



Government Gazette

OF

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No. 26]

PERTH: TUESDAY, 2nd APRIL

[1968

STRATA TITLES ACT, 1966.

Crown Law Department,
Perth, 21st March, 1968.

HIS Excellency the Governor in Executive Council, acting in pursuance of the provisions of section 28 of the Strata Titles Act, 1966, has been pleased to make the regulations set out in the schedule hereunder.

W. J. ROBINSON,
Under Secretary for Law.

Schedule.

Regulations.

1. In these regulations the Strata Titles Act Regulations, 1967, published in the *Government Gazette* on the 29th September, 1967, are referred to as the principal regulations. Principal regulations.

2. Regulation 14 of the principal regulations is amended— Reg. 14 amended.

(a) by adding after the regulation designation, "14." the sub-regulation designation "(1)"; and

(b) by adding a subregulation as follows:—

(2) A person applying for the issue of a certificate referred to in subregulation (1) of this regulation shall lodge, in duplicate, with the appropriate local authority an application in the form of Form 3A of these regulations and pay to that authority for the certificate the fee prescribed therefor in regulation 26 of these regulations.

3. Regulation 26 of the principal regulations is amended by adding after subregulation (4), a subregulation as follows:— Reg. 26 amended.

(5) The fee payable to a local authority on application for a certificate under subsection (6) of section 5 of the Act shall be 20 cents for each 100 square feet of floor space of the building to which the certificate relates; where the fee calculated at the rate of 20 cents for each such 100 square feet does not exceed \$10, the fee shall be \$10.

Form 3A
added.

4. The principal regulations are amended by adding after Form 3 a form as follows:—

Reg. 14.

Form 3A.

Strata Plan No.....

APPLICATION FOR A CERTIFICATE OF A LOCAL AUTHORITY
UNDER SECTION 5 (6) (c).

Strata Titles Act, 1966.

I, of.....
(full name) (address and occupation)

being duly authorised by the proprietors of the building referred to in the attached Strata Plan, hereby apply for the issue of a certificate pursuant to paragraph (c) of subsection (6) of section 5 of the Strata Titles Act, 1966, in respect of that building and of the proposed subdivision shown on the plan.

Details of the location of the building and the address of service of notices are as set out in the Schedule hereunder.

Dated this day of 19

.....
Signature of Applicant)

Schedule.

Street and street number }
(if any) where building }
is located. }
Description of land on }
which building is loc- }
ated. }

Certificate of Title: Vol: Folio:

Name of Building:.....

Address for service of notices.....

FIRE BRIGADES ACT, 1942-1966.

Chief Secretary's Department,
Perth, 22nd March, 1968.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Fire Brigades Act, 1942-1966, has been pleased to make the regulations set forth in the schedule hereunder:

J. J. DEVEREAUX,
Under Secretary.

Schedule.

Regulations.

Principal
regulations.

1. In these regulations the Fire Brigades Act Regulations reprinted pursuant to the Reprinting of Regulations Act, 1954, and published in the *Government Gazette* on the 28th April, 1965, as amended from time to time thereafter by notices so published, are referred to as the principal regulations.

Reg. 60
amended

2. Regulation 60 of the principal regulations is amended by substituting for the interpretation "employee" the following interpretation:—

"employee" means any person who is employed by or under the Board in a permanent capacity and is by the terms of his employment required to give his whole time to the duties of his employment. .

3. Regulation 68 of the principal regulations is revoked and the following regulation substituted:—

Reg. 68
substituted.

68. (1) Subject to these regulations, the Board shall pay from the Fund—

- (a) on the retirement or death of a subscriber—
 - (i) the total amount standing to the credit of his account in the Fund at the date of his retirement or death; and
 - (ii) where his retirement or death occurs during the currency of an accounting period, a further amount as interest calculated at the rate of six per centum per annum on the balance standing to the credit of his account in the Fund at the end of each completed month between the end of the immediately preceding accounting period and the date of retirement or death;
- (b) on voluntary termination by a subscriber of his services with the Board, except on retirement or resignation to avoid dismissal—
 - (i) the total amount of his contribution to the Fund; and
 - (ii) a further amount as interest calculated at the rate of six per centum per annum on the total amount of his contributions to the Fund at the end of each completed accounting period between the date of his first contribution and the termination of his services,

but the Board may increase the amounts payable under this paragraph to a total sum not exceeding—

- (iii) the total amount standing to the credit of his account in the Fund at the date of the termination; and
 - (iv) where the termination occurs during the currency of an accounting period, a further amount as interest calculated at the rate of six per centum per annum on the balance standing to the credit of his account in the Fund at the end of each completed month between the end of the immediately preceding period and the date of the termination;
- (c) on the dismissal of a subscriber by the Board or his resignation to avoid dismissal, the total amount of his contributions to the Fund.

(2) Subject to these regulations, where the Board suffers or may suffer a pecuniary loss by reason of a breach of trust or other wrongful act by a subscriber—

- (a) the Board may appropriate the amount standing to the credit of his account in the Fund or any part of that amount and apply it in satisfaction or part satisfaction of the loss or hold it as a contingency against a possible loss but shall give notice of any such appropriation to the person otherwise entitled to benefit from the Fund and account to him for it; and
- (b) where as a result of that breach or wrongful act the subscriber is dismissed by the Board or resigns to avoid dismissal, the Board shall pay from the Fund, subject to any necessary later adjustment of any amount appropriated as a contingency, only a sum equal to the balance of the total of his contributions to the Fund after deduction of the amount appropriated.

(3) On the retirement, voluntary termination of services, or dismissal or resignation to avoid dismissal of a subscriber the Board shall pay to the subscriber the amount or amounts payable pursuant to subregulation (1) or (2) of this regulation.

(4) On the death of a subscriber the Board may, in its absolute discretion, pay the amount or amounts payable pursuant to subregulation (1) or (2) of this regulation or any part of them to his legal personal representative or some other person who in the opinion of the Board has a right either moral or legal to such amount or amounts or any part of them.

