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OF

## WESTERN AUSTRALIA

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[ 1970

### PRISONS ACT, 1903-1969.

Chief Secretary's Department,  
Perth, 4th March, 1970.

HIS Excellency the Lieutenant-Governor and Administrator in Executive Council, acting pursuant to the powers conferred by the Prisons Act, 1903-1969, has been pleased to make the regulations set out in the schedule hereto.

J. J. DEVEREUX,  
Under Secretary.

#### Schedule.

#### Regulations.

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

2. Regulation 2 of the principal regulations is amended by adding after the passage "PART V.—INSTITUTIONS FOR THE RECEPTION OF CONVICTED INEBRIATES, Regs. 268-281", in lines sixty-nine and seventy, a passage as follows:— Reg. 2 amended.

PART VI.—LEAVE OF ABSENCE FOR CERTAIN PRISONERS,  
Regs. 282-288.

3. The principal regulations are amended by adding after Part V a heading, a Part and a Schedule as follows:—

PART VI.—LEAVE OF ABSENCE FOR CERTAIN PRISONERS. Part VI and Schedule added.

282. In this Part unless the contrary intention appears—

"Form" means a form in the Schedule to these regulations;

"gaoler" used in respect of a prisoner on leave means the gaoler of the prison from which the prisoner was granted leave;

"leave" means leave of absence granted under this Part of these regulations; and

"prisoner" does not include a prisoner who—

- (a) has been found not guilty on the grounds of insanity;
- (b) has had his sentence commuted to imprisonment for life;
- (c) is serving a sentence of imprisonment for life; or
- (d) is serving a sentence on a conviction for a sexual offence, manslaughter, grievous bodily harm, or any other serious offence against the person.

283. (1) Subject to this Part of these regulations, on the application of a prisoner, the Comptroller General may, with the approval of the Minister, grant leave of absence to the prisoner for any of the following purposes—

- (a) to engage in employment outside the prison during the period of his detention;
- (b) to attend at a hospital for medical treatment;
- (c) to seek employment; or
- (d) to be in attendance on his family—
  - (i) on occasions of family illness or family bereavement; or
  - (ii) for his welfare or the welfare of the family unit,

but the Comptroller General shall not grant leave under paragraph (d) of this subregulation for a period in excess of seven days at any one time.

(2) A grant of leave shall be in the form of Form 1 and shall be in force for the period of time and subject to the conditions, set forth therein and to such further or other conditions to be expressed thereon as the Comptroller General may determine.

(3) A copy of a grant of leave shall be given to the prisoner in respect of whom the grant is made.

(4) Any period during which a prisoner is lawfully on leave is deemed to be part of the sentence which the prisoner was serving at the time of the grant of leave.

(5) The Comptroller General may appoint a person to supervise the conduct of a prisoner on leave.

(6) A prisoner on leave is deemed to be in the lawful custody of his gaoler.

284. Before granting leave to a prisoner, the Comptroller General—

- (a) shall, in the case of an application for leave under paragraph (a) of subregulation (1) of regulation 283 of these regulations, satisfy himself that the prisoner is a suitable subject for leave for the purpose of that paragraph and that employment suitable to him is available; and
- (b) shall, in all other cases, satisfy himself of the merits of the ground or reason on which the leave is sought.

285. The Comptroller General, at any time during the leave of a prisoner, may, if he considers it necessary or desirable to do so, revoke, alter, amend, or otherwise vary the grant made in respect of that leave.

286. During leave a prisoner shall comply in every respect with each condition subject to which the grant of the leave has been made, including any alteration, amendment, or variation of the grant.

287. (1) Where a prisoner fails to comply with any condition of the grant of his leave including any alteration, amendment or variation of the grant, or where that grant has been revoked, the Comptroller General may, if he considers it necessary or desirable to do so, issue a warrant of apprehension in the form of Form 2 and may direct the warrant either to any police officer or officers by name or generally to all police officers within the State, without naming them, or to both.

(2) The warrant referred to in subregulation (1) of this regulation shall name or otherwise describe the prisoner and shall order the person or persons to whom it is directed to apprehend the prisoner and deliver him to the gaoler of the prison named in the warrant.

(3) Where the warrant referred to in subregulation (1) of this regulation is directed to all police officers, any police officer may execute the warrant as if it were directed specially to him by name.

(4) Upon his apprehension under a warrant issued under this regulation the prisoner shall be returned to the prison from which he was granted leave or to such other prison or place of confinement as the Comptroller General directs and shall, subject to subregulation (4) of regulation 283 of these regulations, be detained thereafter in all respects as if the leave had never been granted.

288. (1) Where a prisoner is in any employment during his leave and there is not an award or agreement in force under the Industrial Arbitration Act, 1912, that applies to the employment, the terms and conditions, including the amount payable, in respect of the employment are those that are agreed upon by the employer and the Comptroller General.

(2) The employer of a prisoner on leave shall maintain an exact record of, and pay to his gaoler all wages, allowances, and other moneys due to the prisoner.

(3) The Comptroller General or the gaoler may pay to a prisoner on leave such sums of money as the Comptroller General or the gaoler, as the case may be, considers sufficient to cover the cost of fares, meals, or other necessary expenses to be incurred by the prisoner during his period of, and in connection with, his leave.

(4) A prisoner who is in employment during his leave shall, during the period of his employment, pay to the Comptroller General towards the costs and expenses of his detention the sum of fourteen dollars per week from the moneys paid by his employer to his gaoler.

(5) All moneys received by the gaoler on behalf of a prisoner who is on leave and is in employment, after deducting—

- (a) such sums of money as are paid to the prisoner to cover the cost of fares, meals, and other necessary expenses;
- (b) the sum of fourteen dollars per week during the period of his employment towards the costs of his detention; and
- (c) the amount of any assistance paid to the family of the prisoner pursuant to the Child Welfare Act, 1947,

shall be credited to the prisoner.

(6) The gaoler of a prisoner who is in employment during his leave shall maintain accounts of all moneys received on behalf of the prisoner separate from all other accounts relating to the prison or that prisoner and shall maintain them in such a manner as to disclose the true position in regard to them and to enable the accounts to be conveniently and properly audited at regular intervals pursuant to the Audit Act, 1904, by the Auditor General, as defined in that Act.

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## Schedule.

## Form 1.

Prisons Act, 1903.

Regulation 283 (3).

## GRANT OF LEAVE OF ABSENCE.

I, \_\_\_\_\_, the Comptroller General of Prisons, hereby grant leave of absence to prisoner \_\_\_\_\_, who is presently in custody at Her Majesty's Prison at \_\_\_\_\_

\*To engage in employment outside the prison during the period of his detention;

\*To attend at a hospital for medical treatment;

\*To seek employment;

\*To be in attendance on his family on the occasion of \_\_\_\_\_ ; subject to the following conditions:—

\*That you abstain from violation of the law.

