



# Government Gazette

OF

## WESTERN AUSTRALIA

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[1967

### UNIVERSITY OF WESTERN AUSTRALIA ACT, 1911-1964.

WHEREAS by section 2 of the University of Western Australia Act Amendment Act, 1929, the Senate, in the name and on behalf of the University, may, from time to time, with the approval of the Governor, make by-laws for the several purposes mentioned in that section: Now, therefore, the Senate of the University of Western Australia, acting in pursuance of those powers, doth make the following by-laws:—

#### Crawley Site By-laws.

1. In these by-laws, the by-laws published in the *Government Gazette* on the 25th November, 1932, and amended by by-laws published from time to time in the *Government Gazette*, are referred to as the principal by-laws.
2. By-law 8 of the principal by-laws is amended by substituting for the word "ten" in line two, the word "fifteen".

Passed by a resolution of the Senate of the University of Western Australia at its meeting held on the 24th day of July, 1967.

The Common Seal of the University of Western Australia has been affixed in pursuance of an order of the Senate by the undersigned being legally entitled to the custody thereof as the Chancellor of the said body Corporate.

[L.S.]

ALEX REID,  
Chancellor.

Approved by His Excellency the Governor in Executive Council this 13th day of September, 1967.

W. S. LONNIE,  
Clerk of the Council.

## PUBLIC SERVICE APPEAL BOARD ACT, 1920-1966

Premier's Department,  
Perth, 20th September, 1967.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Public Service Appeal Board Act, 1920-1966, has been pleased—

- (a) to revoke the Public Service Appeal Board Act Regulations, 1939, as amended; and
- (b) to make the regulations set out in the Schedule hereunder.

W. S. LONNIE,  
Under Secretary.

## Schedule.

## REGULATIONS.

1. These regulations may be cited as the Public Service Appeal Board Regulations.
2. In these regulations, unless the contrary intention appears—
  - “member” means member of the Board, and deputy member has a corresponding meaning;
  - “the Association” means the Civil Service Association of Western Australia (Incorporated);
  - “the Board” means the Public Service Appeal Board as constituted under section 3 of the Public Service Appeal Board Act, 1920.

## Elections.

3. (1) Subject to subregulation (2) of this regulation, an election of members and deputy members for the respective Divisions of the Public Service shall be held as and whenever necessary.
- (2) Where in any year more than one member or deputy member will by reason of expiration of term of office be required to be elected in that year—
  - (a) one election may be held in that year for the election of all those members or deputy members; and
  - (b) each person elected at such an election shall be eligible to take his seat on the Board after the seat on the Board for which he has been elected becomes vacant by reason of the expiration of the term of office of the member still holding office at the time when the election is held.
- (3) Prior to or upon the expiration of the period for which members and deputy members are elected to hold office, the chairman of the Board shall direct the Returning Officer to issue a notice in the form of Form 1 in the Appendix to these regulations, to be published in the *Gazette*, appointing a date and time for lodging nominations and a date and time for the closing of the poll to be taken at the election.
- (4) The nomination day appointed by any notice published pursuant to subregulation (3) of this regulation shall not be less than 30 days after the date upon which the notice is published in the *Gazette*, and the day appointed for the holding of the election and the closing of the poll at such election shall not be less than fourteen nor more than thirty days after the nomination day.
- (5) An extraordinary election to fill any vacancy in the office of member or deputy member arising from death or retirement of a member or deputy member before the expiration of the period for which he was elected shall be held at such time or times as the chairman of the Board directs by notice in the *Gazette*, and the provisions of subregulation (4) of this regulation apply in relation thereto.

## Returning Officer.

4. (1) The Chief Electoral Officer, or, if he is prevented from acting, his substitute appointed under the Electoral Act, 1907, shall be Returning Officer at any election held in accordance with these regulations.
- (2) Where the Chief Electoral Officer stands as a candidate at any such election, he shall, for the purposes of this regulation, be prevented from acting as aforesaid.

## Nominations.

5. (1) Nominations of candidates shall be lodged with the Returning officer in the form of Form 2 in the Appendix to these regulations, not later than the day and the time appointed for the receipt of nominations by the notice published pursuant to regulation 3 of these regulations.

(2) Every nomination shall—

(a) name the candidate for election, the vacancy for which he is nominated, and the department in which he is employed;

(b) be signed by not less than two persons qualified to vote for the nominee.

(3) If no nominations are received for all or any of the vacancies, the Returning Officer may extend the time for the receipt of nominations and for the holding of an election in respect of such vacancy or vacancies and, where that time is so extended, the period of time between the date for the receipt of nominations and the date of the election shall be as provided in subregulation (4) of regulation 3 of these regulations.

(4) Where a person has been nominated as a candidate for election both as a member and as a deputy member at elections to be held on the same day, both nominations are invalid and shall be rejected by the Returning Officer.

## Election of Representatives by Members of the Association.

6. (1) The General Secretary of the Association shall prepare and transmit to the Returning Officer, so as to reach him not later than noon on the day appointed for the receipt of nominations, separate lists of such of the members of each of the respective Divisions for which an election is to be held, as were, fourteen days prior to that day, financial members of the Association.

(2) Any list prepared and transmitted pursuant to subregulation (1) of this regulation shall—

(a) set out the name and official address of each member included therein; and

(b) be certified as being true and correct by the General Secretary.

## Persons entitled to Vote.

7. (1) Every person who fourteen days prior to the date fixed for receipt of nominations is a financial member of the Association shall be entitled to vote for a representative of the Association at an election of such representative.

(2) For the purposes of this regulation and regulation 6 of these regulations, a member is deemed to be financial if he has paid the subscriptions for which he is liable up to the end of the calendar year immediately preceding the year in which the election takes place or, in the case of an extraordinary election, if he is not more than three months in arrear with his subscription.

## Proceedings after Nomination.

8. (1) Where one candidate only is nominated, he shall be declared elected, but if more than one candidate is nominated, the Returning Officer shall proceed to take a poll.

(2) Where more than one candidate is nominated, the Returning Officer shall as soon as practicable after the date fixed for receipt of nominations, send to each person whose name appears on the list furnished to the Returning Officer in accordance with regulation 6 of these regulations—

(a) one ballot paper, in the form of Form 3 in the Appendix to these regulations, initialled or signed by the Returning Officer or by a person authorised in that behalf by the Returning Officer;

(b) one counterfoil in the form of Form 4 in the Appendix to these regulations;

(c) one ballot paper envelope in the form approved by the Returning Officer; and

(d) one envelope addressed to the Returning Officer.

(3) Each ballot paper, counterfoil, ballot paper envelope and addressed envelope shall be enclosed by the Returning Officer in a covering envelope, which shall be fastened and addressed and forwarded by post or otherwise to the person for whom it is intended.

9. The person to whom the ballot paper and counterfoil is addressed, if desirous of voting, shall record his vote on the ballot paper in the manner therein set forth, shall complete and sign the counterfoil, shall obtain the signature of a witness to his own signature thereon, and shall then enclose the ballot paper alone in the ballot paper envelope and seal the envelope, and return the ballot paper envelope with the ballot paper contained therein and the counterfoil to the Returning Officer in the envelope addressed to the Returning Officer, so as to be received by him not later than the day and time appointed by the notice of election for the closing of the poll at such election.

10. (1) The Returning Officer shall place and keep in a locked and sealed ballot box, until the scrutiny, all envelopes purporting to contain ballot papers received by him up to the close of the poll.

(2) An envelope containing a ballot paper received after the close of the poll shall not be admitted to the scrutiny.

11. (1) As soon as practicable after the close of the poll the Returning Officer, in the presence of any scrutineer, shall—

- (a) produce and open the locked and sealed ballot box wherein the envelopes containing ballot papers and counterfoils have been placed and kept, and open each outer envelope;
- (b) compare each enclosed counterfoil with the list referred to in regulation 6 of these regulations, and if satisfied that the person named in the counterfoil is entitled to vote and that the counterfoil has been completed, signed and witnessed as required by these regulations, strike out the name of that person on the list;
- (c) without opening the envelope marked "ballot paper", deposit it in a locked and sealed ballot box and set aside the counterfoil for safe keeping; and
- (d) produce and open the locked and sealed ballot box referred to in paragraph (c) of this subregulation, and proceed with the count of the votes.

(2) Where the right of a person to vote is not established or the counterfoil is not signed by the voter and by the witness, the Returning Officer shall replace the counterfoil and the envelope marked "ballot paper" in the outer envelope that he has opened, endorse on that envelope the word, "rejected", and set it aside for safe keeping.

12. A ballot paper shall be informal—

- (a) if it does not bear the initials or signature of the Returning Officer or a person authorised in that behalf by the Returning Officer;
- (b) if the voter has not marked it in accordance with the directions set out therein; or
- (c) if no mark is indicated on it.

13. The provisions of the Electoral Act, 1907, and the regulations in force thereunder in relation to parliamentary elections shall apply in all matters not provided for in these regulations to the extent to which those provisions are applicable.

14. Each candidate may appoint one scrutineer to represent him at the scrutiny and all proceedings at the scrutiny shall be open to the inspection of the scrutineers.

15. (1) Within seven days after the conclusion of the scrutiny the Returning Officer shall by writing inform the chairman of the Board of the names of the candidates duly elected and shall notify the result of the poll in the *Gazette*.

(2) The publication of a notice referred to in subregulation (1) of this regulation in the *Gazette* is evidence that the persons named therein were duly elected as members and deputy members of the Board.

16. (1) The Returning Officer and the officers employed by him, while engaged on the scrutiny and count of votes, shall be paid for those services the fees prescribed for similar duties in the regulations under the Electoral Act, 1907, for returning officers and presiding officers, respectively.

(2) Officers employed by the Returning Officer in the preparation and distribution of voting material shall be paid at the rate prescribed by regulations under the Electoral Act, 1907, for presiding officers engaged on the scrutiny and count of votes.

## Remuneration of Members.

17. The remuneration payable to a member, other than the chairman, for his services, shall be at the rate determined from time to time by the Governor.