(5) Where there is an amount remaining to the credit of an account of a subscriber in the Fund after payments of an amount or amounts pursuant to subregulations (1) or (2) and (3) or (4) of this regulation the Board shall transfer the amount to the credit of the accounts of the remaining subscribers at the end of the current accounting period in the same proportion as that referred to in subregulation (2) of regulation 66 of these regulations.

Reg. 69
substituted.

4. Regulation 69 of the principal regulations is revoked and the following regulation substituted:—

69. For the purposes of regulation 68 of these regulations—
“retirement” means retirement from service with the Board of a subscriber who has—

- (a) reached the compulsory retiring age determined by the Board for the particular type of service or any extension of that age agreed between the Board and the subscriber;
- (b) elected to retire after reaching the age of 55 years and after subscribing to the Fund for a period of not less than ten years;
- (c) had his services terminated by the Board without fault on his part;
- (d) been declared by the Board as medically unfit to discharge his duties in his service with the Board; or
- (e) where a female, terminated her services with the Board to be married and has been married within three months of the termination and produced to the Board satisfactory evidence of her marriage.

HEALTH ACT, 1911-1966.

Cockburn Shire Council.

Offensive Trades.

P.H.D. 473/63.

WHEREAS under the provisions of the Health Act, 1911-1966, 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 Cockburn Shire Council being a local authority within the meaning of the Act, and having adopted with certain modifications the Model by-laws described as Series “A” made by the Governor pursuant to the said Act and reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 17th July, 1963, doth hereby amend the said adopted by-laws and repeal certain other by-laws as follows:—

1. By-law 1A made by the Council and published in the *Government Gazette* on the 17th October, 1958, is repealed.

2. A new by-law is inserted in Part IX.—Offensive Trades, Section C—“Piggeries”, after by-law 1 to stand as by-law 1A as follows:—

1A. A person may establish a piggery in the portion of the district prescribed in the Schedule to this by-law subject to the Act and the by-laws and Regulations made therein, but not elsewhere.

Schedule.

All reference to locations in the Schedule refer to Cockburn Sound Locations or Jandakot Agricultural Area Locations.

The portion of the district enclosed with a line commencing at the point where the standard gauge railway reserve crosses the northern boundary of the Shire thence southwesterly along this railway reserve to King Road, thence

southerly along King Road to Princep Road thence southerly along Princep Road, to the northwest corner of lot 153 thence easterly along the northern boundaries of lots 153, 152, and 134 to the northeast corner of lot 134 thence southerly along the eastern boundary of such lot to Forrest Road, thence westerly along Forrest Road, to the junction of Beenyup Road thence southerly along Beenyup Road to the junction of Bannigan Road thence westerly and southerly along Bannigan Road to the junction of Hird Road thence westerly along Hird Road to Hammond Road thence continuing westerly across Hammond Road and along the northern boundary of lot 234 to the northwest corner of such lot, thence southerly along the western boundaries of lots 234, 464 and 458 to the southwest corner of lot 458 thence easterly along the southern boundary of lot 458 to Russell Road thence westerly along Russell Road to the junction of Frankland Avenue thence southerly along Frankland Avenue to the southern boundary of the Shire thence easterly along the southern boundary of the shire to the eastern boundary of the Shire thence northerly along the eastern boundary of the Shire to the northern boundary of the Shire, thence westerly along the northern boundary of the Shire to the starting point at the standard gauge Railway Reserve.

Passed at a meeting of the Cockburn Shire Council this 10th day of October, 1967.

[L.S.]

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

Approved by His Excellency the Governor in Executive Council, this 21st day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1966.

Shire of Kalgoorlie.

WHEREAS under the provisions of the Health Act, 1911-1966, as amended, a local authority may make or adopt by-laws, or may alter, amend or repeal any by-laws so made or adopted: Now, therefore, the Shire of Kalgoorlie, being a local authority within the meaning of the Act and having adopted *inter alia* the Model By-laws described as Series "A" as reprinted and published 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 IX.—OFFENSIVE TRADES.

Substitute for Schedule "D" to this Part a new Schedule "D" as follows:—

Schedule "D".

Fees to be Paid on Application for Registration of Offensive Trade Premises.

In respect of:

	\$
Slaughter-houses. Abattoir	10.00
All other trades	4.00

Passed at a meeting of the Kalgoorlie Shire Council this 16th day of June, 1967.

[L.S.]

C. P. DAWS, J.P.,
President.
A. F. RASMUSSEN,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council, this 21st day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1966.

Shire of Wyndham-East Kimberley.

WHEREAS under the provisions of the Health Act, 1911-1966, 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 Wyndham-East Kimberley, being a local authority within the meaning of the Act and having adopted the Model By-laws described as Series "A" as reprinted and published 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.

Substitute for by-law 1C to this part a new by-law 1C to read as follows:—

Provision of Apparatus for the Bacteriolytic Treatment of Sewage.

1C. (1) This by-law shall apply to all townsites within the Shire of Wyndham-East Kimberley.

(2) Except where by reason of the nature of the terrain, soil or other peculiar circumstances it is not reasonably practical to install the apparatus, the owner of every house constructed after the coming into operation of this by-law shall provide on the premises an apparatus for the bacteriolytic treatment of sewage before the house is occupied or used.

Part VII.—FOOD.

Add in sequence to this Part a new by-law 10A to read as follows:—

10A. The occupier of any place where food or drink is served to the public shall provide suitable containers for drinking straws so that they are protected from contact with insects, dust, or any other source of contamination.

Passed at a meeting of the Wyndham Shire Council held on the 21st day of November, 1967.

[L.S.]

W. L. GRANDISON,
President.

C. T. CASSIDY,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council, this 21st day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

BUSH FIRES ACT, 1954.

Shire of Manjimup.