\*That you comply with the special conditions of the Comptroller General endorsed hereon.

\*That you be of good behaviour and conduct during the period of the grant of leave of absence.

\*That you reside at \_\_\_\_\_

\*That you shall not associate with any discharged prisoner or person of ill repute.

\*That you shall not take or attempt to take anything out of, or bring or attempt to bring anything in to, the prison except with the authority of the gaoler of the Prison from which you were granted leave of absence.

\*That you be employed as (occupation) by (name of employer) at (address) between the hours of \_\_\_\_\_ \*a.m./\*p.m. and \_\_\_\_\_ \*a.m./\*p.m. on the days of \_\_\_\_\_ each week for the period commencing on \_\_\_\_\_ and concluding on \_\_\_\_\_

\*That you travel to your place of employment at (address) by means of (manner and method of travel) \_\_\_\_\_

\*That you attend at \_\_\_\_\_ hospital for the purpose of medical treatment for (state injury, disease, etc.) \_\_\_\_\_

\*That you are granted leave of absence on compassionate grounds to (reason) \_\_\_\_\_

\*That you (conditions applicable to other: reason for which leave is granted) \_\_\_\_\_

The following special conditions shall also apply:—

This leave of absence is granted between the hours of \_\_\_\_\_ \*a.m./\*p.m. on \_\_\_\_\_ and \_\_\_\_\_ \*a.m./\*p.m. on \_\_\_\_\_

This grant may be revoked, altered, amended or otherwise varied at any time by the Comptroller General.

Unless sooner revoked, altered, amended or otherwise varied this grant will remain in force for the times specified herein.

Dated at Perth, this \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_  
Comptroller General of Prisons.

I, \_\_\_\_\_, the prisoner herein referred to, declare that I thoroughly understand each condition of this grant of leave of absence and undertake to comply fully with all of those conditions.

Dated at \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_ 19 \_\_\_\_\_  
Signature \_\_\_\_\_

\* Strike out whichever is inapplicable.

## Form 2.

Prisons Act, 1903.

Regulation 287 (1).

WARRANT OF APPREHENSION OF PRISONER GRANTED  
LEAVE OF ABSENCE.

To \_\_\_\_\_, of \_\_\_\_\_, in the State of Western Australia and to all other police officers in the said State and to the gaoler of the Prison at \_\_\_\_\_ in the said State, or of any other Prison in the said State which is more accessible or convenient.

Whereas \_\_\_\_\_ was granted leave of absence on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, and

\*The grant of leave of absence was on the \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_, revoked;

\*The said \_\_\_\_\_, has failed to comply in every respect with each condition subject to which the grant of leave of absence is in force in that \_\_\_\_\_.

These are therefore to command you, in Her Majesty's name forthwith to apprehend the said \_\_\_\_\_ and to convey the said \_\_\_\_\_ to the Prison at \_\_\_\_\_ in the said State, or any other Prison in the said State which is more accessible or convenient and deliver him to the gaoler thereof, together with this warrant.

And I command you, the said gaoler to receive the said \_\_\_\_\_ into your custody in such Prison and to keep him there until he shall be thence delivered by due course of law

Given under my hand at \_\_\_\_\_, in the said State, this \_\_\_\_\_ day of \_\_\_\_\_, 19\_\_\_\_.

.....  
Comptroller General of Prisons.

\* Strike out whichever is inapplicable.

## WESTERN AUSTRALIAN MARINE ACT, 1948-1968.

Harbour and Light Department,  
Fremantle, 4th March, 1970.

H. & L. 19/62.

HIS Excellency the Lieutenant-Governor in Executive Council acting pursuant to the provisions of the Western Australian Marine Act, 1948-1968, has been pleased to make the regulations set forth in the Schedule hereunder.

A. M. FULLER,  
Manager.

## Schedule.

## Regulations.

1. In these regulations the Regulations for the Examination of Applicants for Masters, Mates, Coxswain, Engineers, Marine Motor Engine Drivers and Marine Surveyors made under the provisions of the Western Australian Marine Act, 1948, as published in the *Government Gazette* on the 15th March, 1950 and reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 1st October, 1968 as amended pursuant to the provisions of section 8 of the Decimal Currency Act, 1965, are referred to as the principal regulations. Principal regulations.
2. Regulation 3 of the principal regulations is revoked. Reg. 3 revoked.
3. Regulation 4 of the principal regulations is amended by substituting for the passage "20" in line one, the passage "21". Reg. 4 amended.
4. Regulation 12 of the principal regulations is amended by substituting for the passage "19" in line one, the passage "21". Reg. 12 amended.
5. Regulation 29 of the principal regulations is amended by substituting for the passage "21" in line one, the passage "19". Reg. 29 amended.

## EDUCATION ACT, 1928-1969.

Education Department,  
Perth, 10th March, 1970.

THE Minister for Education, acting pursuant to the provisions of the Education Act, 1928-1969, has been pleased to make the regulations set out in the schedule hereunder.

H. W. DETTMAN,  
Director-General of Education.

## Schedule.

## Regulations.

- Principal regulations. 1. In these regulations the Education Act Regulations, 1960, as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published in the *Government Gazette* on the 21st February, 1968, and thereafter amended from time to time by notices so published, are referred to as the principal regulations.
- Reg. 3 amended. (Am. No. 81.) 2. Regulation 3 of the principal regulations is amended—  
(a) by substituting for the passage "Section D—Principals of Secondary or Technical Schools—Regulations 102A-102D" in Division 6 of Part IV the passage—  
"Section D—Principals, Deputy Principals and Principal Mistresses of Secondary Schools—Regulations 102A-102D  
Section E—Principals of Technical Schools—Regulations 102E-102H."; and  
(b) by deleting the passage "PART VIA.—ASSESSMENT OF TEACHERS—Regulations 153-158A."
- Reg. 62 amended. (Am. No. 82.) 3. Subregulation (1) of regulation 62 of the principal regulations is amended by substituting for paragraph (b) the following:—  
(b) A teacher on probation is not entitled to permanent classification until a satisfactory report on his efficiency as a teacher has been received by the Director-General.
- Reg. 76 amended. (Am. No. 83.) 4. Regulation 76 of the principal regulations is amended by substituting for subregulation (2) the following subregulation:—  
(2) Certification of a teacher depends upon attainments based on examinations as prescribed together with satisfactory service.
- Reg. 77 amended. (Am. No. 84.) 5. Regulation 77 of the principal regulations is amended—  
(a) by substituting for the passage "service and efficiency assessments" in line two the passage "satisfactory service";  
(b) by deleting the passage "with an average efficiency mark of not less than 75 and a mark of not less than 75 in the final year" in lines two, three and four of subregulation (1);  
(c) by deleting the passage "with an average efficiency mark of not less than 80 for the last three years and a mark of not less than 80 in the final year," in lines three, four and five of subregulation (2); and  
(d) by deleting in each of paragraphs (a), (b) and (c) of subregulation (2) all the words appearing after the word "equivalent" in each of those paragraphs.
- Reg. 78 amended. (Am. No. 85.) 6. Regulation 78 of the principal regulations is amended—  
(a) by deleting the subregulation designation (1);  
(b) by substituting for the word "service" in line three the words "satisfactory service"; and  
(c) by deleting subregulation (2).