## Conduct of Appeal.

18. Every appeal to the Board shall be made in writing, addressed to the Public Service Appeal Board, signed by the appellant and served on the Clerk to the Board within one month after the date of the decision or determination in respect of which the appeal is made, or where that decision or determination is published in the *Gazette*, within one month after the date of that publication.

19. Every appellant shall include in his notice of appeal, a statement of his claim or complaint.

20. Every appellant shall lodge with the Clerk to the Board as many copies of his notice of appeal as the Clerk to the Board may require, for service on the other parties thereto and for the use of the Board.

21. Upon receipt of a notice of appeal the Clerk to the Board shall forthwith forward one copy to the Public Service Commissioner or the Conservator of Forests, as the case may be, and shall notify the chairman.

22. The chairman shall fix the date, time and place for the hearing of the appeal and shall cause the Clerk to the Board to arrange a sitting of the Board.

23. The Clerk to the Board shall give the parties to the appeal not less than fourteen days' notice of the date fixed for the hearing of the appeal.

24. Every party shall within seven days of the receipt of notice of the date fixed for the hearing, supply the other parties to the proceedings with lists of the witnesses he intends to call, and any party to an appeal who intends to oppose the appeal shall, if required so to do, forthwith supply to the appellant a list of the witnesses he intends to call.

25. No appeal shall be heard by the Board unless the appellant supplies the Board, at least four working days prior to the hearing, with three copies of a statement in writing of the facts upon which the appellant relies and also serves a copy of such statement upon the representative of the Public Service Commissioner or the Conservator of Forests, as the case may be, four working days prior to the hearing.

26. (1) Subject to subregulation (2) of this regulation, any person who has been served with a summons in the form of Form 5 in the Appendix to these regulations, duly signed by the Clerk to the Board, who fails, without reasonable excuse to attend before the Board in compliance with the summons, shall be liable to a penalty not exceeding twenty dollars.

(2) The provisions of subregulation (1) of this regulation do not apply to a person who is resident more than two miles from the place of the sitting of the Board to which he is summoned to attend unless reasonable conduct money has been tendered to that person.

(3) The service of any summons where service has not been effected by post may be proved by an indorsement on the summons, signed by the person by whom it was served, setting forth the day, place and mode of service, or the person by whom the summons was served may depose to the service on oath at the hearing.

(4) The signature to an indorsement of service shall be *prima facie* evidence that the indorsement was signed by the person whose signature it purports to be.

27. The Board may at any time allow an appellant to amend the statement of the grounds of his appeal on such terms, if any, as the Board considers just.

28. The Board may in its discretion adjourn the hearing of any appeal for any good or sufficient reason.

29. After the decision of the Board, or of the majority of the members, has been reported in writing by the Board to the Governor, every party to an appeal shall be furnished by the Clerk to the Board with a copy of the decision of the Board.

APPENDIX.

Form 1.

Western Australia.

Public Service Appeal Board Act, 1920.

NOTICE OF ELECTION.

(Regulation 3.)

NOTICE is hereby given that an election of members and deputy members of the Public Service Appeal Board, as constituted under section 3 of the Public Service Appeal Board Act, 1920, will take place at the office of the Chief Electoral Officer, Perth, on the.....day of.....19....., closing at.....o'clock in the.....noon on such date.

The vacancies in the membership of the Board to be filled at such election are those specified hereunder:

One member and one deputy member representative of each of the following divisions:—

- (a) The Special Division of the Public Service;
- (b) The Administrative Division of the Public Service;
- (c) The Professional Division of the Public Service;
- (d) The Clerical Division of the Public Service;
- (e) The General Division of the Public Service;

Nominations of candidates shall be made in accordance with the Public Service Appeal Board Regulations and must be received by the Chief Electoral Officer at his office not later than.....o'clock in the.....noon

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

.....  
Returning Officer.

Form 2.

Western Australia.

Public Service Appeal Board Act, 1920.

NOMINATIONS.

(Regulation 5.)

To the Chief Electoral Officer,  
Perth.

WE, the undersigned officers of the (a).....Division of the Public Service, qualified to vote at the election of a member or a deputy member, representative of the said Division, do hereby nominate—

- (b).....
- (c).....
- (d).....

for election as a member (or deputy member) representative of the above-mentioned Division.  
(Strike out whichever is inapplicable.)

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

Signature of Nominator	Office held by Nominator	Department in which Nominator is employed

(To be signed by not less than TWO persons qualified to vote for the nominee.)

I, (b)..... (c).....  
(d)..... hereby consent to the above nomination  
and to act, if elected, in the capacity abovementioned.

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

Signature.....

NOTE: One person may not be nominated as a candidate for both member  
and deputy member at the same election—Reg. 5(4).

Received the above nomination this..... day of.....,  
19....., at..... o'clock in the..... noon.

.....  
Chief Electoral Officer  
Returning Officer.

- (a) Insert "Special", "Administrative", "Professional", "Clerical" or "General".
- (b) Name in full of nominee.
- (c) Office held by him.
- (d) Department in which employed.

Form 3.

Western Australia.

Public Service Appeal Board Act, 1920.

BALLOT PAPER.

(Regulation 8.)

ELECTION of a Member (or Deputy Member) representative of the  
..... on the Public Service Appeal Board.

.....  
Returning Officer's Initials.

Directions to Voter.

The voter must mark his vote on this ballot paper by placing the numeral 1 in the square opposite the name of the candidate for whom he votes as his first preference and must give contingent votes for all the remaining candidates by placing the numerals 2, 3, 4 (and so on as the case requires) opposite their names, so as to indicate the order of his preference for them.

The voter must then fold the ballot paper and enclose it in the envelope marked "Ballot Paper".

The voter must complete the counterfoil, obtain the signature of a witness to his own signature thereon and enclose the counterfoil with the envelope marked "Ballot Paper" in the addressed envelope provided for the purpose and forward it to the Chief Electoral Officer, Perth, so as to reach him not later than..... o'clock in the..... noon on the..... day of..... 19.....

Candidates	Votes
.....	.....
.....	.....
.....	.....

Form 4.

Western Australia.  
Public Service Appeal Board Act, 1920.  
COUNTERFOIL.  
(Regulation 8.)

Date of close of poll:.....

ELECTION of a Member (or a Deputy Member) representative of the  
.....on the Public Service Appeal Board.

Name of Voter:  
Office and Department:  
Usual Signature:  
Witness to Signature:  
Address of Witness:

Form 5.

Western Australia.  
Public Service Appeal Board Act, 1920.  
SUMMONS TO WITNESS.  
(Regulation 26.)

Between

and

Appellant

Respondent.

To.....

of.....

YOU are hereby required to attend as a witness before the Public Service  
Appeal Board at.....on.....the  
.....day of.....19.....at the hour  
of.....in the.....noon, and so from day  
to day until the above appeal is determined to give evidence in the said  
appeal on behalf of the.....(and then and  
there to have and produce.....

.....  
and all other papers and documents relating to the said appeal which may  
be in your custody, possession or power). In default of your attendance  
you will be liable to a penalty not exceeding twenty dollars.

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

.....  
Clerk to the Board.

NOTE: Under Regulation 26 a witness resident more than two miles from the  
place of sitting is not required to attend in answer to this summons  
unless reasonable conduct money is tendered to him.

.....  
(Reverse)

INDORSEMENT OF SERVICE.

On the.....day of.....19.....  
at.....I served the within-named with  
the within summons by

.....  
(Signature)

.....  
(Date)



## HEALTH ACT, 1911-1966.

Department of Public Health,  
Perth, 14th September, 1967.

HIS Excellency the Governor in Executive Council, acting under the provisions of section 241D of the Health Act, 1911-1966, and on the advice of the Advisory Committee constituted under section 241C of that Act, has been pleased to make the regulations set forth in the schedule hereunder.

W. S. DAVIDSON,  
Commissioner of Public Health.

## Schedule.

## Regulations.

1. In these regulations the Pesticides Regulations published in the *Government Gazette* on the 11th April, 1956, and reprinted, as amended, pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government Gazette* on the 24th April, 1967, are referred to as the principal regulations. Principal regulations.

2. Regulation 11 of the principal regulations is revoked and the following regulation substituted:— Reg. 11 substituted.

11. (1) (a) Where a pesticide contains any substance specified in the First, Second, Sixth or Seventh Schedule to the Poisons Act, 1964—

- (i) the package containing the pesticide shall conform with the requirements of regulation 19 of the Poisons Act Regulations, 1965, in force under that Act; and
- (ii) the label of the package shall bear the expressions "POISON" and "Keep out of reach of children".

(b) Where a pesticide does not contain any substance specified in the First, Second, Sixth or Seventh Schedules to the Poisons Act, 1964, but contains any substance specified in the Fifth Schedule to that Act, the label of the package shall bear the expressions "CAUTION" and "Keep out of reach of children".

(2) Where the word "POISON" or "CAUTION" is required to be shown on a label pursuant to this regulation—

- (a) the word shall appear in red on a white background and be surrounded by a red frame;
- (b) the word shall form the first line of the principal label and no other word or words shall appear on the same line;
- (c) the word "POISON" or "CAUTION", as the case requires, shall be in bold face sans serif capital letters of a size not less than half the size of the largest lettering on the label and in any event not less than six points full measurement.

(3) Where the words "Keep out of reach of children" are required by this regulation to be shown on a label, those words shall be shown—

- (a) in bold face sans serif capital letters of not less than six points full measurement; and
- (b) in such colour or colours as to afford a distinct colour contrast to the background colour.

(4) Where a pesticide, which contains any substance specified in the First, Second, Sixth or Seventh Schedule to the Poisons Act, 1964, is contained in a bottle a label shall not

be attached or affixed to the bottle in such a manner that the ribs, grooves, points or other distinctive designs or the embossed or branded words required to be blown, embossed or indelibly branded on the bottle are covered or obliterated; provided that a label may cover the front panel of the bottle and extend around the adjacent sides, if the words or the ribs, grooves, points or distinctive designs are on the back panel of the bottle and not covered or obliterated.