WHEREAS under the provisions of the Bush Fires Act, 1954 (as amended), a local authority may, with the approval of the Governor, make by-laws not inconsistent with that Act: Now, therefore, the Manjimup Shire Council being a local authority within the meaning of the said Act, doth hereby resolve and determine that the by-laws made by the Council and published in the *Government Gazette* on the 24th day of May, 1940, shall be amended—

- (a) by substituting for the passage, "men over 18" in line two of sub-by-law (3) of by-law 7, the passage "members of either sex over 15", and
- (b) by substituting for the numerals, "18" in line one of the sixth paragraph of the First Schedule, the numerals, "15".

Passed at a meeting of the Council of the Shire of Manjimup this 8th day of February, 1968.

M. S. MUIR,
President.

M. DUNN,
Shire Clerk.

Recommended—

STEWART BOVELL,
Minister for Lands.

Approved by His Excellency the Governor in Executive Council, this 21st day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Town of Claremont.

By-law Relating to Payment of Rates.

L.G. 306/62.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 7th day of February, 1968, to make and submit for confirmation by the Governor the following by-law amendment:—

By-law No. 133.

Delete clause 2 and insert the following new clause:—

2. Notwithstanding the requirements of clause 1 hereof, the rates may, at the option of the ratepayer, be paid in two moieties, the first of which to be not later than thirty-five days from the date of service of the Notice of Valuation and rate in accordance with Section 542 of the Local Government Act and the second moiety not later than the 1st day of March in each year.

Dated this 7th day of February, 1968.

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

[L.S.]

E. W. H. MILNER,
Mayor.
D. E. JEFFERYS,
Town Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 22nd day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Armadale-Kelmscott.

Swimming Pool By-laws.

L.G. 311/58.

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 5th day of February, 1968, to make and submit for confirmation by the Governor the following amendment to the Swimming Pool By-laws as published in the *Government Gazette* of the 2nd April, 1958, and amended by notice in the *Government Gazette* on 13th November, 1959 and 25th November, 1960, be further amended as follows:—

Clause 5—Charges for Admission: Delete Clause 5 (as amended) and insert in lieu thereof:—

For every person 16 years of age or over (including spectators)	cents. 20
For every person under the age of 16 years (including spectators)	10
Scholars of State and other registered Primary and Secondary Schools, in parties of not less than 12, accompanied by a Teacher (for this purpose the Pool shall be available between	

school hours on such days as the Council may from time to time determine) and children attending vacation Swimming Classes conducted by the Education Department, each ... 5 cents.

The Common Seal of the Shire of Armadale-Kelmscott was hereunto affixed in the presence of—

[L.S.]

P. KARGOTICH,
President.
W. W. ROGERS,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 22nd day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Bayswater.
By-laws Relating to Motels.

L.G. 64/68.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 14th day of February, 1968, to make and submit for confirmation by the Governor the following by-laws:—

MOTELS.

Definition.

1. (1) In these by-laws "motel" means any premises that provide, or are held out as providing accommodation for the motoring public at large, for reward; and that are denominated by the owner or occupier by the word "motel" or any combination of the word "motor", "auto" or "travel", or any derivation or contraction of those words, with a word, or any derivation or contraction of a word, denoting lodging or accommodation, whether alone or in conjunction with other words.

(2) Without limiting the generality of sub-by-law (1) of this by-law, a motel may be, or comprise, premises licensed under the provisions of the Licensing Act, 1911.

General.

2. (1) A person shall not establish or operate a motel, other than in accordance with these by-laws.

(2) A person shall not use the word "motel" or any combination of the word "motor", "auto", or "travel", or any derivation or contraction of those words, with a word, or any derivation or contraction of a word, denoting lodging or accommodation, whether alone or in conjunction with other words, in connection with any premises of which the occupancy is offered or given for reward, unless those premises are currently registered as a motel, with the Council.

Sites.

3. (1) A motel shall not be established or operated on any site having an area of less than one acre and unless the land is capable of being connected to an adequate system of sewerage, but, in special circumstances with the consent in writing of the Minister for Local Government, and of the Council, a motel may be established on a piece of land smaller in area than that specified in the foregoing provision.

(2) Any site used for the establishment or operation of a motel shall be provided with means of ingress from, and egress to, a public road by an entry and driveways, properly paved and approved by the Council.

(3) The maximum number of residential units which may be built and operated as a motel shall be such that after deducting from the area of land the area of the buildings erected or to be erected as a cafe, cafeteria, restaurant or dining room, kitchen or laundry, flat or residence for the manager or person in charge of the motel and any parking space for use by members of the public, as distinct from persons occupying the motel units, the remaining area of the land is not less than one thousand (1,000) square feet per unit.

(4) In calculating an area for the purpose of sub-by-law 3 the area of any proposed adjoining public road widening shall be excluded.

Distance of Buildings from Boundaries.

4. (1) A motel shall not be constructed in such a way that any portion of a building is nearer to a street alignment than 38 feet.

(2) Motel buildings shall be so constructed that no portion of any building is nearer to a side or rear boundary than a distance in feet calculated by multiplying the number of storeys of that building by ten.

(3) Notwithstanding the provisions of sub-by-laws (1) and (2) of this by-law, eaves, hoods and ornamental fixtures may be extended a distance of three feet nearer to any boundary than thereby prescribed.

(4) A motel building that comprises more than two storeys shall be so constructed as to incorporate a passenger lift serving each storey and being of a size and standard approved by the Council.

Composition of Motel.

5. A motel shall comprise at least—

- (a) ten residential units;
- (b) a cafe, cafeteria or restaurant;
- (c) a common laundry;
- (d) a flat or residence for the manager or person in charge of the motel;
- (e) parking space as in these by-laws provided; and
- (f) a garden or plantation surrounding the site.

Composition of Residential Unit.

6. (1) Each residential unit of a motel shall comprise at least:—

- (a) a bed-sitting room;
- (b) luggage storage space;
- (c) an ablution and toilet unit; and
- (d) a car park.

(2) The minimum floor area of a residential unit exclusive of any patio, covered way or car park, shall be—

- (a) 250 square feet where the unit is intended to accommodate one person; and
- (b) 300 square feet where the unit is intended to accommodate more than one person.