7. Regulation 79 of the principal regulations is amended by deleting the passage "and efficiency" in line three of subregulation (2).  
Reg. 79 amended.  
(Am. No. 86.)
8. The principal regulations are amended by revoking regulation 88.  
Reg. 88 revoked.  
(Am. No. 87.)
9. Subregulation (1) of regulation 93 of the principal regulations is amended by adding after the passage "of regulation" in line two the passage "95 and in paragraph (b) of subregulation (1) of regulation".  
Reg. 93 amended.  
(Am. No. 88.)
10. Subregulation (2) of regulation 94 is amended by substituting for the passage "thirty-first day of May of" in line three of paragraph (b) the passage "list being compiled in".  
Reg. 94 amended.  
(Am. No. 89.)
11. Regulation 95 of the principal regulations is amended—  
Reg. 95 amended.  
(Am. No. 90.)
- (a) by substituting for the passage "who have an average efficiency mark of not less than 81". in lines four and five of paragraph (a) of subregulation (1) the passage "whose service is satisfactory";
- (b) by substituting for paragraph (b) of subregulation (1) the following paragraph—  
(b) if the Director-General considers a teacher should not be included on a promotion list, he shall so inform the Board in writing with reasons and, should the Board then not include that teacher's name on the promotion list, the Board shall inform the teacher in writing of the reasons for the exclusion of his name and the teacher may appeal against the decision of the Board to the Government School Teachers' tribunal;
- (c) by substituting for the passage "who have obtained an efficiency mark of 88 in the year immediately preceding the preparation of the promotion list" in lines three, four and five of paragraph (c) of subregulation (1) the passage "whose service is satisfactory";
- (d) by deleting paragraph (g) of subregulation (1);
- (e) by deleting the subparagraph designation "(i)" in line one of paragraph (b) of subregulation (2); and
- (f) by deleting subparagraphs (ii) and (iii) of paragraph (b) of subregulation (2).
12. Regulation 97 of the principal regulations is amended—  
Reg. 97 amended.  
(Am. No. 91.)
- (a) by substituting for the passage "with an efficiency mark of at least 81 in each of those two years." in lines six and seven of paragraph (b) of subregulation (1) the passage "and whose service is satisfactory."; and
- (b) by substituting for subregulation (2) the following subregulation:—  
(2) Notwithstanding the provisions of subregulation (1) of this regulation, a teacher who is on the promotion list for a Class 1 primary school and who accepts promotion to a Class 1 Junior High School shall have his name retained on the promotion list for Class 1 primary schools.
13. Regulation 99 of the principal regulations is amended—  
Reg. 99 amended.  
(Am. No. 92.)
- (a) by substituting for paragraph (a) of subregulation (1) the following paragraph—  
(a) (i) The Department shall fill every third vacancy that occurs in a school by the appointment of a teacher selected by the Board irrespective of the

position of his name on the promotion list, and the Department shall fill all other vacancies by the appointment of teachers in the order in which their names appear on that list;

- (ii) In determining whether a teacher is eligible for special promotion, the Board will have regard to his special qualifications, aptitude and experience for the discharge of the duties of the position to be filled and of the teacher's willingness to accept an appointment in any part of the State; and

- (iii) The Director-General shall require all superintendents to submit recommendations for special promotion to the Board by the 31st December each year. ; and

- (b) by substituting for the passage "and have an efficiency mark of not less than 85 in the year preceding the formation of the list." in lines four and five of subregulation 2 the passage "and whose service is satisfactory."

Reg. 101  
amended.  
(Am. No. 93.)

14. Subregulation (2) of regulation 101 of the principal regulations is amended by deleting the passage ", efficiency mark" in line three of paragraph (a).

Heading  
Section D  
substituted.  
(Am. No. 94.)

15. The principal regulations are amended by substituting for the heading "Section D.—Principals of Secondary or Technical Schools." appearing immediately after regulation 102 the following heading:—

Section D.—Principals, Deputy Principals and Principal Mistresses of Secondary Schools.

Reg. 102A  
amended.  
(Am. No. 95.)

16. Regulation 102A of the principal regulations is amended—
- (a) by substituting for the passage "of a secondary or technical" in line two of subregulation (1) the passage ", deputy principal or principal mistress of a secondary";
- (b) by substituting for the passage "of a secondary or technical" in lines two and three in subregulation (2) the passage ", deputy principal or principal mistress of a secondary"; and
- (c) by substituting for the word "promotion" in line three of subregulation (2) the word "transfer".

Reg. 102B  
amended.  
(Am. No. 96.)

17. Regulation 102B of the principal regulations is amended—
- (a) by substituting for the passage "promotion lists for principals of secondary or technical" in lines two and three of subregulation (1) the passage "transfer lists for principals, deputy principals and principal mistresses of secondary";
- (b) by substituting for paragraph (a) of subregulation (2) the following paragraph:—
- (a) The names of teachers shall be added to their respective transfer lists in the order in which they are appointed as principals, deputy principals or principal mistresses of secondary schools. ; and
- (c) by substituting for the word "promotion" in line two of (c) of subregulation (2) the word "transfer".

Reg. 102C  
substituted.  
(Am. No. 97.)

18. The principal regulations are amended by substituting for regulation 102C the following regulation:—

102C. (1) All secondary schools shall be grouped into three groups and such groups shall be revised annually and published in *The Education Circular*.



(2) The groups shall be formed as follows:—

Group A—inner metropolitan secondary schools;

Group B—

(i) outer metropolitan secondary schools, and

(ii) country secondary schools having a February enrolment of over 600 students;

Group C—country secondary schools having a February enrolment of 600 or less students.

19. Regulation 102D of the principal regulations is amended—

Reg. 102D  
amended.  
(Am. No. 98.)

(a) by adding, in each of paragraphs (a), (b) and (c) of subregulation (1), immediately after the word "principal" in line two of each of those paragraphs, the passage ", deputy principal or principal mistress"; and

(b) by substituting for subregulation (2) the following subregulation:—

(2) Notwithstanding the provisions of subregulation (1) of this regulation and provided it is in accordance with his position on the transfer list, a principal, deputy principal or principal mistress of a school is eligible to transfer to a school in another group at any time, and, if he is a principal, deputy principal or principal mistress of a school in Group B having less than 600 students, he may transfer to a school in Group B having more than 600 students at any time.

