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OF

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PERTH: THURSDAY, 4th JUNE

[1970

HOSPITALS ACT, 1927-1969.

WHEREAS by section 37 of the Hospitals Act, 1927-1969, a Board may by resolution adopt model by-laws formulated by the Governor for the guidance of boards: Now, therefore, the Hospital Boards specified in Schedule "A" hereunder, being boards within the meaning and for the purposes of the said Act and having adopted the model by-laws so formulated under regulation 10 of the regulations made under the said Act published as reprinted in the *Government Gazette* of 2nd February, 1960, and amended by notices published from time to time in the *Government Gazette* have resolved and determined that the said adopted by-laws shall be amended as set out in Schedule "B" hereunder.

J. J. DEVEREUX,
Under Secretary.

Schedule "A".

Hospital Board; Date of Resolution.

Beverley Hospital Board—16th February, 1970.
 Boddington Hospital Board—11th February, 1970.
 Upper Blackwood Soldiers Memorial Hospital—23rd March, 1970.
 Bridgetown Hospital Board—10th February, 1970.
 Bruce Rock Hospital Board—10th February, 1970.
 Corrigin Hospital Board—28th January, 1970.
 Cunderdin Hospital Board—16th March, 1970.
 Dalwallinu Hospital Board—17th February, 1970.
 Dumbleyung Hospital Board—10th February, 1970.
 Gnowangerup Hospital Board—21st January, 1970.
 Goomalling Hospital Board—23rd February, 1970.
 Harvey Hospital Board—9th February, 1970.
 Jerramungup Hospital Board—10th February, 1970.
 Eastern Districts Memorial Hospital Board—13th March, 1970.
 Kojonup Hospital Board—17th February, 1970.
 Kondinin Hospital Board—20th April, 1970.
 Kununoppin Hospital Board—17th February, 1970.
 Laverton Hospital Board—11th February, 1970.
 Leonora Hospital Board—29th April, 1970.
 Warren Districts Hospital Board—17th February, 1970.
 Moora Hospital Board—19th February, 1970.
 Morawa Hospital Board—23rd February, 1970.
 Plantagenet Hospital Board—16th February, 1970.
 Mount Magnet Hospital Board—20th April, 1970.
 Mullewa Hospital Board—27th April, 1970.
 Nannup Hospital Board—12th February, 1970.
 Narembeen Hospital Board—13th April, 1970.

Norseman Hospital Board—10th February, 1970.
 Northampton Hospital Board—20th February, 1970.
 Northcliffe Hospital Board—2nd February, 1970.
 Pemberton Hospital Board—10th February, 1970.
 Pingelly Hospital Board—12th February, 1970.
 Murray District Hospital Board—20th March, 1970.
 Quairading Hospital Board—16th February, 1970.
 Ravensthorpe Hospital Board—4th February, 1970.
 Southern Cross Hospital Board—24th February, 1970.
 Tambellup Hospital Board—28th April, 1970.
 North Midlands Hospital Board—18th March, 1970.
 Wickopin District War Memorial Hospital Board—19th January, 1970.
 Williams Hospital Board—22nd January, 1970.
 Wongan Hills Hospital Board—9th February, 1970.
 Wyalkatchem and Koorda Districts Hospital Board—24th February, 1970.
 Yarloop Hospital Board—17th February, 1970.

Schedule "B".

By substituting for by-law 16 the following by-law:—

16. As from 1st May, 1970, the fees payable for treatment of patients at the hospital shall be at the following rates:—

	\$
Patients to whom the Motor Vehicle (Third Party Insurance) Act, 1943 (as amended) applies	15.00 per day
Patients to whom section 31A of the Hospitals Act, 1927 (as amended) applies	15.00 per day
Other Patients—	
Single Bed Wards	20.00 per day
All other beds	13.50 per day
Outpatient Fees—	
Attendance fee	2.00 per day
Minor operation	6.00 per day
Other items	At cost

HEALTH ACT, 1911-1968.

The Municipality of the City of Perth.

The City of Perth Health By-law.

P.H.D. 564/69; Ex. Co. 1261.