Structure.

7. (1) The motel building shall be constructed in accordance with the by-laws of the Shire of Bayswater and shall be of brick, stone, concrete or other approved fireproof material and not wholly or partly of wood.

(2) Residential units shall be so constructed that, where the walls of any two of those units form an included angle of less than 90 degrees with one another, no part of a window in one of those walls shall be within 20 feet of any window in the other.

(3) Where provision is made in any building for one residential unit to open into another residential unit, there shall be an intervening door having a fire resistant rating of at least one hour's duration and being capable of being locked from both sides.

Ablution Units.

8. (1) An ablution unit shall include—
- (a) a shower cubicle;
 - (b) a hand basin;
 - (c) an air lock and water closet.
- (2) Hot and cold running water shall be provided to the shower and hand basin of each ablution unit.
- (3) Where it is desired to provide baths in addition to showers, those baths may be installed in a common bathroom.

Facilities.

9. Each residential unit shall be provided with at least one electric power point.

Laundry and Drying Areas.

10. (1) In a motel there shall be a common laundry of a floor area of at least fifty square feet, having therein installed either one copper or one washing machine and one set of wash troughs for every ten residential units or part of that number of units.
- (2) A drying area with clothes lines shall be provided and it shall be screened from view from streets and the public rooms of the motel.

Car Parking.

11. (1) A motel shall have a car parking space appurtenant to and within a distance of 15 feet of each residential unit unless the council shall approve of the car parking space being of a greater distance from any residential unit, the car parking space allotted to each residential unit shall be not less than 144 square feet in area.
- (2) There shall be adequate means of access to and manoeuvring space at each car parking space.
- (3) If a motel be licensed under the provisions of the Licensing Act, 1911, there shall in addition to the car parking spaces hereinbefore provided for by this by-law be on the site car parking spaces in the ratio of one car parking space for every 25 square feet or part thereof of licensed floor space and one car parking space for every two seats in the restaurant or dining room.

Swimming Pool and Dance Floor.

12. If in any motel there be a swimming pool or a dance floor these shall be for the exclusive use of the patrons and their guests and not for use by the general public.

Furniture.

13. (1) A residential unit in a motel shall be provided with a suitable complement of bedding and furniture in good order, repair and condition and there shall be in each residential unit at least—
- (a) one spring bedstead for each person occupying the unit;
 - (b) one mattress for each bedstead;
 - (c) all usual linens, blankets and bedspreads for each bed;
 - (d) one easy chair;
 - (e) one luggage rack;
 - (f) hanging space for clothing; and
 - (g) one table, desk or dresser or any combination of those articles of furniture.
- (2) A common dining room in a motel shall be provided with the following furniture at least—
- (a) one seat for each single residential unit and two seats for each double residential unit; and
 - (b) one table for each four seats.

Advertising Sign.

14. An entrance sign or gate-way shall not be erected on the front boundary of any motel unless that sign or gate-way shall first have been approved by the Council.

Resident Manager.

15. (1) In any case where the owner or occupier of a motel is not in residence at that motel he shall appoint a manager or other responsible person to reside at, and be in charge of, the motel.

(2) A person shall not be the manager of, or be in charge of, a motel who—

- (a) is an undischarged bankrupt;
- (b) has been convicted of any indictable offence; or
- (c) has been or is convicted more than three times of offences against these by-laws or against the Health Act or regulations or by-laws made thereunder.

Compliance with Other By-laws.

16. Nothing in these by-laws shall be deemed to relieve any person from obligation to comply with any regulations or by-law made pursuant to the provisions of the Local Government Act, 1960, the Town Planning and Development Act, 1928, or the Health Act, 1911.

Registration.

17. (1) Any person desiring to establish or to operate a motel shall apply to the Council for initial registration by the Council and such registration if approved shall operate until the 31st day of December then next following.

(2) Any applicant for renewal of the registration of a motel shall be made in the month of January and unless registration is renewed a person shall not continue the operation of the subject premises as a motel.

Penalty.

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

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

Dated the 16th day of February, 1968.

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

[L.S.]

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

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 22nd day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Kwinana.

By-law Amending By-laws—Use of Land.

L.G. 590/67.

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 22nd day of November, 1967, to amend the By-laws of the Municipality of Kwinana passed at an ordinary meeting of the Council on the 29th day of December, 1955, and published in the *Government Gazette* of the 3rd February, 1956, and amendments published in the *Government Gazette* of the 4th December, 1957, 31st May,

1960, 13th September, 1960, 16th December, 1963, 15th October, 1964, 21st July, 1965, 30th September, 1966, 16th March, 1967, 23rd August, 1967, 25th October, 1967, 7th December, 1967, and the 26th February, 1968, in the following manner:—

TENTH SCHEDULE—KWINANA NEW TOWN ZONE USES.

(k) For a Doctor's or Dentist's Surgery attached to a Residence to be deleted therefrom—Lots C.25 to 26.

Add new subclause (kii) after subclause (ki) to read as follows:—

(kii) For Dentist's Surgery only with on site car parking facilities for Staff and Patients to the satisfaction of Kwinana Shire Council—Lots C.25 to 26.

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

[L.S.]

F. G. J. BAKER,
President.

F. W. MORGAN,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 22nd day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Rockingham.

Fencing By-laws.

L.G. 812/60.

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 23rd day of January, 1968, to make and submit for confirmation by the Governor the following by-laws:—

1. In this By-law—

“Business Zone” means any area zoned as such under the provisions of a Zoning By-law or Town Planning Scheme of the Shire of Rockingham and used for the purposes of a business or trade;

“Council” means the council of the municipality of the Shire of Rockingham;

“District” means the municipal district of the Shire of Rockingham;

“height” in relation to a fence means the distance between the top of a fence at any point and the ground immediately below that point;

“Industrial Zone” means any part of the district, classified as an Industrial Zone under the provisions of the Metropolitan Region Scheme published in the *Government Gazette* on the 9th August, 1963, as amended from time to time;

“Residential Zone” means any part of the district, classified as an Urban Zone under the provisions of the Metropolitan Region Scheme published in the *Government Gazette* on the 9th August, 1963, as amended from time to time;

“Rural Zone” means any part of the district, classified as a Rural Zone under the provisions of the Metropolitan Region Scheme published in the *Government Gazette* on the 9th August, 1963, as amended from time to time except those areas gazetted as Singleton and Peelhurst Townsites.