20. The principal regulations are amended by adding immediately after regulation 102D the following heading and regulations:—

Heading,  
Section E  
and regs.  
102E, 102F,  
102G and  
102H added.  
(Am. No. 99.)

Section E.—Principals of Technical Schools.

102E. (1) The first appointment of a teacher to the position of principal of a technical school shall be accordance with regulations 101 and 102 of these regulations.

(2) Subject to regulation 102H of these regulations, any subsequent appointment to another position of principal of a technical school shall be in accordance with the transfer lists prepared for the purpose.

102F. (1) Subject to the provisions of subregulation (2) of this regulation, transfer lists for principals of technical schools shall be prepared in the Department and published in *The Education Circular* each year.

(2) (a) The names of teachers shall be added to their respective transfer lists in the order in which they are appointed as principals of technical schools;

(b) Where the names of more than one teacher are added to the lists at the same time, the order of names on any list shall be determined by the order in which the teachers obtained previous promotional positions; and

(c) A teacher who is dissatisfied with the order in which his name is placed on a transfer list may appeal under section 37AF of the Act to the Government School Teachers' Tribunal.

102G. (1) All technical schools shall be grouped into two groups and such groups shall be revised annually and published in *The Education Circular*.

(2) The groups shall be formed as follows:—

Group A—technical schools with an average attendance of over 6,000 student hours per week;

Group B—technical schools with an average attendance of 6,000 student hours, or less than 6,000 student hours, per week.

102H. (1) Unless the Director-General in special circumstances directs otherwise—

- (a) a principal of a school in Group A must serve for five years in that school before he is eligible for transfer to another school in Group A; and
- (b) a principal of a school in Group B must serve for three years in that school before he is eligible for transfer to another school in Group B.

(2) Notwithstanding the provisions of subregulation (1) of this regulation and provided it is in accordance with his position on the transfer list, a principal of a school is eligible to transfer to a school in another Group at any time.

Reg. 111  
amended.  
(Am.  
No. 100.)

21. Regulation 111 of the principal regulations is amended by substituting for the passage "who is being paid the responsibility allowance of a Grade 1 deputy principal" in lines eleven and twelve of paragraph (a) of subregulation (1) the passage "of over 600 students".

Reg. 146  
amended.  
(Am.  
No. 101.)

22. Subregulation (1) of regulation 146 of the principal regulations is amended by substituting for paragraph (c) the following paragraph:—

- (c) to report on the nature of the service of Departmental teachers as required by the Director-General.

Reg. 147  
amended.  
(Am.  
No. 102.)

23. Regulation 147 of the principal regulations is amended by deleting the passage "and at least one of those visits shall be of an advisory nature".

Reg. 148  
amended.  
(Am.  
No. 103.)

24. Subregulation (3) of regulation 148 of the principal regulations is amended—

- (a) by deleting the paragraph designation "(a)" in line one; and
- (b) by deleting paragraph "(b)".

Reg. 149  
amended.  
(Am.  
No. 104.)

25. Regulation 149 of the principal regulations is amended by deleting the passage "or assessment" in line one of subregulation (1).

Reg. 150  
substituted.  
(Am.  
No. 105.)

26. The principal regulations are amended by substituting for regulation 150 the following regulation:—

150. A Superintendent should confer with the headmaster and other members of the staff upon points that arise during his visit and each staff member should be given the opportunity to discuss with the Superintendent any professional or personal problems he may have.

Reg. 151  
amended.  
(Am.  
No. 106.)

27. Regulation 151 of the principal regulations is amended by substituting for the passage "an assessment" in line two the passage "a visit".

Heading  
Part VIA  
deleted.  
(Am.  
No. 107.)

28. The principal regulations are amended by deleting the heading "Part VIA.—Assessment of Teachers." appearing immediately after regulation 152.

Regs. 153 to  
155, 158 and  
158A revoked.  
(Am.  
No. 108.)

29. The principal regulations are amended by revoking regulations 153, 154, 155, 158 and 158A.

Reg. 170  
amended.  
(Am.  
No. 109.)

30. Regulation 170 of the principal regulations is amended by substituting for the passage "has received an efficiency mark of at least 81 in each of the two years immediately preceding the application for any such position." the passage "whose service is satisfactory".

31. The principal regulations are amended by adding immediately after regulation 183 the following regulation:—

Reg. 183A  
added.  
(Am.  
No. 110.)

183A. (1) Students who remain at school beyond the leaving age shall attend school regularly and conform to the school's rules including those dealing with discipline.

(2) (a) Students between the leaving age and seventeen years of age on the 1st January may enrol in a secondary school;

(b) no student whose age is more than seventeen years on the 1st January may enrol in a secondary school unless the Director-General, at his sole discretion, approves; and

(c) all students who enrol at a secondary school in accordance with paragraphs (a) and (b) of this subregulation shall attend regularly and conform to the school's rules including those dealing with discipline.

(3) Students who are enrolled at a school in accordance with subregulations (1) and (2) of this regulation and who do not attend regularly or conform to the school's rules may be suspended by the principal in accordance with regulation 35 of these regulations.

32. Subregulation (1) of regulation 185 of the principal regulations is amended—

Reg. 185  
amended.  
(Am.  
No. 111.)

(a) by substituting for the passage "have an efficiency mark of 88 in the year preceding the application and shall be required to have the following" in lines three and four of paragraph (b) the passage "be required to have the following satisfactory";

(b) by substituting for subparagraph (i) of paragraph (b) the following subparagraph:—

(i) Seven years as a deputy principal of a secondary school of which at least three were spent in a school of over 600 students; ; and

(c) by substituting for paragraph (c) the following paragraph—

(c) For appointment as principal of a secondary school, five years' service as a deputy principal of a secondary school of which at least two years were spent in a school of over 600 students and service as headmaster of a Class 1 Junior High School shall rate as equivalent in experience and status.

33. Regulation 228 of the principal regulations is amended by substituting for subregulation (1) the following subregulation:—

Reg. 228  
amended.  
(Am.  
No. 112.)

(1) The teaching year shall normally consist of thirty-six weeks divided into terms of twelve weeks, thirteen weeks and eleven weeks respectively.

34. Subregulation (1) of regulation 295D is amended by deleting paragraph (c).

Reg. 295D  
amended.  
(Am.  
No. 113.)

35. Regulation 295L of the principal regulations is amended by substituting for subregulation (2) the following subregulation:—

Reg. 295L  
amended.  
(Am.  
No. 114.)

(2) For the purpose of this regulation, "efficiency" means that for each position to be filled, the special qualifications and aptitude and experience each relevant to that position must be considered together with the diligence and good conduct of the teacher and the status of the position held by the teacher at the time of the application, but any service in an acting capacity shall be disregarded.