(5) The provisions of this regulation are in addition to, and not in derogation of, the provisions of regulation 9 of these regulations.

Reg. 14  
amended.

3. Regulation 14 of the principal regulations is amended by substituting for the words, "listed in Appendix C to these regulations" in line six, the passage, "specified in any of the Schedules to the Poisons Act, 1964".

Schedule C  
deleted.

4. The principal regulations are amended by deleting Schedule C thereto.

#### HEALTH ACT, 1911-1966.

Department of Public Health,  
Perth, 14th September, 1967.

HIS Excellency the Governor in Executive Council, acting pursuant to sections 240 and 341 of the Health Act, 1911-1966, and on the advice of the Advisory Committee constituted under section 216 of that Act has been pleased to make the regulations set forth in the schedule hereunder.

W. S. DAVIDSON,  
Commissioner of Public Health.

#### Schedule.

#### Regulations.

Principal  
regulations.

1. In these regulations the Food and Drug Regulations, 1961, published in the *Government Gazette* on the 4th January, 1962, and as amended from time to time thereafter by notices published in the *Government Gazette*, are referred to as the principal regulations.

Reg. 3  
amended.

2. Regulation 3 of the principal regulations is amended—

(a) by adding after the item, "G. 06. IMITATION CREAM," appearing under the heading, "PART G.—EDIBLE FATS AND OILS:", the following item:—

G.07. NON DAIRY COFFEE WHITENER. ;

(b) by adding after the item, "H.10. FLAVOURED MILK." appearing under the heading, "PART H.—MILK AND MILK PRODUCTS:", the following item:—

H.11 YOGHURT. ;

(c) by substituting for the item, "O.04. PERMITTED ADDITIVES" appearing under the heading, "PART O.—FRUIT AND FRUIT PRODUCTS:", the following item:—

O.04. PASTRYCOOKS' OR BAKERS' FILLING. ; and

- (d) by substituting for the item, "P.02. AERATED WATERS." appearing under the heading, "PART P.—ESSENCES, AERATED WATERS, CORDIALS, SYRUPS, SQUASHES CONCENTRATES, NON-EXCISABLE FERMENTED DRINKS, SUMMER OR TEMPERANCE DRINKS, MEDICINAL BEVERAGES:", the following item:—

P.02. MINERAL AND CARBONATED WATERS. .

3. Regulation A.01. of the principal regulations is amended—
- (a) as to subregulation A.01.001—
- (i) by adding before the interpretation, "label" the following interpretation:—
- "common name" means a name or description which indicates the true nature of the food, drug, ingredient or constituent, as the case may be.
- Where a regulation lays down a compositional standard and specifies the name of the product to which such standard applies, that name shall be deemed to be its common name. But nothing in this regulation shall prevent the use of a more specific name as a common name except where a precise designation is required by these regulations.
- A common name shall not include any word claiming or implying superior quality or purity; ;
- (ii) by substituting for the interpretation, "label" the following interpretation:—
- "label" includes every tag, brand, mark, pictorial or other descriptive matter written, printed, stencilled, marked, embossed or impressed on or attached to any food or drug or any package containing a food or drug; ;
- (iii) by substituting for the interpretation, "package" or "container", the following interpretation—
- "package" or "container" includes any form of enclosing or encasing a food or drug as a single item, whether by partially or completely enclosing the food or drug and includes wrappers, bands, jars, cans and boxes; ;
- (iv) by adding after the interpretation, "package" or "container", the following interpretation:—
- "parts per million (p.p.m.)" means parts per million by weight (weight in weight) unless otherwise indicated; ; and
- (v) by adding after the interpretation, "the Act" the following interpretation—
- "trade name" in relation to a food or drug is a distinctive, arbitrary or fancy name which clearly distinguishes a food or drug from any other food or drug but shall not be one that—
- (a) represents a single constituent;
  - (b) misrepresents the composition or any property or quality; or
  - (c) gives a false indication of origin, character or place of manufacture. ;

Reg. A.01  
amended.  
(Subreg.  
A.01.001  
amended.)

(Subreg.  
A.01.002  
substituted.)

(b) by substituting for subregulation A.01.002 the following subregulation:—

A.01.002. Labelling.

(a) Unless exempted by these regulations, every package in which any food or drug is enclosed for sale shall bear a label on or attached to it containing such information, in the English language, as is required by the Act or by these regulations and such information shall appear conspicuously in a prominent position on the label and shall be clearly discernable to the purchaser.

(b) The contents of the label shall include—

- (i) the common name of the product;
- (ii) the name of the manufacturer, packer, importer or vendor and his address, not being a post office, cable, telegraphic or code address, but where a manufacturer, packer, importer or vendor is a company incorporated in accordance with the appropriate law of any State or Territory of the Commonwealth, or is a firm registered under the Business Names Act of any State or Territory, the inclusion in the label of the registered name of the company or firm and the city or town in which its registered office or address is situated shall be deemed to comply with this requirement.

Where only the name of the vendor and his address is used on the label there shall be also shown thereon an identifying mark whereby the name of the manufacturer or packer can be established;

- (iii) any statement of ingredients required to be declared by these regulations and where any label contains a statement of the ingredients present in a compound or mixture, whether such a statement is contained in the label in accordance with a requirement of these regulations or not, the ingredients shall be declared in descending order of their relative proportion, and unless otherwise prescribed by these regulations no statement regarding the presence of an ingredient shall be made without also stating the proportion in which it is present; and
- (iv) the place of manufacture of the contents of the package or the country of origin, if required to be declared by these regulations. ;

(Subreg.  
A.01.003  
substituted.)

(c) by substituting for subregulation A.01.003 the following subregulation:—

A.01.003. Type, Size and Description.

(a) Any particulars, directions, statements, letters or words required by the Act or these regulations to be written in the label, shall—

- (i) be in durable characters;
- (ii) be in bold faced sans serif capital letters of at least the prescribed size, but the name of the manufacturer, importer, vendor or packer may appear in letters other than sans serif capital letters;
- (iii) be in such colour or colours as to afford a distinct colour contrast to the ground; and
- (iv) unless otherwise prescribed, be of 8 points measurement, but when the package or container is of a size that prevents the use of the prescribed size, a proportionately reduced size, consistent with legibility, may be used.
- (v) be in letters of uniform size, description and colour.

(b) Where the name of the manufacturer, importer, vendor or packer contains a common name of a food different from that of the food in the package, the registered name of the company shall be written in letters not greater than half the face depth of the letters used in the common name of the food.

(c) Where in these regulations a reference is made to a size of type to be used that size shall be in accordance with the following scale:—

8 Point—

**ABCDEFGHIJKLMNOPQRSTUVWXYZ**

10 Point—

**ABCDEFGHIJKLMNOPQRSTUVWXYZ**

12 Point—

**ABCDEFGHIJKLMNOPQRSTUVWXYZ**

18 Point—

**ABCDEFGHIJKLMNOPQRSTUVWXYZ**

24 Point—

**ABCDEFGHIJKLM**

36 Point—

**ABCDEFGH**

42 Point—

**ABCDEFG**

48 Point—

**ABCDEF**

60 Point—

**ABCDE**

(Subreg.  
A.01.004  
substituted.)

- (d) by substituting for subregulation A.01.004 the following sub-regulation:—

A.01.004. Prohibitions.

(a) The label on or attached to any package of a food or drug shall not contain—

- (i) any statement, design, device, fancy name or abbreviation which either directly or by implication is false or misleading in any particular concerning the ingredients, or the quality, or the physiological or therapeutic action, or the food value, or the place of origin of the food or drug;
- (ii) any comment on, reference to, or explanation of any statement required by the Act or these regulations which directly or by implication, contradicts, qualifies or modifies such statement;
- (iii) the word "pure" or the word "health" or any word of similar import used in conjunction with the common name or trade name of the food or drug;
- (iv) the word "imitation" or any word implying that the article is a substitute for any food or drug unless the use of the word is specifically permitted by these regulations.

(b) The label on or attached to any package of a food shall not contain—

- (i) any words, claim, design or device which directly or by implication could be interpreted as advice of a medical nature from any person whatsoever;
- (ii) any certificate of analysis or part thereof, or report, or any statement purporting to be a certificate of analysis or report of any chemist, or analyst, or other person;
- (iii) any statement or advertisement relating to any poisonous substance except where such statement or advertisement is specifically required by these regulations. ;

(Subreg.  
A.01.005  
substituted.)

- (e) by substituting for subregulation A.01.005, the following sub-regulation—

A.01.005. Exemptions.

(a) Notwithstanding anything contained in these regulations, the Commissioner may grant an exemption from any requirement regarding labelling in respect of any food or drug where he is satisfied that—

- (i) the information required by these regulations is available from the label although not specifically contained thereon; and
- (ii) for reasons beyond the control of the manufacturer, it is impracticable to amend the label.

(b) Packages or containers of—

- (i) food substances weighed, counted, or measured in the presence of the purchaser;
- (ii) bread, excepting pre-packed bread;
- (iii) meat and meat products except when packed in closed or sealed packages;
- (iv) food substances, not being mixtures, put up in packages on retail traders' premises for ready sale over the counter,

shall be exempt from the labelling provisions of the Act and these regulations, except for those labelling requirements prescribed by regulations A.02, A.03, A.04, A.05, A.10, A.11 and R.03. .