2. (i) Subject to clauses 3, 8 and 9 of this by-law a fence which abuts on a street and any part of a fence which is within 25 feet of a street shall not exceed 3 feet in height.

Provided that a fence erected on a boundary between a lot located at the corner of two streets and an adjacent lot may be of a height not exceeding 6 feet throughout its length if a fence of such corner lot abuts on one of those streets, meets that boundary and exceeds 3 feet in height.

(ii) Any other fence shall not exceed 6 feet in height.

3. Where a lot of land is located at the corner of two streets a fence abutting on either of those streets shall not exceed 3 feet in height for the first 20 feet of its length from such corner.

Provided that where there is a building on such lot—

- (a) facing one of those streets a fence between the front of that building and that street shall not exceed 3 feet in height;
- (b) which building faces those streets at an angle to the corner, any fence abutting thereon shall not exceed 3 feet in height for the first 20 feet of its length from such corner.

4. Corrugated galvanised iron and flat iron shall not be used in the construction of any fence.

5. Secondhand materials shall not be used in the construction of any fence unless the same are of good quality and in sound condition.

6. The owner of land on which a fence is erected within 25 feet of a street shall maintain such fence in good and substantial repair, order and condition and where any fence is not so maintained the Council may maintain it at the expense of the owner and may recover the amount of such expenses from the owner in a Court of competent jurisdiction.

7. Subject to clause 8 of this By-law, no person shall place or permit to remain on any fence on land owned or occupied by him broken glass, barbed or other wire with spiked or jagged projections provided that the owner or occupier of a fence on land within an Industrial Zone may place or fix barbed wire thereon if such wire is not less than 6 feet 6 inches above ground level throughout the length of the fence.

8. (1) The owner or occupier of a fence on land within a Rural Zone may place or fix barbed wire thereon provided that where a fence to which such wire is fixed is adjacent to a road or other place open to the public such wire shall be fixed to the side of the fence posts furthest from such road or other place.

(2) Within a Rural Zone a fence which is parallel to and within 25 feet of a street may be constructed to a height of not more than five feet.

9. A wire mesh fence of not more than six feet in height may be erected on land within a Business Zone.

10. A fence constructed in accordance with specifications set out in Schedules One and Two to this By-law shall be a sufficient fence for the purposes of the Dividing Fences Act, 1961.

11. (i) Any person who—

(a) constructs a fence; or

(b) permits a fence to be constructed

otherwise than in accordance with the provisions of this by-law shall be guilty of an offence liable on conviction to a penalty of \$100.

(ii) If the owner or occupier of any land permits a fence constructed otherwise than in accordance with the provisions of the by-law, to remain thereon he shall be guilty of an offence and liable on conviction to a penalty of \$100 and a daily penalty of \$10 during the continuance of the offence.

(iii) Any person who fails to comply with this by-law shall be guilty of an offence and liable on conviction to a penalty of \$100 and a daily penalty of \$10 during the continuance of such offence.

First Schedule.

FENCES IN RESIDENTIAL ZONES.

(a) Dividing fence alongside boundary—

For a distance of 25 feet from the street alignment the fence shall comprise either:—

- (i) a brick or concrete wall of a height of not more than 3 feet; or
- (ii) cyclone mesh extending to a height of not more than 3 feet above the ground; or
- (iii) asbestos sheeting extending to a height of not more than 3 feet above ground level.

Thereafter the fence shall be as follows:—

A free standing "Super 6" asbestos fence which shall be bolted and capped. The fence shall be sunk into the ground to a depth of at least 1 foot or to a depth equal to at least 25 per cent. of the length of a sheet of the asbestos whichever is greater. The sheets of asbestos shall overlap at least one corrugation.

If other than a free standing fence it shall comply with the following requirements.

Front corner posts shall be 5 inches x 5 inches x 6 feet and rear corner posts shall be 5 inches x 5 inches x 7 feet and intermediate posts shall be 5 inches x 3 inches x 7 feet all spaced at not more than 9 feet centres.

All posts shall have tops of 1½ inches weather and shall be sunk at least 2 feet into the ground.

Corner posts shall be strutted two ways with 4 inches x 2 inches soled and 3 inches x 2 inches struts.

Intermediate posts shall be double yankee strutted with 6 inches x 1 inch x 10 inches struts.

Posts shall be checked for two rows of rails.

Rails shall be 3 inches x 2 inches each rail spanning two bays of fencing with joints staggered.

Fence other than of brick or concrete shall be covered for the first 25 feet with cyclone mesh or other approved materials and for the next bay by 3 inches x ¾ inches sawn pickets or palings of graduated length rising from 3 feet 6 inches to 6 feet, or other approved materials.

Thereafter fence shall be completely covered with 3 inches x ¾ inch x 6 feet sawn pickets or palings or other approved materials.

All pickets or palings shall be double nailed to each rail.

(b) Dividing fence along rear boundary.

Corner posts shall be 5 inches x 5 inches x 7 feet and intermediate posts shall be 5 inches x 3 inches x 7 feet spaced at not more than 9 feet centres.

All posts shall have tops with 1½ inches weather and shall be sunk at least 2 feet into the ground.

Corner posts shall be strutted two ways with 4 inches x 2 inches soles and 3 inches x 2 inches struts.

Intermediate posts shall be double yankee strutted with 6 inches x 1 inch x 18 inches struts.

Posts shall be checked for two rows of rails.

Rails shall be 3 inches x 2 inches each rail spanning two bays of fencing with joints staggered.