IN pursuance of the powers in that behalf contained in the Health Act, 1911-1968, the Lord Mayor and Councillors of the City of Perth hereby resolve that the City of Perth Health By-law published in the *Government Gazette* on the 26th day of March, 1969, be amended as follows:

1. By adding after clause 2 of Part II a new clause as follows:—

2A. (1) In every office the occupier shall provide sanitary conveniences for the use of the persons employed or engaged therein in accordance with the following scale and conditions:—

Water Closets	Proportion of Pans to Female Employees	Proportion of Pans to Male Employees	Hand Basins
When the number of employees does not exceed 100	1 to 20	1 to 25	1 to 20
When such number exceeds 100 but does not exceed 200	1 to 25	1 to 30	1 to 20
When such number exceeds 200	1 to 25	1 to 40	1 to 20

(2) Subject to subclause (3) of this clause separate closet accommodation shall be provided for the persons of different sexes and the entrance to each closet shall bear a sign to indicate for which sex its use is intended.

(3) In an office in which the majority of those employed or engaged are of the one sex and not more than two employees are of the other sex, separate closet accommodation for the persons of different sexes is not required if separate accommodation is provided or available in adjoining or adjacent premises at all times.

(4) Closets for different sexes shall not adjoin each other unless the closets are separated by a wall of brick, stone or concrete not less than 4 inches in thickness.

(5) The door of every external closet shall be properly screened from the ground to a height of at least six feet and screening shall also be provided to prevent the closet being visible from overlooking windows.

(6) Any closet for females shall have a separate entrance behind the screen and that entrance shall not be within twelve feet horizontally of the entrance of any closet intended for the use of males.

(7) In every office in which more than twelve males are employed, urinal accommodation shall be provided in the proportion of one stall or two feet of urinal for each thirty male employees.

(8) The distance between the person's workplace and the closet shall be not greater than the height of one storey, or more than 300 feet horizontally.

(9) The occupier shall cause sanitary conveniences to be cleaned each day.

(10) All sanitary conveniences required to be provided by this clause shall be connected to an approved system of sewerage and the fittings and installation shall be of a standard that conforms to the by-laws made under the Metropolitan Water Supply, Sewerage, and Drainage Act, 1909.

(11) Where there is more than one office located in a building or part of a building, the occupiers of those offices may jointly provide the sanitary conveniences required by this clause as if those offices were one office.

(12) In this clause:

"office" means any building or other premises or part thereof in which one or more persons are employed or engaged, directly or indirectly, to perform work of a professional or clerical nature in connection with any profession or business.

(13) The provisions of this clause do not apply to or in relation to, any premises which, on the date of the coming into operation of this amendment in the District, are an office within the meaning of subclause (12) of this clause, so long as those premises continue to be used as an office and are not altered, extended, modified or converted in any way.

2. By adding after clause 58 of Part II a new clause as follows:—

58A. No person shall slaughter any cattle sheep or other animal within the District.

3. By deleting the following passage, being the last four lines from paragraph (p) of clause 16 of Division 2 of Part 4:—

"provided that no dining room shall be registered after the 1st day of July, 1969, unless there has been provided to the satisfaction of the Chief Inspector a dish washing machine capable of giving equivalent facilities to the above."

Passed at a meeting of the Perth City Council held on 16th day of February, 1970.

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

[L.S.]

T. E. WARDLE,
Lord Mayor.
G. O. EDWARDS,
Town Clerk.

Approved by His Excellency the Governor in Executive Council this 13th day of May, 1970.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1968.

City of Melville.

P.H.D. 797/61; Ex. Co. 1265.

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 of the 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 the Regulations Act, 1954, in the *Government Gazette* on 9th August, 1956, and further amended *inter alia* by notice published in the *Government Gazette* on 13th August, 1969, and whereas a local authority may adopt such Model By-laws with or without modification: Now, therefore, the City of Melville 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* on 9th August, 1956, doth hereby resolve and determine that the said amendment published in the *Government Gazette* on 13th August, 1969, shall be adopted without modification.

Passed at a meeting of the Melville City Council held on the 10th day of March, 1970.