4. Regulation A.04 of the principal regulations is amended by substituting for the passage, "Coal tar dyes as follows:—" in line ten of subregulation, A.04.005., the passage, "Synthetic colouring substances (including their aluminium and calcium lakes) as follows:—" .
- Reg. A.04 amended.  
(Subreg. A.04.005 amended.)
5. Regulation A.05 of the principal regulations is amended by substituting for the passage, "Cyclamate (the sodium and/or calcium salt of cyclohexylsulphamic acid)" in line four of subregulation A.05.002, the passage, "Cyclohexylsulphamic acid and its sodium and calcium salts".
- Reg. A.05 amended.  
(Subreg. A.05.002 amended.)
6. Regulation A.06 of the principal regulations is amended by adding after subregulation A.06.013., the following subregulations:—
- A.06.014.  
A food or drug or any package containing a food or drug shall not contain any toy, coin, pin, badge or any other thing whatsoever unless it is completely enclosed in a wrapping of sufficient size to prevent the toy, coin, pin, badge or other thing from being accidentally taken into the mouth, which wrapping shall be of a material that will not impart any substance whatsoever to the food or drug.
- A.06.015.  
A food or drug shall not contain any written or printed card, label or material unless that card, label or material has been treated with a protective coating so that no absorption of any ingredient in or on the card, label or material, into the food, can occur. A card, label or material so included shall bear the following statement:—  
This card, label or material (as the case may require) has a protective coating. .
- Reg. A.06 amended.  
(Subregs. A.06.014 and A.06.015 added.)
7. Regulation A.10 of the principal regulations is amended—
- Reg. A.10 amended.  
(Subreg. A.10.001 amended.)
- (a) by adding after the word "food" in the last line of paragraph (b) of subregulation A.10.001, the passage, "containing or permitted to contain vitamins. Claims regarding the presence of vitamins in a food shall not be made unless the food is listed in subregulation A.10.010";
- (b) by substituting for paragraph (e) of subregulation A.10.002, the following paragraph:—  
(e) These regulations shall not apply to natural food-stuffs with regard to vitamins and minerals naturally present in such foods where the claims are restricted to statements suggesting that the foods are a source of a vitamin or mineral, but no such claim shall be made unless the daily intake of the food, as ordinarily consumed, contains at least one sixth of the daily allowance of the vitamin or mineral. ;
- (Subreg. A.10.002 amended.)
- (c) by adding to the item "Milk Powder (full cream and skim)" in subregulation A.10.010 the words "and food containing not less than 51 per centum of milk powder";
- (Subreg. A.10.010 amended.)
- (d) by adding to the item "Flour (wheaten)" in subregulation A.10.010 the words "and food containing not less than 51 per centum of wheat flour";
- (e) by adding to the item "Fruit and Vegetable Juices" in subregulation A.10.010 the words "and food containing not less than 90 per centum of fruit and vegetable juices"; and
- (f) by adding to the item "Extracts of Meat or Vegetables or Yeast (modified or not)" in subregulation A.10.010 the words "and foods containing not less than 90 per centum of extract of meat or vegetables or yeast (modified or not)".
8. Regulation B.02 of the principal regulations is amended—
- Reg. B.02 amended.  
(Subreg. B.02.002 amended.)
- (a) by adding after the word "phosphate" last appearing in line one of subregulation B.02.002, the passage, "(including sodium aluminium phosphate)";

- (Subreg. B.02.004 amended.)
- Reg. C.01 amended. (Subreg. C.01.010 amended.)
- Reg. C.04 substituted.
- (b) by deleting the passage "not more than 0.3 per centum of compounds of aluminium, calculated as alumina ( $Al_2O_3$ )" from the second paragraph of subregulation B.02.002;
- (c) by deleting the passage "not more than 0.1 per centum of aluminium compounds calculated as alumina ( $Al_2O_3$ ), and" from subregulation B.02.004.
9. Regulation C.01 of the principal regulations is amended by substituting for the words, "or salted meat" in line two of subregulation C.01.010, the passage, ", salted or sausage meat".
10. The principal regulations are amended by substituting for regulation C.04 the following regulation—
- C.04. MEAT PASTE.  
C.04.001.
- Meat paste is a paste prepared from one or more kinds of meat with or without other wholesome foodstuffs, condiments and flavouring. It shall contain not less than 70 per centum of meat. It may contain soluble inorganic phosphates in amount not exceeding 0.3 per centum, calculated as  $P_2O_5$ .
- C.04.002. Labelling.
- (a) There shall be written in the label on or attached to every package containing meat paste, in letters of not less than 8 points measurement, the words "MEAT (or the name of the kind or kinds of meat) PASTE" and if more than one kind of meat is present in the paste, the kind named first shall be in greater proportion.
- (b) Where meat paste contains liver in excess of 51 per centum of the meat content, it shall be labelled "LIVER PASTE".
- Reg. E.02 amended. (Subreg. E.02.003 amended.)
- Reg. F.02 amended. (Subreg. F.02.005 added.)
- Reg. G.01 amended. (Subreg. G.01.001 amended.)
- Reg. G.06 substituted.
11. Regulation E.02 of the principal regulations is amended by substituting for the words, "or lactic acid" in lines two and three of subregulation E.02.003, the passage, ", lactic acid, tripotassium citrate or calcium sulphate".
12. Regulation F.02 of the principal regulations is amended by adding after subregulation F.02.004, the following subregulation:—
- F.02.005. Canned Rhubarb.  
Canned rhubarb may contain permitted colouring. .
13. Regulation G.01 of the principal regulations is amended—
- (a) by adding after the subregulation designation, "G.01.001.", the paragraph designation, "(a)"; and
- (b) by adding to subregulation G.01.001, the following paragraph—
- (b) Vegetable fats and oils packed and sold for use as shortenings may contain propylene glycol stearate. .
14. The principal regulations are amended by substituting for regulation G.06, the following regulation:—
- G.06. IMITATION CREAM.  
G.06.001.
- Imitation cream is an emulsion of edible fat with or without other wholesome foodstuffs and flavouring. It may contain modifying agents of Groups, 1, 2, 4 and 6 as prescribed by subregulation A.11.001.
- G.06.002. Labelling.
- There shall be written in the label on or attached to every package containing imitation cream, the words "IMITATION CREAM" in letters of not less than 24 point measurement and the product shall not be described by any other term and the word "CREAM" shall not be used in the label unless it is conjoined with the word "IMITATION" in the same colour, size and description of type.
- The label shall not bear any pictorial or other device or any statement suggesting that the product is cream derived from milk. .



15. The principal regulations are amended by adding after regulation G.06, the following regulation:— Reg. G.07 added.

**G.07. NON DAIRY COFFEE WHITENER.**

**G.07.001.**

Non dairy coffee whitener is a preparation in powder form of reducing sugars and hydrogenated edible vegetable fat. It shall contain not less than 35 per centum of fat. It may contain—

- (a) flavouring;
- (b) mono and diglycerides of fat forming fatty acids in amount not exceeding 1.5 per centum;
- (c) sodium caseinate in amount not exceeding 6.0 per centum;
- (d) potassium phosphates in amount not exceeding 2.0 per centum (calculated as potassium hydrogen phosphate);
- (e) sodium silico aluminate in amount not exceeding 0.3 per centum.

**G.07.002. Labelling.**

There shall be written in the label on or attached to every package of non dairy coffee whitener, immediately following the trade name or brand of the product, the words "NON DAIRY COFFEE WHITENER" in letters of not less than 12 points measurement.

16. The principal regulations are amended by substituting for regulation H.08., the following regulation:— Reg. H.08 substituted.

**H.08. DRIED MILK.**

**H.08.001.** Dried Milk or Milk Powder or Whole Milk Powder or Dried Full Cream Milk or Full Cream Milk Powder or Dry Whole Milk.

(a) Dried milk or milk powder or whole milk powder or dried full cream milk or full cream milk powder or dry whole milk, is the product resulting from the desiccation of milk. It shall contain not less than 26 per centum milk fat and not more than 5 per centum moisture. It shall be free from rancidity. It may contain added vitamins and minerals as prescribed in regulation A.10.

(b) Dried milk or milk powder or whole milk powder or dried full cream milk or full cream milk powder or dry whole milk for retail sale shall be sold only in airtight containers securely closed by the manufacturer.

**H.08.002. Labelling.**

There shall be written in the label attached to every package containing dried milk or milk powder or whole milk powder or dried full cream milk or full cream milk powder or dry whole milk, directions for making, with water, a liquid which shall conform to the standard for "Normal Milk" as prescribed in subregulation H.07.006. There shall also be included in the label the words "Dried Milk" or "Milk Powder" or "Whole Milk Powder" or "Dried Full Cream Milk" or "Full Cream Milk Powder" or "Dry Whole Milk", as the case may require, in letters of not less than 24 point measurement.

**H.08.003.** Dried Skim Milk or Skim Milk Powder or Non-Fat (Skim) Milk Powder or Non-Fat Dry (Skim) Milk.

Dried skim milk or skim milk powder or non-fat skim milk powder or non-fat dry skim milk is the product resulting from the desiccation of skim milk. It shall contain not more than 1.5 per centum milk fat nor more than 5 per centum moisture. It shall not contain any foreign substance but may contain added vitamins and minerals as prescribed in regulation A.10.

## H.08.004. Labelling.

There shall be written in the label attached to every package containing dried skim milk or skim milk powder or non-fat milk powder or non-fat dry milk—

- (a) directions for making, with water, a liquid which shall comply with the standard for skim milk prescribed by subregulation H.06.001;
- (b) the words "unsuitable for babies except under medical advice" in letters of not less than 12 points measurement; and
- (c) the words "Skim Milk Powder", "Non-Fat (Skim) Milk Powder", "Dried Skim Milk" or "Dried Non-Fat (Skim) Milk" in letters of not less than 24 points measurement.

## H.08.005. Permitted Additions.

Milk powder used in hot drink dispensing machines may contain either 0.4 per centum sodium alumino silicate or 0.4 per centum calcium sodium alumino silicate provided that 0.1 per centum of edible bone phosphate is also present.

Reg. H.11  
added.

17. The principal regulations are amended by adding after regulation H.10., the following regulation:—

## H.11. YOGHURT.

## H.11.001. Yoghurt.

Yoghurt is the clotted product obtained by the action of organisms of the *Lactobacillus bulgaricus*, *L. acidophilus* and *Streptococcus thermophilus* types on a pasteurised preparation of milk products. It may contain added sugar, flavouring and permitted colouring singly or in combination.