Fence shall be completely covered with 3 inches x ¾ inch x 6 feet sawn pickets or palings double nailed to each rail or other approved materials.

(c) Where all or portion of the side boundary of one lot forms all or portion of the rear boundary of another lot, the provisions relating to rear boundaries shall apply to such side boundary or portion thereof.

Second Schedule.

RURAL ZONES.

The fence shall be erected from sawn, split or round wooden posts set not less than 24 inches in the ground and not less than 48 inches out of the ground and spaced not more than 12 feet apart with strainer posts set 3 feet 6 inches in the ground and suitably and securely strutted at all corners, gateways and fence line angles but not exceeding 10 chains apart. Each fence post shall be bored with not less than 5 half-inch suitably spaced holes, to be threaded with not less than 5 plain galvanized wires. Wire shall be wrapped around strainer and strained tight.

The following materials shall be used.

- (a) Wire—Shall be high tensile wire and not less than 12½ gauge.
- (b) Posts—
- (i) If of paperbark, jam, white gum, jarrah or other indigenous timber, be cut not less than 6 feet long by 4 inches diameter at small end if round or 5 inches x 2½ inches if split or sawn.
 - (ii) If of iron, steel or concrete, the posts shall be not less than 5 feet in length.
- (c) Strainer Posts—Not less than 7 feet 6 inches long and 6 inches diameter at small end shall be cut from indigenous timber.
- (d) Barbed wire may be affixed along the fence.

Dated this 24th day of January, 1968.

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

[L.S.]

A. POWELL,
President.
D. J. CUTHBERTSON,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 22nd day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Trayning.

By-laws Relating to the Management and Control of the Shire of Trayning Aquatic Centre.

L.G. 99/68.

IN pursuance of the powers conferred upon it by the abovementioned Act, and of all the powers enabling it, the Council of the above Municipality hereby records having resolved on the 20th day of June, 1966, to make and submit for confirmation by the Governor, the following by-laws:—

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

“Council” means the Trayning Shire Council;

“Manager” means the person appointed by the Council to control and manage the swimming pool;

“Pool” means the Shire of Trayning Aquatic Centre and shall include any fencing, turnstile, gates, dressing rooms, shower recesses, spectators' stands and/or seating, lavatories, parking areas and any other structure erected for the use and convenience of the persons using the Pool;

“Season” means the period for which the Pool shall be open for public use and shall be for such periods and such times as the Council may in its absolute discretion from time to time decide.

Risk.

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

Hours of Admission.

3. The pool shall be opened and closed daily during the season at such times as the Council may from time to time determine and such times shall be clearly indicated on a notice board at the Pool entrance.

Admission.

4. No person shall, without the express permission of the Council or the Manager, enter the pool save through the turnstile erected at the entrance for that purpose and upon payment of the prescribed admission charge.

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

6. No pre-school age child shall be admitted to the Pool unless accompanied by and in the charge of a responsible person.

7. The charges to be made for admission to the Pool shall be as determined from time to time by the Council.

Control of Premises.

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

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

Valuables.

9. Any person entering the pool premises may deposit valuables with the Manager or other person for the time being in charge of the Pool upon payment of such charge as shall be fixed from time to time by the Council. Under no circumstances will the Council accept any liability should such valuables or any part of them be lost, stolen, damaged or destroyed whilst in the custody of the Manager or on any part of the Pool premises.

Offences.

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

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

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

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

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

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

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

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

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

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

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

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

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

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

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

Lost Property.

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

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

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

Carnivals.

12. (a) The person, Club, Association or Organisation conducting any carnival held at the pool premises shall be responsible for the conduct of the competitors and spectators during such carnival, and shall be bound to see that there is no overcrowding and that no damage is done to the buildings or fencing or any other portions of the pool premises.

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

(c) Every person, Club, Association or Organisation to whom the pool premises are granted for the purpose of holding a swimming carnival shall at least one week before the date of such carnival forward to Council a copy of the programmes of events to be competed for thereat: and any item on such programme that the Council do not approve of shall be struck out or so altered as directed.

(d) The person, Club, Association or Organisation conducting any carnival held at the pool premises shall pay to the Council such charges as shall be agreed upon by the Council.

Games in Pool.

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

Coaching.

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

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

Enforcement of By-laws.

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

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

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

Dated the 22nd day of January, 1968.

[L.S.]

P. T. MAIN, J.P.,
President.
R. T. SCOBLE,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 22nd day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Trayning.

Adoption of Local Government Draft Model By-laws
Relating to Old Refrigerators and Cabinets—No. 8.

L.G. 98/68.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved, on the 15th day of August, 1966, to adopt without alteration the Local Government By-law—Old Refrigerators and Cabinets, No. 8, published in the *Government Gazette* on the 1st May, 1962.

Dated this 22nd day of January, 1968.

[L.S.]

P. T. MAIN, J.P.,
President.
R. T. SCOBLE,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 22nd day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Trayning.

Adoption of Local Government Draft Model By-laws
Relating to Prevention of Damage to Streets—No. 15.

L.G. 98/68.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved, on the 15th day of August, 1966, to adopt without alteration the Local Government By-law—Prevention of Damage to Streets, No. 15, published in the *Government Gazette* on the 18th February, 1965.

Dated this 22nd day of January, 1968.

[L.S.]

P. T. MAIN, J.P.,
President.R. T. SCOBLE,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 22nd day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960.

The Municipality of the Shire of Trayning.

Adoption of Local Government Draft Model By-laws
Relating to Deposit of Refuse and Litter—No. 16.

L.G. 98/68.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved, on the 15th day of August, 1966, to adopt without alteration the Local Government By-law—Deposit of Refuse and Litter, No. 16, published in the *Government Gazette* on the 14th August, 1965.

Dated this 22nd day of January, 1968.

[L.S.]

P. T. MAIN, J.P.,
President.R. T. SCOBLE,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 22nd day of March, 1968.

W. S. LONNIE,
Clerk of the Council.

AGRICULTURAL PRODUCTS ACT, 1929-1966.

