by the Committee or by the member acting as such.
13. (1) When it appears to the Committee that there is no longer any matter or thing required, or likely to be required, to be done or dealt with by it under regulations 6, 7, 9, 10 and 11 of these regulations, the Committee shall cause the moneys then standing to the credit of the Committee Administration Account to be withdrawn and paid to the Treasurer to be dealt with in the manner specified in subregulation (2) of this regulation.
- (2) The moneys paid to the Treasurer pursuant to subregulation (1) of this regulation shall be paid into a trust account to be established and kept at the Treasury and known as the "Onion Industry Trust Account".
- (3) Moneys from time to time standing to the credit of the Onion Industry Trust Account may be applied for such purposes relating to or in connection with the onion industry as the Minister approves.
- (4) Upon the making of the payment referred to in subregulation (1) of this regulation, the Chairman of the Committee shall cause all books, records and accounts of the Board and the Committee to be delivered up to the Director of Agriculture.