It shall contain not less than 3.2 per centum of milk fat and not less than 8.5 per centum of non-fat milk solids. It shall contain no coliform organisms in 0.1 millilitre.

## H.11.002. Non-Fat (Skim Milk) Yoghurt.

Non-fat (skim milk) yoghurt shall comply with the standard for yoghurt except that the milk fat content shall not exceed 0.2 per centum.

## H.11.003. Labelling.

There shall be written in the label attached to every package containing yoghurt or non-fat (skim milk) yoghurt, the words "Yoghurt" or "non-Fat (Skim Milk) Yoghurt", as the case may require, in letters of not less than 12 points measurement and where flavouring has been added the label shall also contain the words "Flavour" or "Flavoured" together with the name of the flavour in letters of not less than 12 points measurement.

Reg. J.02  
amended.  
(Subreg.  
J.02.005  
amended.)

18. Regulation J.02 of the principal regulations is amended—

- (a) by adding after paragraph (c) of subregulation J.02.005. the following paragraph:—

(d) Cream cheese, when heat processed, may contain antioxidants permitted by regulation A.03 in amount not exceeding 0.01 per centum of the total fat present. ;

(Subreg.  
J.02.007  
amended.)

- (b) by substituting for the passage, "and sodium citrate, singly or in combination" in the last two lines of paragraph (a) of subregulation J. 02.007, the passage, " , sodium citrate and sodium alginate, singly or in combination. The proportion of sodium alginate in the cheese shall not exceed 1.0 per centum"; and

(Subreg.  
J.02.009  
amended.)

- (c) by substituting for the passage, "and sodium citrate, singly or in combination" in the last two lines of subregulation J.02.009., the passage, " , sodium citrate and sodium alginate, singly or in combination. The proportion of sodium alginate in cheese shall not exceed 1.0 per centum."

19. Regulation N.01. is amended by adding after the passage, "micro-organisms." in the last line of subregulation N.01.001., the passage, "It shall not contain any fat other than milk fat." Reg. N.01  
amended.  
(Subreg.  
N.01.001  
amended.)
20. Regulation N.04. of the principal regulations is amended— Reg. N.04  
amended.  
(Subreg.  
N.04.004  
amended.)
- (a) by deleting the word, "and" appearing immediately after paragraph (a) of subregulation N.04.004;
- (b) by substituting for the passage, "Part." in line two of paragraph (b) of that subregulation, the passage, "Part; and"; and
- (c) by adding at the end of that subregulation the following paragraph—
- (c) expressions and pictorial or other designs of fruit shall not appear in the label of any mix containing artificial flavouring, unless it contains not less than 5.0 per centum of the fruit or fruit juice named or depicted. .
21. The principal regulations are amended by substituting for regulation O.02 the following regulation:— Reg. O.02  
substituted.
- O.02. JAM, CONSERVE AND MARMALADE.
- O.02.001. Jam or Conserve.
- Jam or conserve is the product obtained by processing together one kind of sound fruit and sugar.
- It shall contain not less than 40 per centum of fruit of the variety named on the label, except in the case of gooseberries and quinces when the fruit content shall be not less than 35 per centum. It shall have a water soluble solids content of not less than 66 per centum.
- O.02.002. Mixed Jam.
- Mixed jam is the product obtained by processing together a mixture of two or more kinds of sound fruit and sugar. It shall contain not less than 40 per centum of fruit. It shall contain not less than 10 per centum of each fruit named in the label, except in the case of mixed jam where melon is the major constituent. It shall have a water soluble solids content of not less than 66 per centum.
- Where pineapple is a minor constituent named in the label it may be present in proportion less than 10 per centum.
- O.02.003. Marmalade.
- Marmalade, other than ginger marmalade, is the product obtained by processing citrus fruit or fruits, citrus fruit juice and sugar. It may contain water extracts of such fruits and slices of peel. It shall have a water soluble solids content of not less than 66 per centum.
- O.02.004. Ginger Marmalade.
- Ginger marmalade is the product obtained by processing stem or preserved ginger with sugar and with or without water. It shall contain not less than 10 per centum of ginger and the water soluble solids content shall be not less than 66 per centum.
- O.02.005. Permitted Additions.
- Jam, conserve, mixed jam, marmalade and ginger marmalade may contain—
- (a) added cell free fruit juices or water extracts of fruit, obtained from fruit not named in the label, in amount not exceeding 10 per centum of the fruit content;
- (b) spices;
- (c) essential oils;
- (d) pectin in amount not exceeding 0.3 per centum;
- (e) sodium bicarbonate;
- (f) modifying agents of Group 3 of subregulation A.11.001, or their sodium salts.

Jam, conserve and mixed jam may contain glucose syrup or solid glucose in amount not exceeding 15 per centum.

Permitted colouring may be added to raspberry jam, strawberry jam, loganberry jam, cherry jam or plum jam, or to mixed jams prepared from two or more of the following: raspberries, strawberries, loganberries, cherries or plums.

## O.02.006.

## Labelling.

There shall be written in the label on or attached to every package containing jam, conserve or marmalade in letters of not less than 18 points measurement the words "Jam", "Conserve" or "Marmalade" with the name of the fruit or fruits from which they have been prepared. In the case of mixed jams the fruits shall be named in descending order of the proportion in which they are present. Small packages containing amounts of 2 ozs. or less may have letters of proportionately reduced size.

Reg. O.03  
substituted.

22. The principal regulations are amended by substituting for regulation O.03 the following regulation:—

## O.03.

## FRUIT JELLY.

## O.03.001.

Fruit jelly is the product obtained by processing together the juice of a fruit or fruits and sugar. It shall contain not less than 35 per centum of fruit juice of the kind named in the label and it shall have a water soluble solids content of not less than 66 per centum.

It may contain—

- (a) added cell free fruit juices or water extracts of fruit, obtained from fruit not named in the label, in amount not exceeding 10 per centum;
- (b) spices;
- (c) essential oils;
- (d) pectin in amount not exceeding 0.3 per centum;
- (e) sodium bicarbonate;
- (f) modifying agents of Group 3 of subregulation A.11.001 or their sodium salts;
- (g) glucose syrup or solid glucose in amount not exceeding 15 per centum.

## O.03.002.

## Labelling.

There shall be written in the label on or attached to every package of fruit jelly, in letters of not less than 18 points measurement, the word "Jelly" together with the name of the fruit or fruits from which it has been prepared. In the case of mixed fruit jelly the fruits shall be named in descending order of the proportion in which they are present.

Reg. O.04  
substituted.

23. The principal regulations are amended by substituting for regulation O.04 the following regulation:—

## O.04. PASTRYCOOKS' OR BAKERS' FILLING.

## O.04.001.

Pastrycooks' or bakers' filling is the product obtained by processing together fruit or parts of fruit and sugar.

It may contain—

- (a) added cell free fruit juices or water extracts of fruit obtained from fruit not named in the label, in amount not exceeding 10 per centum;
- (b) spices;
- (c) essential oils;

- (d) pectin in amount not exceeding 0.3 per centum;
- (e) sodium bicarbonate;
- (f) modifying agents of Groups 1, 3 and 6 of sub-regulation A.11.001;
- (g) glucose syrup or solid glucose in amount not exceeding 15 per centum;
- (h) flavouring;
- (i) permitted colouring.

O.04.002. Labelling.

There shall be written in the label on or attached to every package of Pastrycooks' or Bakers' Filling in letters of not less than 36 point measurement the words "Pastrycooks' Filling" or "Bakers' Filling", as the case may require, and the name of the fruit or fruits from which it has been prepared. Where more than one fruit is present, those fruits shall be named in descending order of the proportion in which they are present.

24. The principal regulations are amended by substituting for regulation P.02, the following regulation:—

Reg. P.02 substituted.

P.02. MINERAL AND CARBONATED WATERS.

P.02.001. General Standard.

Mineral and carbonated waters are potable waters impregnated with carbon dioxide under pressure, and may contain salts of sodium, potassium, lithium, magnesium and calcium.

P.02.002. Soda Water

Soda water is potable water impregnated with carbon dioxide under pressure, and may contain sodium or potassium carbonate.

P.02.003. Lithia and Seltzer Waters.

(a) Lithia water is mineral water containing not less than 570 parts per million of lithium carbonate.

(b) Seltzer water is mineral water containing not less than—

- (i) 1,700 parts per million of sodium chloride; and
- (ii) 230 parts per million of sodium bicarbonate; and
- (iii) 450 parts per million of magnesium chloride; and
- (iv) 450 parts per million of calcium chloride.

P.02.004. Labelling.

There shall be written in the label attached to every container containing a mineral or carbonated water mixed with a salt or salts, in letters of not less than 8 points measurement, the name of the salt or salts and the proportion in which each is present.

This subregulation shall not apply to soda, lithia or seltzer waters composed as prescribed by these regulations.

25. Regulation P.13. of the principal regulations is amended by substituting for the figures, "8" and "25" in paragraph (c) of subregulation P.13.002, the figures, "60" and "200" respectively.

Reg. P.13 amended.  
(Subreg. P.13.002 amended.)

26. Regulation Q.04. of the principal regulations is amended by deleting the passage, "It may contain not more than 2 parts per million of cobalt as cobaltous chloride." from the last two lines of subregulation Q.04.003.

Reg. Q.04. amended.  
(Subreg. Q.04.003 amended.)

## HEALTH ACT, 1911-1966.

Department of Public Health,  
Perth, 14th September, 1967.

HIS Excellency the Governor in Executive Council, acting under the provisions of the Health Act, 1911-1966, has been pleased to make the regulations set out in the schedule hereunder.

W. S. DAVIDSON,  
Commissioner of Public Health.

## Schedule.

## Regulations.

- Principal regulations. 1. In these regulations the Piggeries Regulations, 1952, published in the *Government Gazette* on the 31st December, 1952, and amended from time to time thereafter by notices published in the *Government Gazette* are referred to as the principal regulations.
- Schedule amended. 2. The Schedule to the principal regulations is amended by deleting the passage, "Narrogin," under the heading, "Municipalities".