Department of Agriculture,
South Perth, 21st March, 1968.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Agricultural Products Act, 1929-1966, has been pleased to make the regulations set out in the schedule hereunder to take effect on the revocation of Part IB of the Agricultural Products Act Regulations.

T. C. DUNNE,
Director of Agriculture.

Schedule.

Regulations.

- Citation** 1. These regulations may be cited as the Agricultural Products (Citrus Fruit Grading) Regulations, 1968.
- Interpretation.** 2. In these regulations unless the context otherwise requires—
 “Act” means the Agricultural Products Act, 1929, as amended;
 “clipped” means the citrus fruit has been cut from the tree, with the stalk trimmed and smoothed to the level of the button, by means of a sharp, blunt nosed clipper or by such other method as will produce the same effect;
 “diameter”, in relation to the size of citrus fruit, means the greatest transverse measurement of the fruit taken at right angles to its axis;
 “disease” means any abnormal condition of or in citrus fruit arising from functional disorders, or caused by, or due to, the presence, operation, development or growth of any insect, fungus, bacterium or virus;
 “disfigured”, as applied to citrus fruit, means a condition of the fruit caused by scars, scratches of the skin, cavities, punctures or blemishes, due to insect or fungus pest, hail marks or oil stains and, in the case of oranges, includes excessive navel segments;
 “dry”, as applied to citrus fruit, means a condition of the fruit whereby the weight of its juice is less than 33 per cent. of the total weight of the fruit when extracted, by means of rotating the halves of a freshly divided orange, lemon, grapefruit or mandarin, under moderate hand pressure only, on a conical glass lemon squeezer, and squeezed through a strainer of not less than 30 meshes to the lineal inch;
 “mature”, in relation to oranges, means fruit that has developed an orange flavour in the juice or is in such a condition that the quantity N/100 soda solution required to neutralise the acidity content of ten cubic centimetres of juice, drawn from the mixed juice of not less than five oranges, taken at random from any box or boxes of the same grade of quality of oranges, is not more than 30 cubic centimetres and, in the case of other citrus fruit, the term has its ordinary meaning;
 “sound”, in relation to citrus fruit, means fruit that is not over ripe, not soft, not wilted and that is free from excessive bruising or physical injuries affecting the keeping quality of the fruit.
- Grading of Oranges.** 3. For the purpose of the grading of oranges for quality and packing—
 “Special” means a grade comprising oranges that are not dry and that are clean, sound, mature, clipped, of normal shape and appearance for their variety, of an even orange colour, free from disease, not disfigured in excess of 2½ per cent. of the total surface area of the fruit and of which the diameter is not less than 2⅓ inches;

"Standard" means a grade comprising oranges that are not dry and that are clean, sound, mature, clipped or so picked from the tree as to be undamaged, of normal shape and appearance for their variety, of reasonably even orange colour, free from disease, not disfigured in excess of 10 per cent. of the total surface area of the fruit and of which the diameter is not less than $2\frac{1}{4}$ inches;

"Plain" means a grade comprising oranges that are not dry and that are clean, sound, mature, clipped or so picked from the tree as to be undamaged, of reasonably normal shape and appearance for their variety, free from disease, not disfigured in excess of 25 per cent. of the total surface area of the fruit and of which the diameter is not less than 2 inches;

"Factory" means a grade comprising oranges that are not dry and that are sound, mature, of reasonably normal shape for their variety, reasonably clean and of which the diameter is not less than 2 inches.

4. For the purpose of the grading of lemons for quality and packing— Grading of Lemons.

"Special" means a grade comprising lemons that are not dry and that are clean, sound, reasonably mature, clipped, of normal shape and appearance for their variety, free from malformation and more than slight corrugation or ridging, free from disease, of even colour, not disfigured in excess of $2\frac{1}{2}$ per cent. of the total surface area of the fruit and of which the skin is of good texture and the rind is not of more than medium thickness;

"Standard" means a grade comprising lemons that are not dry and that are clean, sound, reasonably mature, clipped or so picked from the tree as to be undamaged, of normal shape and appearance for their variety, free from more than slight malformation and marked corrugation or ridging, free from disease, of reasonably even colour, not disfigured in excess of 10 per cent. of the total surface area of the fruit and of which the skin is of good texture and the rind is not of more than medium thickness;

"Plain" means a grade comprising lemons that are not dry and that are clean, sound, of reasonably normal shape and appearance for their variety, free from disease and that are not disfigured in excess of 25 per cent. of the total surface area of the lemon;

"Factory" means a grade comprising lemons that are not dry and are sound, reasonably clean and are of reasonably normal shape for their variety.

5. For the purpose of the grading of grapefruit for quality and packing— Grading of Grapefruit.

"Special" means a grade comprising grapefruit that are not dry and that are clean, sound, mature, clipped, of normal shape and appearance for their variety, free from malformation and more than slight corrugation or ridging, free from disease, of even yellow colour, not disfigured in excess of $2\frac{1}{2}$ per cent. of the total surface area of the fruit and of which the skin is of good texture, the rind is not of more than medium thickness and the diameter is not less than $3\frac{1}{4}$ inches;

"Standard" means a grade comprising grapefruit that are not dry and that are clean, sound, mature, clipped or so picked from the tree as to be undamaged, of normal shape and appearance for their variety, free from malformation and marked corrugation or ridging, free from disease, of reasonably yellow colour, not disfigured in excess of 10 per cent. of the total surface area of the fruit and of which the skin is of good texture, the rind is not thick and the diameter is not less than 3 inches;

"Plain" means a grade comprising grapefruit that are not dry and that are clean, sound, mature, of reasonably normal shape and appearance for their variety, free from disease, not disfigured in excess of 25 per cent. of the total surface area of the fruit and of which the diameter is not less than $2\frac{1}{2}$ inches;

"Factory" means a grade comprising grapefruit that are not dry and that are sound, reasonably clean, of reasonably normal shape for their variety and of which the diameter is not less than $2\frac{1}{2}$ inches.