Reg. 295M  
substituted.  
(Am.  
No. 115.)

36. The principal regulations are amended by substituting for regulation 295M the following regulation:—

295M. As from the date of the gazettal of this regulation, efficiency assessments and their mark equivalents will cease to exist and no teacher will be considered to have an efficiency mark and no efficiency marks shall be used in seeking or making appointments, conducting appeals or in any circumstances whatsoever.

Schedule 6  
amended.  
(Am.  
No. 116.)

37. Schedule 6 of the principal regulations is amended by substituting for item 2 of Part I the following item:—

2. Library books:

\$ for \$ up to the following maximum assistance:—

(a) Secondary schools—

\$0.60 per student or \$160, whichever is the greater, per annum.

(b) Primary-Secondary schools—

With over 150 secondary students in average attendance, or a total of 300 students or more in average attendance of whom at least 25 are secondary students—\$0.60 per secondary student and \$0.40 per primary student or \$160, whichever is the greater, per annum.

With over 150 but less than 300 in average attendance of whom at least 25 are secondary students—\$140 per annum.

With less than 25 secondary students—as for primary schools.

(c) Primary schools—

With over 250 pupils in average attendance—\$0.40 per pupil per annum.

With over 120 but not over 250 pupils in average attendance—\$100 per annum.

With 120 pupils in average attendance—\$80 per annum.

#### HEALTH ACT, 1911-1968.

Shire of Serpentine-Jarrahdale.

P.H.D. 415/63; Ex. Co. 621.

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 Serpentine-Jarrahdale, being a local authority within the meaning of the Act and, having adopted the Model By-laws described as Series "A" as published in the *Government Gazette* of 17th July, 1963, doth hereby resolve and determine that the said adopted by-laws shall be amended as follows:—

The whole of "Part X—Storage of Inflammable Materials", as printed in the *Government Gazette* of 29th May, 1958, is hereby repealed.

Passed at a meeting of the Serpentine-Jarrahdale Shire Council held on the 19th day of January, 1970.

H. C. KENTISH,  
President.  
J. E. DORRINGTON,  
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 4th day of February, 1970.

W. S. LONNIE,  
Clerk of the Council.

HEALTH ACT, 1911-1968.

Department of Public Health,  
Perth, 5th March, 1970.

P.H.D. 2058/59; Ex. Co. 622.

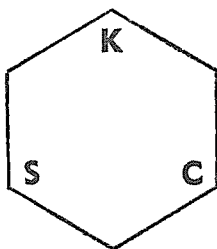
HIS Excellency the Lieutenant-Governor, in Executive Council, acting pursuant to the provisions of the Health Act, 1911-1968, has been pleased to make the regulations set forth in the schedule hereunder.

W. S. DAVIDSON,  
Commissioner of Public Health.

Schedule.  
Regulations.

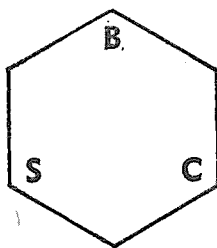
1. In these regulations the Meat Inspection and Branding Regulations made under the provisions of the Health Act, 1911, as published in the *Government Gazette* on the 21st March, 1960, and reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on the 28th April, 1965, as amended from time to time thereafter by notices so published, are referred to as the principal regulations. Principal regulations.

2. Paragraph 3 of Schedule A to the principal regulations is amended by substituting for the brand and words— Schedule A amended.



KALGOORLIE S.C.

the following brand and words—



BOULDER S.C.

3. Schedule C to the principal regulations is amended— Schedule C amended.

(a) by inserting immediately above the passage "Shire of Carnarvon." in paragraph (4) Scale "D", the following passage—

Shire of Boulder. ; and

(b) by deleting the passage "Shire of Kalgoorlie." appearing in paragraph (4) Scale "D".

## HEALTH ACT, 1911-1968.

Shire of Roebourne.

P.H.D. 1671/56; Ex. Co. 620.

WHEREAS under the provisions of the Health Act, 1911, as amended, the Governor may cause to be prepared Model By-laws for all or any purposes of the said Act and whereas Model By-laws described as Series "A" have been prepared and amended from time to time and reprinted pursuant to the Reprinting of Regulations Act, 1954, in the *Government Gazette* on 17th July, 1963, and further amended, *inter alia*, by notices appearing in the *Government Gazettes* of 8th January, 1965; 14th April, 1966; 12th October, 1967; 30th July, 1968; 28th November, 1968; 17th December, 1968; 7th March, 1969 and 13th August, 1969: Now, therefore, the Shire of Roebourne being a local authority within the meaning of the Act and having adopted the Model By-laws, Series "A" as reprinted in the *Government Gazette* of 17th July, 1963, do hereby resolve and determine that the amendments published in the *Government Gazettes* of 8th January, 1965; 14th April, 1966; 12th October, 1967; 30th July, 1968; 28th November, 1968; 17th December, 1968; 7th March, 1969 and 13th August, 1969, shall be adopted without modification.

Passed at a meeting of the Roebourne Shire Council held on the 15th day of January, 1970.

J. A. FERNIHOUGH,  
President.  
N. B. KEATING,  
Shire Clerk.

Approved by His Excellency the Lieutenant-Governor in Executive Council this 4th day of February, 1970.

W. S. LONNIE,  
Clerk of the Council.

## LOCAL GOVERNMENT ACT, 1960-1969.

Local Government Department,  
Perth, 19th March, 1970.

L.G. 1116/63.

HIS Excellency the Governor in Executive Council acting pursuant to the provisions of the Local Government Act, 1960-1969, has been pleased to make the regulations set out in the schedule hereunder.

R. C. PAUST,  
Secretary for Local Government.

## Schedule.

## Regulations.

1. These regulations may be cited as the Local Government (Absent Voting) Regulations.
2. In these regulations "the Act" means the Local Government Act, 1960.
3. For the purposes of subsection (3) of section 111 of the Act the prescribed form of application for an absent vote certificate and absent voting paper or absent voting papers is the form set out in Form No. 51 in the schedule to these regulations.
4. For the purposes of subsection (4) of section 111 of the Act the prescribed form of application to be supplied from time to time with an absent vote certificate and absent voting paper or absent voting papers is the form set out in Form No. 52 in the schedule to these regulations.
5. For the purposes of subsection (1) of section 112 of the Act the prescribed forms for an absent vote certificate and for an absent voting paper are respectively the forms set out in Form No. 53 and Form No. 54 in the schedule to these regulations.

Schedule.

Form No. 51

Western Australia
Local Government Act, 1960
(Section 111)

APPLICATION FOR AN ABSENT VOTE CERTIFICATE AND
ABSENT VOTING PAPER OR VOTING PAPERS

To the Returning Officer for the Municipality of the.....
of.....
I.....
(Insert full name)
of.....
(Address) (Occupation)

hereby apply for an absent vote certificate and an absent voting paper or voting papers to enable
me to vote in absence at the forthcoming election or poll or both (as the case requires).