R. F. CARROLL,
Mayor.
J. E. ELLIS,
Town Clerk.

Approved by His Excellency the Governor in Executive Council, this 13th day of May, 1970.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1968.

City of Nedlands.

P.H.D. 645/63; Ex. Co. 1162.

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 of the 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 notice published in the *Government Gazette* on 13th August, 1969, and whereas a local authority may adopt such Model By-laws with or without modification: Now, therefore, the City of Nedlands 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* on 17th July, 1963, doth hereby resolve and determine that the said amendment published in the *Government Gazette* on 13th August, 1969, shall be adopted without modification.

Passed at a meeting of the Nedlands City Council held on the 5th day of February, 1970.

J. CHAS. SMITH,
Mayor.
T. C. BROWN,
Town Clerk.

Approved by His Excellency the Governor in Executive Council, this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1968.

Shire of Ashburton.

P.H.D. 1913/60; Ex. Co. 1164.

WHEREAS it is provided in the Health Act, 1911, as amended, a local authority may of its own motion, by resolution adopt with or without modification the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act; and whereas Model By-laws described as Series "A", prepared in accordance with those provisions and duly amended have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 25th June, 1963, and so reprinted have been published in the *Government Gazette* on 17th July, 1963, and further amended, *inter alia*, by notices published in the *Government Gazettes* on 20th March, 1964; 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 Ashburton, being a local authority within the meaning of the Act, doth hereby resolve and determine that the said Model By-laws as so reprinted and published in the *Government Gazette* on 17th July, 1963, together with amendments published in the *Government Gazettes* on 20th March, 1964; 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 with the following modifications:—

PART I.—GENERAL SANITARY PROVISIONS.

Add in sequence 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 within the Townsite of Onslow as established under the Land Act, 1933.

(2) Except where by reason of the nature of the terrain, soil or other peculiar circumstance 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 IX.—OFFENSIVE TRADES.

The following scale of fees shall apply to Schedule "D" of this Part:—

In respect of: All Offensive Trades \$5.00

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

H. K. CLOWES,
President.
J. D. REIDY-CROFTS,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council, this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1968.

Shire of Canning.

P.H.D. 769/61; Ex. Co. 1168.

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 of the 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 published in the *Government Gazettes* on 28th November, 1968; 17th December, 1968; 7th March,

1969; 13th August, 1969, and whereas a local authority may adopt such Model By-laws with or without modification: Now, therefore, the Shire of Canning, 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* on 17th July, 1963, doth hereby resolve and determine that the said amendments published in the *Government Gazettes* on 17th December, 1968; 7th March, 1969; 13th August, 1969, and 28th November, 1969, shall be adopted without modification.

Passed at a meeting of the Canning Shire Council held on 9th day of June, 1969, and on the 24th day of November, 1969.

E. CLARK,
President.
N. I. DAWKINS,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1968.

Shire of Dumbleyung.

P.H.D. 1292/56; Ex. Co. 1161.

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

PART I.—GENERAL SANITARY PROVISIONS.

After by-law 29B the following by-law is added:—

Prohibiting the Slaughtering of Animals.

29C. No person shall slaughter, for human consumption, any animal within the townsites of Dumbleyung or Kukerin except in a Registered Abattoir.

Passed at a meeting of the Dumbleyung Shire Council this 12th day of February, 1970.

V. J. McINTYRE,
President.
M. F. SHEEHAN,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1968.

Shire of Port Hedland.

P.H.D. 1907/56; Ex. Co. 1160.

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 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* of 17th July, 1963, and further amended, *inter alia*, by notices appearing in the *Government Gazettes* of 28th November, 1968; 17th December, 1968; 7th March, 1969, and 13th August, 1969: Now, therefore, the Shire of Port Hedland, being a local authority within the meaning of the Act and, having adopted the said Model By-laws Series "A", doth hereby resolve and determine that the amendments so published in the *Government Gazettes* of 28th November, 1968; 17th December, 1968; 7th March, 1969, and 13th August, 1969, shall also be adopted and doth further resolve that the adopted by-laws shall be amended as follows:—

PART I.—GENERAL SANITARY PROVISIONS.