Grading of
Mandarins.

6. For the purpose of the grading of mandarins for quality and packing—

"Special" means a grade comprising mandarins that are not dry and that are clean, sound, mature, clipped, of normal shape and appearance for their variety, of an even colour, free from disease and not disfigured in excess of $2\frac{1}{2}$ per cent. of the total surface area of the fruit;

"Standard" means a grade comprising mandarins that are not dry and that are clean, sound, mature, clipped or so picked from the tree as to be undamaged, of normal shape and appearance for their variety, of reasonably even colour, free from disease and not disfigured in excess of 10 per cent. of the total surface area of the fruit;

"Plain" means a grade comprising mandarins that are not dry and that are clean, sound, mature, clipped or so picked from the tree as to be undamaged, of reasonably normal shape and appearance for their variety, free from disease and not disfigured in excess of 25 per cent. of the total surface area of the fruit.

Packing of
Fruit.

7. (1) A person shall not pack fruit for sale, or sell fruit in any package, unless it conforms to one of the grades of quality prescribed by these regulations.

(2) All fruit, other than that graded as Factory, grown in, or imported into, the State for sale shall be firmly and fully packed in a case or container that is approved under the Fruit Cases Act, 1919.

(3) A case or container of fruit shall contain only one variety and the fruit in the case or container shall not vary in diameter by more than $\frac{1}{4}$ inch from the smallest to the largest, except in the case of grapefruit exceeding $3\frac{1}{4}$ inches in diameter where the variation in diameter may be $\frac{1}{2}$ inch.

(4) The uppermost layer of fruit in a case or container shall be such as to give a true indication of the grade of the quality and size of the fruit in the other layers.

(5) Every case or container that contains fruit intended for sale in the State shall bear, on one end, particulars of the variety, grade of quality and count of fruit it contains.

(6) The particulars required under subregulation (5) of this regulation shall be in letters and figures of not less than—

(a) $\frac{1}{4}$ inch in height, where those particulars are printed on a label attached to the case or container; or

(b) $\frac{3}{8}$ inch in height, where those particulars are stencilled on the case or container.

Application
of regula-
tions under
Fruit Cases
Act, 1919.

8. These regulations shall be read and construed in conjunction with the regulations made under the Fruit Cases Act, 1919.

Offences.

9. A person who contravenes the provisions of these regulations commits an offence under section 3 of the Agricultural Products Act, 1929.

AGRICULTURAL PRODUCTS ACT, 1929-1966.

Department of Agriculture,
South Perth, 21st March, 1968.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Agricultural Products Act, 1929-1966, has been pleased to make the regulations set out in the schedule hereunder.

T. C. DUNNE,
Director of Agriculture.

Schedule.
Regulations.

1. In these regulations the Agricultural Products Act Regulations, published in the *Government Gazette* on the 21st January, 1938, and amended from time to time thereafter by notices published in the *Government Gazette* are referred to as the principal regulations. Principal regulations.
2. Regulation 2 of the principal regulations is amended by deleting the item, "Part IB—Regulations 5E-5AE, Citrus Fruits." Reg. 2 amended.
3. The principal regulations are amended by revoking Part IB—Citrus Fruits, comprising regulations 5E to 5EA, inclusive. Part IB revoked.

POTATO GROWING INDUSTRY TRUST FUND ACT, 1947-1966.

Department of Agriculture,
South Perth, 21st March, 1968.

HIS Excellency the Governor in Executive Council, acting under the provisions of the Potato Growing Industry Trust Fund Act, 1947-1966, has been pleased to make the regulations set out in the schedule hereunder.

T. C. DUNNE,
Director of Agriculture.

Schedule.
Regulations.

1. In these regulations the Potato Growing Industry Trust Fund (Remuneration of Committee Members) Regulations, published in the *Government Gazette* on the 4th March, 1949, and amended from time to time thereafter by notices so published, are referred to as the principal regulations. Principal regulations.
2. Regulation 2 of the principal regulations is amended by substituting for the expression, "£4.4s.", in line two of paragraph (a), the expression, "\$10.50". Reg. 2 amended.
3. Regulation 3 of the principal regulations is amended by substituting for the expression, "£2.2s.", in the last line of paragraph (a), the expression, "\$4.20". Reg. 3 amended.

TRADE DESCRIPTIONS AND FALSE ADVERTISEMENTS ACT, 1936-1956.

Department of Labour,
Perth, 21st March, 1968.

HIS Excellency the Governor in Executive Council, acting under the provisions of the Trade Descriptions and False Advertisements Act, 1936-1956, has been pleased to make the regulations set out in the schedule hereunder.

C. A. REEVE,
Secretary for Labour.

Schedule.
Regulations.

1. In these regulations the Trade Descriptions Regulations, 1937, published in the *Government Gazette* on the 10th December, 1937, and amended by notices published in the *Government Gazette* on the 13th August, 1954, and the 3rd February, 1956, are referred to as the principal regulations. Principal regulations.
2. Regulation 4C of the principal regulations is amended by adding after the words, "Jute Products" in line forty-three, the passage, "including jute backing of carpets". Reg. 4C amended.

COAL MINES REGULATION ACT, 1946-1965.

Mines Department,
Perth, 25th March, 1968.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Coal Mines Regulation Act, 1946-1965, has been pleased to make the regulations set out in the schedule hereunder.

I. R. BERRY,
Under Secretary for Mines.

Schedule.

Regulations.

Principal
regulations.

1. In these regulations the regulations made under the provisions of the Coal Mines Regulation Act, 1946-1965, published in the *Government Gazette* on the 19th September, 1947, and reprinted incorporating all amendments up to and including the 31st August, 1961, pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 3rd May, 1962, and amended from time to time thereafter by notices so published, are referred to as the principal regulations.

Reg. 215
amended.

2. Regulation 215 of the principal regulations is amended by substituting for the words, "one dollar" in paragraph (a) of sub-regulation (3), the words, "one dollar and twenty cents".