I solemnly and sincerely declare—

(a) that I am enrolled on the Electoral Roll for the Municipal District of the
of
the ward.
(complete if applicable)
and that I am a natural born or naturalised British subject and that I have attained
the age of twenty-one years.

(b) that the ground on which I apply to vote by post is—
\*(i) that I reside more than five miles from the nearest polling place appointed
for the election or poll to be held on the day of 19 ;
\*(ii) that I have reason to believe that throughout the hours of polling on the
day of 19 (the day on which the forth-
coming election or poll is to be held) I will be absent from the Municipal
District/Ward(s) in which polling places have been appointed for the follow-
ing reasons.....

\*NOTE.—
The elector
must
STRIKE
OUT any of
these
grounds
which do not
apply to his
or her
particular
case.

(Reason must be stated)
\*(iii) that I have reason to believe that on the day appointed for the holding of
the election or poll I will be prevented by illness or infirmity from attending
a polling place appointed for the election or poll ;
\*(iv) that I have reason to believe that on the day appointed for the holding of
the election or poll I will be prevented by approaching maternity from attend-
ing a polling place appointed for the election or poll ;
\*(v) that my religious beliefs prevent me from casting a vote on the day appointed
for the holding of the election or poll.

And I make this solemn declaration by virtue of section one hundred and six of the
Evidence Act, 1906.

Declared at..... } (Signature of Applicant)
and signed by..... }
in his own handwriting }
before me..... }
Date..... (Signature of Witness)
(Qualification of Witness)

Note.—Penalty for making a false statement in the application is that prescribed by
S.III(5).—\$200.

No person shall witness the signature of an Elector to an application unless :—
(a) he has satisfied himself as to the identity of the applicant ;
(b) he has seen the applicant sign the application in his (the applicant's) own hand-
writing.

Penalty : \$100 S.III(7).

Note.—For duties of a voter and authorised witness, see back hereof.

[Back of Form 51]

The provisions of section 113 of the abovementioned Act are as follows :—

113. An authorised witness for the purposes of witnessing absent voting applications and absent voting certificates is a person who is—

a justice of the peace, a commissioner for declarations or affidavits, a legally qualified medical practitioner, a postmaster, a bank manager, a member of the Police Force of the State, a classified civil servant of a State or of the Commonwealth, the returning officer for the election or poll, the clerk of a council, enrolled as an elector for the Legislative Assembly,

except where he is a candidate for election in respect of a district or a ward in respect of which the applicant is proposing to make the application.

DUTIES OF A VOTER AND AN AUTHORISED WITNESS

Sections 111, 114, 116.

Persons entitled to vote in absence are those who reside more than five miles from a polling place at which they are entitled to vote ; persons who have reason to believe that they will be absent on polling day from the Municipal District/Ward(s) in which the election or poll is to be held ; persons who have reason to believe that they will be prevented, by illness or infirmity, from attending at a polling place at which they are entitled to vote ; women who have reason to believe that they will be prevented by approaching maternity from attending a polling place at which they are entitled to vote ; persons whose religious beliefs prevent them from voting on the particular day on which the election or poll is to be held.

The elector must complete an application, in the prescribed form, sign it before an authorised witness, who must also attest it, and forward it or deliver it to the returning officer so that it reaches him, if by post, no later than twelve noon on the Thursday before the election or poll, but if delivered otherwise than by post, it can be delivered from not more than thirty-five days prior to election day to right up to the close of the poll on the day of the poll.

On receipt from the returning officer of the absent voting paper, the elector must take this before an authorised witness, exhibit it to him unmarked, and must then sign his name on the absent vote certificate on the envelope addressed to the returning officer. The authorised witness witnesses that signature and adds his own signature, and his qualification. The elector then marks the voting paper, without letting the witness see how it is marked, folds it, inserts it in the envelope marked " Ballot Paper ", and seals that envelope, and places it in the envelope addressed to the returning officer, and fastens that envelope which the elector posts or delivers, or causes to be posted or delivered to the returning officer.

If the elector has eyesight so defective that he cannot mark his voting paper, or if he cannot read or write, he may appoint a person, who may be the authorised witness to mark the voting paper for him and that person shall, in the presence of the authorised witness, mark the voting paper, fold it so that the vote cannot be seen, place it in the envelope marked " Ballot Paper ", seal this envelope and either hand it to the elector who shall deal with it in accordance with the procedure detailed in the preceding paragraph, or request the authorised witness to carry out that procedure. The authorised witness must not attempt to discover how the elector votes, except when requested to mark the voting paper by a blind person, or one who cannot read or write.

Any person present when an absent vote is being taken must obey directions given to him by the authorised witness and shall not look at the elector's vote or do anything to become acquainted with how he votes, except where he has been requested to mark the voting paper by a blind person or one who cannot read or write.



Form No. 52

Western Australia

Local Government Act, 1960  
(Section 111(4))

APPLICATION FOR AN ABSENT VOTE CERTIFICATE AND ABSENT  
VOTING PAPER OR ABSENT VOTING PAPERS

To the Returning Officer for the Municipality of the.....  
of..... :—

I,.....

(insert full name, address and occupation)

hereby lodge this application as a standing request that you supply me with Absent Voting  
Certificates and Absent Voting Papers for the purpose of voting in absence at all elections and  
polls connected with the Municipality at which I am entitled to vote, and for which the nearest  
polling place appointed is more than twenty miles from my place of residence.

This request is your authority so to do until it is countermanded by me by written advice  
to that effect, or the grant is cancelled by you under the provisions of Section 111(4) of the Local  
Government Act, 1960-1969.

I solemnly and sincerely declare that—

(1) I am elector of the Municipality of the.....  
of.....and enrolled on the elec-  
toral roll, for the.....Ward.

(complete if applicable)

(2) I am a natural born or naturalised British subject, and I have attained the age  
of twenty-one years.

My address, to which I request you to forward Absent Voting Certificates and Absent  
Voting Papers, is :—

.....  
.....

And I make this solemn declaration by virtue of section one hundred and six of the Evidence  
Act, 1906.

Declared at..... }  
and signed by..... } (Signature of Applicant)  
..... }  
in his own handwriting }  
before me..... }  
..... }

Date..... (Signature of Witness)

(Qualification of Witness)

Note.—Penalty for making a false statement in the application is that prescribed by  
S.III(5)—\$200.

No person shall witness the signature of an Elector to an application unless :—

- (a) he has satisfied himself as to the identity of the applicant ;
- (b) he has seen the applicant sign the application in his (the applicant's) own hand-  
writing.

Penalty : \$100 S.III(7).

Note.—For duties of a voter and authorized witness, see back hereof.