1. After by-law 1B, insert a new by-law 1C to read as follows:—

1C. Provision of Apparatus for the Bacteriolytic Treatment of Sewage:

- (i) This by-law shall only apply within the Townsites of the Shire of Port Hedland as constituted under the Land Act, 1933.
- (ii) Except where, by the 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 and not capable of being connected to a sewage system, shall provide on the premises an apparatus for the bacteriolytic treatment of sewage before the house is occupied or used.

2. After by-law 19 insert a new by-law 19A to read as follows:—

- (i) No person except an authorised employee of the Council or any other person authorised in writing by the Council, shall enter or be on any land or premises used by the Council for the depositing of refuse, garbage or rubbish except for the purpose of depositing of refuse, garbage or rubbish.
- (ii) No person shall deposit any refuse, garbage or rubbish other than at a position on the land designated by the Council and indicated by signs.
- (iii) No person shall interfere with or remove any material or thing whatsoever at any time from any land or premises used by the Council for depositing of refuse, garbage or rubbish.
- (iv) No person shall deposit any car bodies or similar material not easily compressible on any land or premises used by the Council for the deposit of refuse, garbage or rubbish, or upon any other land under the control of the Council except with the written approval of the Council and under such conditions as Council may impose.

Passed at a meeting of the Port Hedland Shire Council held on the 19th day of December, 1969.

[L.S.]

J. L. HUNT,
President.
L. S. ROGERS,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council, this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1968.

Shire of Trayning.

P.H.D. 1637/56; Ex. Co. 1264.

WHEREAS under the provisions of the Health Act, 1911-1968, 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 Trayning, being a local authority within the meaning of the Act and having adopted the Model By-laws, described as Series "A", as reprinted in the *Government Gazette* on the 17th July, 1963, and amended from time to time, doth hereby resolve and determine that the amendments published in *Government Gazettes* on 14th April, 1966, 12th October, 1967, 28th November, 1968, 17th December, 1968, 7th March, 1969, and 13th August, 1969, shall be adopted without modification.

Passed by resolution of the Shire of Trayning at a meeting held on the 16th day of March, 1970.

D. R. M. MASON, J.P.,
President.

R. T. SCOBLE,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council, this 13th day of May, 1970.

W. S. LONNIE,
Clerk of the Council.

HEALTH ACT, 1911-1968.

Shire of Wanneroo.

P.H.D. 1743/56; Ex. Co. 1159.

WHEREAS it is provided in the Health Act, 1911, as amended, a local authority may of its own motion, by resolution, adopt with or without modification the whole or any portion of by-laws caused to be prepared by the Governor under the provisions of section 343 (1) of that Act; and whereas Model By-laws described as Series "A", prepared in accordance with those provisions and duly amended have, pursuant to the Reprinting of Regulations Act, 1954, been reprinted with amendments to and including that published in the *Government Gazette* on 25th June, 1963, and so reprinted have been published in the *Government Gazette* on 17th July, 1963, and further amended, *inter alia*, by notices published in the *Government Gazettes* on 20th March, 1964; 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 Wanneroo, being a local authority within the meaning of the Act, doth hereby resolve and determine that the said Model By-laws, as so reprinted and published in the *Government Gazette* on 17th July, 1963, together with the amendments published in the *Government Gazettes* on 20th March, 1964; 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 with the following modifications.

PART I.—GENERAL SANITARY PROVISIONS.

1. Add in sequence to this Part a heading and by-law 1C to read as follows:—

Provision of Apparatus for the Bacteriolytic Treatment of Sewage.

1C. (1) This by-law shall apply within the whole of the district of the Shire of Wanneroo.

(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.