## HEALTH ACT, 1911-1966.

## Shire of Balingup.

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 Balingup, 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 Townsites of Balingup, Mullalyup and Kirup as constituted under the Land Act, 1933.

Passed at a meeting of the Balingup Shire Council held on the 26th day of July, 1967.

J. C. MAUGER,  
President.  
D. N. MARSH,  
Shire Clerk.

Approved by His Excellency the Governor in Executive Council, this 13th day of September, 1967.

W. S. LONNIE,  
Clerk of the Council.

## BUILDING SOCIETIES ACT, 1920-1962.

Office of the Registrar of Building Societies,  
Perth, 18th September, 1967.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the powers conferred by section 8A of the Building Societies Act, 1920-1962, has been pleased to cause the preparation and publication of the model rules set forth in the schedule hereunder.

B. S. BROTHERTSON,  
Registrar.

## Schedule.

## MODEL RULES.

- |                  |  |
|------------------|--|
| Principal rules. | 1. In these rules the Terminating Building Societies Model Rules published in the <i>Government Gazette</i> on the 13th July, 1966, are referred to as the principal rules.  |
| Rule 31 amended. | 2. Subrule (1) of rule 31 of the principal rules is amended by deleting the word, "not" in line two.   |
| Rule 46 amended. | 3. Rule 46 of the principal rules is amended by adding at the end thereof a subrule as follows:—<br>(5) All insurance commissions earned shall be paid to the secretary, and shall form part of the management expenses. . |

## FREMANTLE PORT AUTHORITY ACT, 1902-1964.

THE Fremantle Port Authority, acting pursuant to the provisions of the Fremantle Port Authority Act, 1902-1964, hereby makes the regulations set forth in the schedule hereunder.

## Schedule.

## Regulations.

- |                        |  |
|------------------------|--|
| Principal regulations. | 1. In these regulations, the regulations made by the Fremantle Port Authority under the provisions of the Fremantle Port Authority Act, 1902 (as amended), as reprinted with all amendments to and including those published in the <i>Government Gazette</i> on 29th December, 1961, pursuant to the Reprinting of Regulations Act, 1954, in the <i>Government Gazette</i> on the 27th August, 1963, and amended from time to time thereafter by notices published in the <i>Government Gazette</i> , are referred to as the principal regulations. |
| Reg. 408 amended.      | 2. Regulation 408 of the principal regulations is amended by substituting for paragraph (d) of subregulation (3) the following paragraph:—<br>(d) within 300 feet of any vessel or buoy displaying a flag indicating "diver below"; .  |
| Reg. 409 amended.      | 3. Regulation 409 of the principal regulations is amended by substituting for paragraph (e) the following paragraph:—<br>(e) within 300 feet of any vessel or buoy displaying a flag indicating "diver below"; .   |
|                        | 4. Passed by resolution of the Fremantle Port Authority at a meeting of the said Authority held on the 3rd day of August, 1967.  |

The Common Seal of the Fremantle Port Authority was at the same time affixed and impressed thereto by order and in the presence of—

J. M. CONNELL,  
Chairman.  
MAX B. GRACE,  
Commissioner.  
Acting Secretary.  
L. W. ROBERTSON,

[L.S.]

SHIPPING AND PILOTAGE CONSOLIDATION ORDINANCE, 1855  
(ACT 37 VICT., No. 14).

Harbour and Light Department,  
Fremantle, 20th September, 1967.

HIS Excellency the Governor in Executive Council, acting pursuant to section 2 of the Shipping and Pilotage Consolidation Ordinance, 1855 (Act 37 Vict., No. 14), has been pleased to make the regulations set out in the schedule hereto.

K. G. FORSYTH,  
Manager.

Schedule.  
Regulations.

- Principal regulations. 1. In these regulations the Ports and Harbours Regulations published in the *Government Gazette* on the 3rd February, 1966, are referred to as the principal regulations.
- Reg. 15A added. 2. The principal regulations are amended by adding after regulation 15 the following regulation:—
- 15A. (1) In the event of a pilot being detained at a vessel until such vessel is ready to leave the berth, a special charge of \$3.00 per hour or portion thereof, shall be payable.
- (2) Where a pilot is called out to attend a vessel in accordance with an application for pilotage and such vessel does not arrive at the boarding ground at the time given and the pilot is required to await the arrival of the vessel or the arrival is cancelled completely, detention of the pilot and the pilot vessel shall be payable at the rate of \$10.00 per hour for the period of the detention.

THE SHIPPING AND PILOTAGE CONSOLIDATION ORDINANCE, 1855  
(ACT 37 VICT. No. 14), THE JETTIES ACT, 1926 AND THE WESTERN  
AUSTRALIAN MARINE ACT, 1948.

Harbour and Light Department,  
Fremantle, 20th September, 1967.

HIS Excellency the Governor in Executive Council, acting pursuant to the Shipping and Pilotage Consolidation Ordinance, 1966 (Act 37 Vict., No. 14), the Jetties Act, 1926 and the Western Australian Marine Act, 1948, and all other Acts amending or affecting the same or any of them or otherwise enabling, has been pleased to make the regulations set out in the schedule hereto.

K. G. FORSYTH,  
Manager.

Schedule.  
Regulations.

- Principal regulations. 1. In these regulations the Navigable Waters Regulations, published in the *Government Gazette* on the 2nd April, 1958 and amended from time to time by regulations amending the same and published in the *Government Gazette* are referred to as the principal regulations.
- Reg. 10 substituted. 2. Regulation 10 of the principal regulations is revoked and the following regulation substituted—
10. No person shall—
- (a) while using or swimming from any public jetty or bridge, obstruct, impede or interfere with the free passage of any vessel approaching or leaving the public jetty or bridge; or
- (b) cause any nuisance to any person or about a vessel, public jetty or bridge.
- Reg. 12 amended. 3. Regulation 12 of the principal regulations is amended by substituting for paragraph (a), the following paragraph:—
- (a) No person shall navigate a vessel in such a manner or in such a position as to obstruct, impede or otherwise interfere with, or endanger the safety of boats or persons assembled or competing in events on the occasion of any form of aquatic sport, boat race, swimming carnival, regatta or other assembly for the purpose of entertainment within any navigable waters, for which permission has been granted pursuant to regulation 51C of these regulations.



4. Regulation 43 of the principal regulations is amended—
- Reg. 43 amended.
- (a) by substituting for the passage, "port, harbour or navigable waters" in lines two and three of paragraph (a), the words, "port or harbour, or in any channel, fairway or passage in any navigable waters"; and
- (b) by substituting for the passage, "the last preceding sub-regulation," in line two of paragraph (d) the passage, "paragraph (c) of this regulation, or where the officer of the department is unable, after making reasonable enquiries, to ascertain the identity or whereabouts of the owner,".
5. The principal regulations are amended by adding after regulation 49 I, the following regulation—
- Reg. 49J added.
- 49J. A person shall not, while driving a speed boat, sit on the gunwhale or on the back of the driving seat. .
6. Regulation 52 of the principal regulations is revoked and the following regulation substituted—
- Reg. 52 substituted.
52. Every motor boat other than a motor boat propelled by an outboard motor of 18 horse power or less shall be equipped with a fire extinguisher that is fitted so as to be readily accessible at all times, and that—
- (a) if of the dry powder type, has a minimum capacity of 1 lb.; or
- (b) if of the liquid type, has a minimum capacity of 30 ozs. .
7. Regulation 52A of the principal regulations is revoked and the following regulation substituted:—
- Reg. 52A substituted.
- 52A. Every vessel shall, while being navigated outside protected waters, be equipped with a life jacket for each person on board, that—
- (a) conforms to standard AS Z27 of the Standards Association of Australia; or
- (b) has been approved by the Marine Board of Victoria or the Department of Shipping and Transport of the Commonwealth, as a life jacket. .
8. Regulation 52B of the principal regulations is revoked and the following regulation substituted:—
- Reg. 52B substituted.
- 52B. Every vessel shall, while being navigated outside protected waters, be equipped with not less than one waterproof red hand flare and not less than one waterproof orange smoke flare. .
9. The principal regulations are amended by adding after regulation 52F, the following regulation:—
- Reg. 52G added.
- 52G (1) Every vessel solely propelled by oars, every sailing vessel of not more than 14 feet in length and every motor boat of not more than 14 feet in length, shall, while operating between sunset and sunrise, be equipped with an all round white light which shall be kept lighted and shall be displayed whenever the vessel approaches, or is being approached by, any other vessel in sufficient time to warn that other vessel so as to avoid the possibility of any collision.
- (2) Every motor boat of more than 14 feet but not more than 18 feet in length and every sailing vessel of more than 14 feet in length that is not equipped and displaying the lights referred to in subregulation (3) of this regulation, shall, while operating between sunset and sunrise, have fixed to the masthead or, if the vessel has no mast, then in a prominent position on the forepart of the vessel, and kept lighted an all round white light.
- (3) Every motor boat of more than 18 feet in length shall be equipped with and display the lights required to be carried by a power-driven vessel of the same length in accordance with the provisions of the Regulations for Preventing Collisions at Sea in force under section 89 of the Western Australian Marine Act, 1948.
- (4) In this regulation, an all round white light means a white light visible all round the horizon at a distance of at least one mile.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the City of Perth.

By-law Relating to Zoning.

By-law No. 64—Town Planning Classification or Zoning By-law for Land and/or Buildings in the North Perth-Mount Hawthorn-Wembley-Leederville Area being Part of the City of Perth Municipal District—Amendment.

L.G. 6/66.

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 15th day of May, 1967, to make and submit for confirmation by the Governor the following amendment to By-law No. 64:—

That all that piece of land being—

Portion of Swan Location 671 and being lot 275 on plan 2355 and being portion of the land contained in Certificate of Title Volume 754, folio 45, be and is hereby excised from No. 1 Zone classification and reclassified to be included in No. 2 Zone classification and that the North Perth-Mount Hawthorn-Wembley-Leederville Zoning plan No. 64 is amended accordingly.