## [Back of Form 52]

The provisions of section 113 of the abovementioned Act are as follows :—

113. An authorised witness for the purposes of witnessing absent voting applications and absent voting certificates is a person who is—

a justice of the peace, a commissioner for declarations or affidavits, a legally qualified medical practitioner, a postmaster, a bank manager, a member of the Police Force of the State, a classified civil servant of a State or of the Commonwealth, the returning officer for the election or poll, the clerk of a council, enrolled as an elector for the Legislative Assembly,

except where he is a candidate for election in respect of a district or a ward in respect of which the applicant is proposing to make the application.

## DUTIES OF A VOTER AND AN AUTHORISED WITNESS

Sections 111, 114, 116.

The Governor may declare a Municipal district or ward as one in which an elector may request the returning officer to supply him, from time to time, as elections or polls at which he is entitled to vote are to be held, without further application, than that contained in this form, with an absent voting certificate, and absent voting papers.

If the applicant desires this application to be effective for an election, he shall deliver or cause it to be delivered to the clerk, at least fourteen days before the election and the clerk, as returning officer shall consider the application in relation to the first election held after he received it.

If the returning officer is satisfied that the application is properly signed and attested, and that the elector is entitled to vote, he shall endorse it substantially in the manner prescribed in section 111(4) of the Local Government Act.

Until the grant of the application is cancelled, the returning office, shall, without further application cause to be delivered to the elector the appropriate absent voting certificate and absent voting papers, for every election or poll at which the elector is entitled to vote.

On receipt from the returning officer of the absent voting paper, the elector must take this before an authorised witness, exhibit it to him unmarked, and must then sign his name on the absent vote certificate on the envelope addressed to the returning officer. The authorised witness witnesses that signature and adds his own signature, and his qualification. The elector then marks the voting paper, without letting the witness see how it is marked, folds it, inserts it in the envelope marked " Ballot Paper ", and seals that envelope, and places it in the envelope addressed to the returning officer, and fastens that envelope which the elector posts or delivers, or causes to be posted or delivered to the returning officer.

If the elector has eyesight so defective that he cannot mark his voting paper, or if he cannot read or write, he may appoint a person, who may be the authorised witness to mark the voting paper for him and that person shall, in the presence of the authorised witness, mark the voting paper, fold it so that the vote cannot be seen, place it in the envelope marked " Ballot Paper ", seal this envelope and either hand it to the elector who shall deal with it in accordance with the procedure detailed in the preceding paragraph, or request the authorised witness to carry out that procedure. The authorised witness must not attempt to discover how the elector votes, except when requested to mark the voting paper by a blind person, or one who cannot read or write.

Any person present when an absent vote is being taken must obey directions given to him by the authorised witness and shall not look at the elector's vote or do anything to become acquainted with how he votes, except where he has been requested to mark the voting paper by a blind person or one who cannot read or write.

Western Australia  
Local Government Act, 1960  
(Section 112)  
ABSENT VOTE CERTIFICATE

I hereby certify that.....  
(Full Name of Elector)  
of..... is entitled to vote  
(Address)  
in absence in respect of the Municipality of the.....  
of..... at the election or poll or both  
(as the case requires) to be held on the.....  
day of..... 19.....  
(Signature of Returning Officer)

Certificate of Elector  
I, the person named in the above certificate hereby certify that the  
signature of elector hereunder is my personal signature written by  
me with my own hand.  
(Signature of Elector)  
(In elector's own handwriting).

Certificate of Authorised Witness  
I hereby certify that the above certificate was signed by the elector  
in his or her own handwriting in my presence at.....  
(here insert address of place where signature is made and witnessed).  
Address of Witness.....  
(Signature of Authorised Witness)  
(State Qualifications of Authorised Witness)

Note—Any person who signs this certificate as witness without  
having seen the voter sign the above certificate is liable to a penalty  
of \$200.

Form No. 53

Authorised Witnesses

- A person who is :—
- (a) a Justice of the peace ;
  - (b) a commissioner for declarations or affidavits ;
  - (c) a legally qualified medical practitioner ;
  - (d) a postmaster ;
  - (e) a bank manager ;
  - (f) a member of the Police Force of the State ;
  - (g) a classified civil servant of a State or of the Commonwealth ;
  - (h) the returning officer for the election or poll ;
  - (i) the clerk of a council ;
  - (j) enrolled as an elector ; for the Legislative Assembly ;
- except where he is a candidate for election in respect of a district or a ward in respect of which the applicant is proposing to make the application.

[Printed Envelope]

The Returning Officer,

..... of .....

Western Australia  
Local Government Act, 1960

Form No. 54

ABSENT VOTING PAPER

(Here set out form of voting paper as the case may require)

Directions—In order to cast a VALID vote place in EACH square a NUMERAL commencing with the numeral " 1 ", whether there are only TWO squares or more than TWO squares. The numeral " 1 " indicates the elector's first choice, the numeral " 2 " indicates the elector's second choice, the numeral " 3 " indicates the elector's third choice and so on, but DO NOT PLACE A CROSS IN A SQUARE.

Note—For duties of a voter and authorised witness, see back hereof.

## Back of Form 54



The provisions of section 113 of the abovementioned Act are as follows :—

113. An authorised witness for the purposes of witnessing absent voting applications and absent voting certificates is a person who is—

a justice of the peace, a commissioner for declarations or affidavits, a legally qualified medical practitioner, a postmaster, a bank manager, a member of the Police Force of the State, a classified civil servant of a State or of the Commonwealth, the returning officer for the election or poll, the clerk of a council, enrolled as an elector for the Legislative Assembly,

except where he is a candidate for election in respect of a district or a ward in respect of which the applicant is proposing to make the application.

## DUTIES OF A VOTER AND AN AUTHORISED WITNESS

Sections 111, 114, 116.

Persons entitled to vote in absence are those who reside more than five miles from a polling place at which they are entitled to vote ; persons who have reason to believe that they will be absent on polling day from the Municipal District/Ward(s) in which the election or poll is to be held ; persons who have reason to believe that they will be prevented, by illness or infirmity, from attending at a polling place at which they are entitled to vote ; women who have reason to believe that they will be prevented by approaching maternity from attending a polling place at which they are entitled to vote ; persons whose religious beliefs prevent them from voting on the particular day on which the election or poll is to be held.

The elector must complete an application, in the prescribed form, sign it before an authorised witness, who must also attest it, and forward it or deliver it to the returning officer so that it reaches him, if by post, no later than twelve noon on the Thursday before the election or poll, but if delivered otherwise than by post, it can be delivered from not more than thirty-five days prior to election day to right up to the close of the poll on the day of the poll.

On receipt from the returning officer of the absent voting paper, the elector must take this before an authorised witness, exhibit it to him unmarked, and must then sign his name on the absent vote certificate on the envelope addressed to the returning officer. The authorised witness witnesses that signature and adds his own signature, and his qualification. The elector then marks the voting paper, without letting the witness see how it is marked, folds it, inserts it in the envelope marked " Ballot Paper ", and seals that envelope, and places it in the envelope addressed to the returning officer, and fastens that envelope which the elector posts or delivers, or causes to be posted or delivered to the returning officer.

If the elector has eyesight so defective that he cannot mark his voting paper, or if he cannot read or write, he may appoint a person, who may be the authorised witness to mark the voting paper for him and that person shall, in the presence of the authorised witness, mark the voting paper, fold it so that the vote cannot be seen, place it in the envelope marked " Ballot Paper ", seal this envelope and either hand it to the elector who shall deal with it in accordance with the procedure detailed in the preceding paragraph, or request the authorised witness to carry out that procedure. The authorised witness must not attempt to discover how the elector votes, except when requested to mark the voting paper by a blind person, or one who cannot read or write.

Any person present when an absent vote is being taken must obey directions given to him by the authorised witness and shall not look at the elector's vote or do anything to become acquainted with how he votes, except where he has been requested to mark the voting paper by a blind person or one who cannot read or write.

## PLANT DISEASES ACT, 1914-1969.

Department of Agriculture,  
South Perth, 18th March, 1970.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Plant Diseases Act, 1914-1969, has been pleased—

- (a) to revoke the Regulations Restricting the Movement of Fruit from Fruit Fly Infested Areas; and
- (b) to make the regulations set out in the schedule hereunder, so that both the revocation and the regulations have effect on the same day.

T. C. DUNNE,  
Director of Agriculture.

Schedule.  
Regulations.

1. These regulations may be cited as the *Plant Diseases (Fruit Movement) Regulations, 1970*.
2. In these regulations—
  - “Area No. 1” means that portion of the State described in the First Schedule to these regulations;
  - “Area No. 2” means that portion of the State described in the Second Schedule to these regulations; and
  - “regulation” means one of these regulations.
3. During the period from the 1st May to the 30th November in any one year a person may bring or send fruit of any kind into Area No. 2 from a part of the State other than Area No. 1.
4. During the period from the 1st December in any one year to the 30th April in the next following year a person may bring or send fruit of any kind into Area No. 2 from a part of the State, other than Area No. 1, if he first—
  - (a) makes application to an inspector and receives his permission so to do; and
  - (b) furnishes, if so required by an inspector, particulars of—
    - (i) the kind and quantity of the fruit proposed to be brought or sent in;
    - (ii) the place where the fruit was, or will be packed for transport;
    - (iii) the place from which and the place to which, it is proposed to transport the fruit;
    - (iv) the proposed route and method of transportation;
    - (v) the cases or coverings in which the fruit is, or is to be, packed and if second hand cases or coverings are to be used, whether they have been treated and marked as required by the regulations made under the Fruit Cases Act, 1919;
    - (vi) the place where the fruit, prior to transport, may be inspected by an inspector;
    - (vii) the period, if any, for which the fruit has been pre-cooled and the pre-cooling maximum temperature; and
    - (viii) whether the fruit has been fumigated in the manner set out in the Third Schedule to these regulations.
5. During any part of a year a person may bring or send into Area No. 2 from Area No. 1—
  - (a) apples, loquats, apricots, peaches, plums, nectarines, figs, pears, quinces, plantains, pomegranates, guavas, cumquats, mangoes, tacsónias, persimmons, oranges, mandarins, grapes, or grapefruit, that have been fumigated in accordance with the requirements of the Third Schedule to these regulations or that have been subjected to a process of pre-cooling at a maximum temperature of—
    - (i) 31°F. for a period of at least nine days;
    - (ii) 34°F. for a period of at least twelve days; or
    - (iii) 37°F. for a period of at least sixteen days;

(b) lemons, pineapples, bananas and passionfruit that have been examined by an inspector and found to be free from fruit fly; or  
 (c) tomatoes,  
 if he first complies with the requirements set out in paragraphs (a) and (b) of regulation 4.

6. During any part of a year a person may, without complying with the requirements of paragraphs (a) and (b) of regulation 4, transport fruit of any kind through Area No. 2 from a part of the State other than Area No. 2 to another such part if the most convenient route for transport lies through Area No. 2.

7. Except as permitted by regulations 3, 4, 5 and 6, a person shall not bring or send into Area No. 2 fruit from any other part of the State.

8. A person who commits a breach of regulation 7 is liable to a penalty of fifty dollars.

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First Schedule.  
 (Area No. 1.)

All that portion of land bounded by lines starting from a point on the Low Water Mark of the Indian Ocean at 31 degrees 42 minutes South Latitude and extending east along that parallel to the 116 degrees 25 minute meridian of East Longitude; thence south along that meridian to the 32 degrees 50 minute parallel of South Latitude, and thence west along that parallel to the Low Water Mark of the Indian Ocean aforesaid and thence generally northerly along that Low Water Mark to the starting point.

---

Second Schedule.  
 (Area No. 2.)

All that portion of land bounded by lines starting from a point on the Low Water Mark of the Indian Ocean at 32 degrees 50 minutes South Latitude and extending east along that parallel to a point situate 15 miles east of the centre line of the Great Southern Railway Reserve; thence southeasterly to a point situated on the 33 degrees 42 minute parallel of Southern Latitude, 15 miles east of the centre line of the Great Southern Railway Reserve aforesaid; thence east along that parallel to the late Rabbit Proof Fence Number Two; thence south to the Low Water Mark of the Southern Ocean and thence generally westerly along that Low Water Mark and generally northerly along the Low Water Mark of the Indian Ocean aforesaid to the starting point.

---

Third Schedule.  
 (Fumigation of Fruit.)

Fruit must be fumigated in a chamber constructed to approved standards.

The fumigant must have free access to the fruit in each container and containers shall be stacked in such a manner that adequate circulation of air is possible and not more than 45% of the total volume of the fumigation chamber is occupied.

The fumigant shall be ethylene dibromide of not less than 98% purity and shall be used at the rate of  $\frac{3}{4}$  lb ( $5\frac{1}{2}$  fluid ozs.) per 1,000 cubic feet of fumigation space except that in the case of oranges, mandarins or grapefruit the rate shall be 1 lb ( $7\frac{1}{2}$  fluid ozs.) per 1,000 cubic feet. If the temperature of the fruit is below 70°F. an additional  $\frac{1}{2}$  lb of fumigant shall be added for each 10°F. the temperature is below 70°F.; but no fumigation shall be carried out when the fruit temperature is below 50°F.

The fumigant must be vaporised in an approved manner and provision made for mechanical air circulation. The fruit shall be exposed to the vapour for a period of 2 hours after the completion of vaporisation.