Dated this 24th day of May, 1967.

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

[L.S.]

A. C. CURLEWIS,  
Deputy Lord Mayor.  
G. O. EDWARDS,  
Town Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of September, 1967.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Mosman Park.

By-laws Relating to Flats.

L.G. 186/59.

IN pursuance of the powers conferred upon it by the abovementioned Act, and all other powers enabling it the Council of the Town of Mosman Park hereby records having resolved on the 25th day of May, 1967, to make and submit for confirmation of the Governor the following amendment to clause 257 of the by-law published in the *Government Gazette* on the 13th day of February, 1948.

1. Clause 257 of the by-law published in the *Government Gazette* on 13th February, 1948, and amended by notices published in the *Government Gazette* on 1st October, 1948, 14th September, 1955, and 15th October, 1964, is further amended by the addition of a paragraph following paragraph (e) of subclause 2 reading:

- (f) The area being portion of North Fremantle Lot 174 known as the University of Western Australia Endowment Land and bounded on the north by Boundary Road, on the east by Palmerston Street, on the south by McCabe Street and on the west by the eastern boundary of

the land subject of Lease by the University of Western Australia to the Esso Standard Oil Co. Ltd. portion of the southern and the eastern boundary of Reserve 13374.

Dated this 28th day of July, 1967.

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

[L.S.]

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

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of September, 1967.

W. S. LONNIE,  
Clerk of the Council.

#### LOCAL GOVERNMENT ACT, 1960.

Shire of Merredin.

By-laws Relating to Zoning.

L.G. 638/67.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all powers enabling it, the Council of the abovementioned Shire hereby records having resolved on the 23rd day of May, 1967 to make and submit for confirmation by the Governor the following amendment to Zoning By-laws published in the *Government Gazette* on the 24th April, 1956, and amended from time to time thereafter, as follows:—

(1) Classification: After the classification of "Public Building Zone" a further classification to be added and defined as follows—"Hotel-Motel Zone" means land set apart for Hotel-Motel use.

(2) By deleting lots, 2, 3, 4, 5 and 6 Great Eastern Highway, lots 7, 8 and 9 Cummings Street, and lots 11, 12 and 13 Solomon Street from the Residential Zone as shown on the plan deposited at the office of Council, Department of Local Government and Town Planning Board.

(3) By including lots 2, 3, 4, 5 and 6 Great Eastern Highway, lots 7, 8 and 9 Cummings Street and lots 11, 12 and 13 Solomon Street in the Hotel-Motel Zone.

The Common Seal of the Shire of Merredin  
was hereunto affixed on the 8th day of  
August, 1967, in the presence of—

[L.S.]

J. McMILLAN BROWN,  
President.  
R. LITTLE,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of September, 1967.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Quairading.

By-laws Relating to Depositing and Removal of Refuse, Rubbish, Litter and Disused Materials.

L.G. 547/67.

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 13th day of July, 1967, to make and submit for confirmation by the Governor the following by-laws:—

1. In these by-laws—

“Council” means the Quairading Shire Council.

“District” means the Shire of Quairading.

2. A person shall not—

(a) break any glass, metal, earthenware, or utensil; or

(b) deposit or leave, except in a receptacle provided for that purpose, refuse or litter, of any kind,

or cause any of those things to be done, in any street, public place or public reserve, vested in or under the control of the Council, or on any property of the Council.

3. If there is—

(a) on any vacant land within the district any trees, scrub, undergrowth or rubbish; or

(b) on any land within the District any refuse, rubbish or disused material whether of the same kind, or a different kind from that here specified, which in the opinion of the Council is likely to affect adversely the value of adjoining property or the health, comfort or convenience of the inhabitants thereof;

the Council may cause a notice under the hand of the Shire Clerk to be served on the owner or occupier of such land requiring him, within the time specified in such notice to clear land of such trees, scrub, undergrowth, or remove such refuse, rubbish or disused material from such land.

4. Every owner or occupier of land upon whom a notice is served under By-law 3 of these by-laws, shall comply with such notice within the time therein specified and any owner or occupier of land who fails to comply with the terms of the notice so served shall be guilty of an offence.

5. Where the owner or occupier does not clear the land of such trees, scrub, undergrowth, or remove the refuse, rubbish or disused material as required by the notice given by the Council, the Council is authorised without payment of any compensation in respect thereof to remove it and dispose of it at the expense of and recover in a Court of competent jurisdiction, the amount of the expenses from the owner or occupier to whom the notice was given.

6. Any person who shall commit a breach of any of these By-laws shall be liable to—

(a) a maximum penalty of one hundred dollars (\$100); and

(b) a maximum daily penalty during the Breach of Ten dollars (\$10) per day.

Dated this 14th day of July, 1967.

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

[L.S.]

A. C. KELLY,  
President.C. J. SPRAGG,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day  
of September, 1967.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960.

Municipality of the Shire of West Arthur.

By-law No. 15 Prevention of Damage to Streets.

L.G. 690/63.

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 27th July, 1967, to make and submit for confirmation by the Governor the following amendment to the resolution of the Council published in the *Government Gazette* of the 3rd October, 1963, adopting the Draft Model By-law—(Prevention of Damage to Streets) No. 15.

A new section—2A—to be inserted immediately after section 2—

2A. For the purposes of this by-law traffic shall be divided into two classes which shall be called "Light Traffic," and "Heavy Traffic," and shall be defined as—

- (i) Light Traffic—All vehicles of a gross vehicle weight up to and including 8 tons.
- (ii) Heavy Traffic—All vehicles of a gross vehicle weight exceeding 8 tons.

Dated this 2nd day of August, 1967.

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

[L.S.]

E. A. G. WATKINS,  
President.  
R. G. TONKIN,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of September, 1967.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960-1966.

Local Government Department,  
Perth, 14th September, 1967.

L.G. 15/66.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Local Government Act, 1960-1966, has been pleased to make the uniform general by-laws set out in the schedule hereunder.

R. C. PAUST,  
Secretary for Local Government.

## Schedule.

## Uniform Building By-laws.

- Principal by-laws. 1. In these by-laws the Uniform Building By-laws, 1965, published in the *Government Gazette* on the 15th October, 1965 and amended from time to time thereafter by notices published in the *Government Gazette* are referred to as the principal by-laws.
- By-law 2109 amended. 2. By-law 2109 of the principal by-laws is amended by substituting for the passage, "wall" in the last line of paragraph (b) of sub-by-law (1), the passage—  
"wall,  
but, where damp soil occurs under or around the building, such additional ventilation as may be directed by the Building Surveyor shall be provided."

## CEMETERIES ACT, 1897.

## Mandurah Public Cemetery—Reserve No. 22188.

L.G. 623/53.

BY virtue of all powers in that behalf vested in the Council of the Shire of Mandurah as Trustees for the Mandurah Public Cemetery the said Trustees makes the following by-laws which shall come into operation immediately upon their confirmation and approval by the Governor and publication in the *Government Gazette*.

1. From the date of coming into operation of these by-laws, all previous by-laws relating to the Mandurah Public Cemetery are hereby repealed.

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

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

4. A plan of the Cemetery showing the distribution of the land compartments, sections, situation and number of graves, and a register of all certificates of Rights of Burial shall be kept at the office of the Trustees.

5. Any person desiring to inter any dead body in the Cemetery shall make an application in the form contained in Schedule "E" and upon payment of the appropriate fees, the Trustees may issue a form of Order of Burial, in accordance with Schedule "D".

6. All applications for interment shall be made at the office of the Trustees in such time as to allow at least eight working hours' notice being given to the Secretary at the office prior to the fixed time for burial.

7. The Trustees shall cause all graves to be dug and vaults and brick graves to be re-opened as and when required.

8. Every coffin shall have upon the lid an approved metal plate bearing the name of the deceased, stamped or otherwise indelibly inscribed in legible characters thereon. A coffin which does not comply with this by-law shall not be admitted to or be interred in the Cemetery.

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

10. In the case of an application for interment in any private grave or vault to which the deceased had no claim during life, the written and verified consent of the grantee shall be handed in with the application in the form of assignment of Right of Burial, Schedule "C".

11. (i) Subject to paragraph (ii) of this by-law, a person shall not bring a dead body into the Cemetery unless he, or his representative has first handed to the Secretary for inspection and return a medical certificate of death or a Coroner's order for burial in respect of the body.

(ii) Where an undertaker or his representative, for a valid reason, is unable to produce a medical certificate or Coroner's order for burial, as required by paragraph (i) of this by-law and he has given to the Secretary a written guarantee to produce the certificate or order within three days, he may bring the body into the Cemetery.

(iii) A burial shall not be permitted in the Cemetery unless the provisions of one of the foregoing paragraphs of this by-law have been complied with.

(iv) Where a representative or the undertaker himself has given written guarantee as required by paragraph (ii) of this by-law and he has failed to produce the certificate or order within three days the undertaker's license may be suspended until the certificate or order is produced.

12. No interment shall be allowed on a Sunday except when it is certified in writing by a medical officer of health that for sanitary or special religious reasons it is necessary or advisable that the burial take place on that day.

13. The hours for burial shall be as follows: Monday to Friday, 9.30 a.m. to 4.30 p.m. Saturday, 9 a.m. to 12 p.m. Sunday (subject to by-law 12), from 2 p.m. to 4 p.m., and no burial shall be allowed to take place nor any coffin allowed to enter the Cemetery at any other hour except by written permission of the Trustees. No burial shall take place on Christmas Day or Good Friday.

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

15. Every funeral shall enter by the principal entrance and no vehicle except the hearse and mourning coaches shall be permitted to enter the Cemetery or stand opposite the entrance gates.

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

17. Children under the age of 10 years entering the Cemetery must be in the charge of some responsible person.

18. Smoking shall not be allowed within the Cemetery nor may any fireworks be discharged therein.

19. No dogs shall be admitted into the Cemetery and any dog found therein shall be liable to be destroyed.

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

21. No person shall remove any plant, tree, shrub, flower (other than withered flowers) or any article from any grave without first obtaining a permit from the Trustees or its representatives.

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

23. No person shall remove or carry out of the Cemetery any tree, plant, flower or shrub without the written authority of the Trustees or their representatives.

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

25. No person employed by the Trustees shall be permitted to accept any gratuity whatsoever nor shall he be pecuniarily interested in any work in the Cemetery other than the remuneration he received from the Trustees, and any such person proved guilty of accepting any gratuity or being pecuniarily interested in such work shall be liable to summary dismissal.

26. Any person requiring a Grant of Right of Burial in any part of the Cemetery shall apply to the Trustees in writing specifying the location of the grave. If it is proposed to inter therein the remains of any already deceased person the name of such person must be shown in the application. If the application is approved by the Trustees a Grant of Right of Burial shall be issued in the form of Schedule "B".

27. No brick grave or vault shall be constructed in any plot in respect of which a Grant of Right of Burial has been issued without the authority of the Trustees first obtained, and subject also to specifications of the proposed work and the execution thereof.

28. Every such Grant of Burial shall be subject to the by-laws for the time being in force, and no interment in any such grave or vault shall be allowed unless upon production of the grant aforesaid, nor shall any such grave or vault be opened unless with the consent of the Trustees.

29. Every coffin placed in any such grave or vault shall be bricked in, cemented, and any space surrounding such coffin to be filled with charcoal, dry earth, or other suitable material and covered with a slab of stone, slate or iron, unless special written exemption be obtained from the Trustees.

30. In the event of such exemption being obtained from the Trustees each coffin placed in any brick grave or vault shall be properly lead-lined and hermetically sealed.

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

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

33. Any person desiring to place or erect, or to alter or add to any monument, tombstone, or any enclosure in any part of the Cemetery must first obtain the written consent and approval of the Trustees and otherwise comply with section 23 of the Cemeteries Act, 1897.

34. Every tombstone, monument, or enclosure shall be placed on proper and substantial foundations, which if required by the Trustees or their officers, shall extend to the bottom of the grave.

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

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

37. Monumental masons and other tradesmen shall before commencing work within the Cemetery, deposit with the Secretary or the Trustees the sum of \$2.00 which shall be forfeited if the provisions of either of the two preceding by-laws be not complied with to the satisfaction of the Secretary.

38. All materials required in the erection and completion of any work shall, as far as possible, be prepared before being taken to the Cemetery, and all materials required by tradesmen shall be admitted at the main entrance and no vehicle conveying any such materials with wheels less than four inches broad shall be permitted to enter the Cemetery.

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

40. Subject to the approval of the Trustees, each applicant for an Order for Burial shall, within three months from the date of the application, cause to be placed on the grave a number plate bearing the number of the grave or vault.

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

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

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



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

- (a) No rubbish, soil, sand or other material removed in dressing a grave shall be placed on any other grave and if placed on any adjoining ground shall be removed immediately the work is completed.
- (b) No sand, soil or loam shall be taken from any portion of the Cemetery for the purpose of dressing any grave except with the permission of the Secretary.
- (c) The dressing of all graves, and the wheeling and carting of any material shall be subject to the supervision of the Secretary.
- (d) Work in all cases to be carried on with due dispatch and only during regulation hours specified within by-law 13 hereof.

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

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

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

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

Notwithstanding this clause, the Trustees accept no liability for any damage to edging tiles, headstones, plants, etc., arising from the re-opening of any grave.

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

50. Free ground may be granted if it is proved to the satisfaction of the Trustee—

- (a) that the deceased was a returned soldier, and that he died as the result of injuries received on active service; or
- (b) that the relatives of the deceased are in necessitous circumstances.

Provided that such grant shall be made subject to the condition that only the remains of the deceased person as approved by the Trustees shall be interred in the grave.

51. A person who commits a breach of any of these by-laws commits an offence and shall for every such offence be liable to a penalty not exceeding Ten Dollars and in any case of a continuing breach a further sum not exceeding Two Dollars for every day during which such breach occurs.

52. Any person committing a breach of any by-law shall, in addition to being liable to a penalty under any by-laws, be liable to be forthwith removed from the Cemetery by the Trustees or the Secretary, or other employees of the Trustees or by any police constable. If such person resists removal from the Cemetery or, if and as often as such person so removed shall, unless with the consent of the Secretary again enter the Cemetery within 24 hours of his removal therefrom, he shall be liable to a penalty not exceeding Ten Dollars.

## Schedule "A".

## Mandurah Public Cemetery.

## SCALE OF FEES AND CHARGES PAYABLE TO THE TRUSTEES.

1. On application for a "Form of Grant of Right of Burial" for—
 

	\$
(a) Land, 8 ft. x 4 ft., where directed by Trustees	6.00
Land, 8 ft. x 8 ft., where directed by Trustees	12.00
Land, 8 ft. x 12 ft., where directed by Trustees	18.00
Land, 8 ft. x 4 ft., selected by applicant	8.00
Land, 8 ft. x 8 ft., selected by applicant	16.00
Land, 8 ft. x 12 ft., selected by applicant	24.00
(b) Sinking Fess—On application for a "Form of Order for Burial" for—	
Ordinary grave for an adult	14.00
Grave for any child under seven years of age	10.00
Grave for any stillborn child	6.00
2. If graves are required to be sunk deeper than six feet the following charges shall be payable:—
 

First additional foot	2.00
Second additional foot	4.00
Third additional foot	6.00
And so on in proportion for each additional foot	
3. Re-opening Fees: Re-opening an ordinary grave for each interment or exhumation:—
 

(a) Ordinary grave for an adult	14.00
Of a child under seven years of age	10.00
Of a stillborn child	6.00
Where removal of kerbing, tiles, grass, etc., is necessary according to time required—per man hour at	1.50
(b) Any brick grave	10.00
(c) Any vault, according to work required from	10.00
4. Extra charges for—
 

(a) Interment without due notice under by-law 6	2.00
(b) Interment not in usual hours as prescribed by by-law 13—	
Monday to Friday	2.00
Saturdays, Sundays and public holidays	5.00
(c) Late arrival at Cemetery gates under by-law 14	1.00
(d) Exhumations	5.00
5. Miscellaneous charges:
 

Permission to erect a headstone and/or kerbing	2.00
Permission to erect a monument	4.00
Permission to erect any nameplate	0.50
Registration of "Transfer of Form of Grant of Right of Burial"	0.50
Copy of "Grant of Burial"	0.50
Grave number plate	1.00
Undertakers' annual license fee	6.00
Undertakers' single license fee for one interment	1.00
Making a search in register	0.50
Copy of By-laws	0.50

Schedule "B".

Mandurah Public Cemetery.

FORM OF GRANT OF RIGHT OF BURIAL.

BY virtue of the Cemeteries Act, 1897-1957, we the undersigned Council for the Shire of Mandurah, being the Trustees of the Mandurah Public Cemetery, in consideration of ..... dollars and ..... cents paid to us by (1) ..... of (2) ..... do hereby grant to the said (1) ..... the right of burying bodies in that piece of ground ..... (description of ground so as to identify) and to hold the same to the said (1) ..... for the term of 50 years from the date hereof for the purpose of burial only. This grant is issued subject to all by-laws and regulations now and hereafter in force, made or to be made under the above Act or any future Act or Acts.

Given under our hands and Common Seal this.....day of .....

Entered .....

(1) Name in full. (2) Address and description in full.

This grant must be produced before the grave can be re-opened.

Schedule "C".

Mandurah Public Cemetery.

FORM OF ASSIGNMENT OF RIGHT OF BURIAL.

I, ..... of ..... in consideration of ..... dollars and ..... cents paid to me by (1) of (2) ..... do hereby assign unto the said (1) ..... the right of burial in that piece of ground ..... (description of ground so as to identify) which was granted to me (or to ..... of ..... deceased, of whose will I am the executor, as the case may be) for the term of 50 years by a deed of grant bearing date the ..... day of ..... and all my estate and interest therein, to hold the same unto the said (1) ..... for the remainder of the period for which the same was granted, subject to the conditions on which I hold same.

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

Entered .....

(1) Name in full. (2) Address and description in full.

Schedule "D".

Mandurah Public Cemetery.

FORM OF ORDER OF BURIAL.

Date of Application .....

No. of Application .....

THE remains of ....., late of ....., deceased, may be interred in grave No. ...., compartment ....., section ..... of the land appropriated to the ..... denomination. The time fixed for the burial is ..... o'clock in the ..... noon on the ..... day of ....., 19.....

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

Schedule "E".  
Mandurah Public Cemetery.

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

Answers to the following questions to be supplied at the time of making application:

- Date.....
1. Name of deceased .....
  2. Age of deceased .....
  3. Date of death .....
  4. Last residence of deceased .....
  5. Place where death occurred .....
  6. Date and hour of burial .....
  7. Birthplace of deceased .....
  8. Supposed cause of death .....
  9. What demonination .....
  10. Number of grave .....
  11. Name of Minister .....
  12. Size of grave .....
  13. Name of Undertaker .....
  14. Depth of grave .....

Signature of person making application .....

Application received this ..... day of .....  
at ..... o'clock .....m.

Secretary

No. of Order .....

No. of Grant .....

No. of Receipt .....

Note: If a free interment is required, specify name of magistrate signing order and date thereof.

Dated this twenty-fifth day of May, 1967.

The Common Seal of the Shire of Mandurah  
was affixed thereto in the presence of—

[L.S.]

H. J. SUTTON,  
President.

K. W. DONOHOE,  
Shire Clerk.

Recommended—

L. A. LOGAN,  
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of September, 1967.

W. S. LONNIE,  
Clerk of the Council.

ERRATUM.

LOCAL GOVERNMENT ACT, 1960.  
Uniform Building By-laws.

L.G. 15/66.

IN Government Gazette (No. 71) of 23rd August, 1967, on page 2106 in substituted by-law 2008, sub-by-law (2) (b), first line, last word, "tiles" should read "ties".

R. C. PAUST,  
Secretary for Local Government.