2. Paragraph (a) of by-law 26 is not adopted.
3. Substitute for by-law 28 a new by-law 28 to read as follows:—

28. The occupier of any premises shall not allow any horse, cow, sheep or goat to remain in any paddock, yard or other place forming portion of such premises, and the owner of any yard, paddock or other place shall not allow any horse, cow or sheep or goat to remain in any such yard, paddock or other place the area of which is less than 80 perches, and then only after due provision is made to prevent such horse, cow, sheep or goat from approaching to within 50 feet of any dwelling whatsoever and within 100 feet of any shop, factory, bakery or place where food is manufactured, stored or exposed for sale.
4. Substitute for by-law 29A a new by-law 29A to read as follows:—

29A. The occupier of premises within a townsite and the occupier of premises within 20 chains of a townsite boundary shall not keep thereon or permit to be kept thereon any poultry, except for the purpose of immediate sale, otherwise than under the following conditions:—

 - (a) Poultry houses shall have a concrete floor at least two inches in thickness, finished to a smooth cement surface, and laid with a fall of at least one in fifty to the doorway and having a roofed area of at least one-sixth of the area of the run.
 - (b) Notwithstanding the provisions of subparagraph (a), poultry houses may be designed to permit the use of the deep litter system or the laying cage system.
 - (c) Poultry yards shall be enclosed by fencing constructed to at least the following specifications:—
 - (i) Posts, if of timber, shall be jarrah, wandoo, or blackbutt with a cross section of at least 3 inches by 2 inches: If of reinforced concrete, shall have a cross section of at least 3 inches by 2 inches; if of metal shall be at least 10 gauge and shall have an inside diameter of at least one inch. All posts shall be adequately strutted to maintain stability, shall extend to at least two feet below ground level, and shall have centres not more than eight feet apart.
 - (ii) Enclosing wire netting, shall be galvanised wire netting of at least 19 gauge and maximum two inch mesh extending at least six inches below ground level and at least five feet six inches above ground level, supported on wire strands of adequate strength, strung between the posts and securely connected to the posts.
 - (d) The roof, walls and doors of poultry houses and the fencing and gates of poultry yards shall be maintained in good and efficient condition.
 - (e) No poultry house or poultry yard shall be nearer than:—
 - (i) Three feet from the boundary of land in other occupation.
 - (ii) Eighty feet from the street upon which the premises front.
 - (iii) Thirty feet from a street upon which a side boundary of the premises abuts.
 - (iv) Thirty feet from any dwelling house.
 - (f) Not more than 25 head of poultry shall be kept on land which does not exceed one-half of an acre in area, nor more than 50 head of poultry on any land.
 - (g) Not more than two ducks shall be kept on any land.

For the purpose of this subparagraph "duck" includes "goose". The occupier of premises on which any animal or bird is kept shall at all times maintain in a clean condition every structure, cage and enclosure in which an animal or bird is kept and shall whenever so directed by an inspector cleanse, disinfest or disinfect such structure, cage or enclosure.

PART VII.—FOOD.

1. Substitute for the whole of this Part a new Part VII—Food, as follows:—

FOOD.

Offensive trades.

1. No person shall on any premises where food is manufactured, prepared, packed, kept for sale or sold, conduct any offensive trade except such as are specified hereunder:—

Fish Curing Establishments,
Fish Shops,
Fat Rendering at Butchers' Shops,

and then only subject to the Act.

Premises Generally.

2. The occupier of every such premises shall maintain such premises, together with all apparatus, instruments, fittings, utensils and vehicles used in connection with the manufacture, sale, preparation, keeping or transport of food at all times in a clean condition.

3. The occupier of every such premises shall maintain such premises in such condition as to prevent the ingress or egress or harbourage of rats, and shall take all practicable measures for the destruction of rats and other vermin which may be on his premises.

4. The occupier of every such premises shall, when so ordered by the Council, pave the floor or such portion thereof as may be directed with impervious materials in such manner as is specified in the order; and shall, when so ordered, further provide proper drainage so that all liquids falling upon such floor shall be conducted to a drain inlet situated outside the building within which the floor is laid.

5. The occupier of every such premises shall when ordered by the Council, cause the internal surfaces of such walls as may be specified to be suitably rendered and plastered and be tiled or gloss-painted to a height of at least seven feet from the floor level so as to maintain a smooth, hard, durable and washable surface devoid of holes, cracks and crevices, and cause the angles formed by the walls with any other wall and by any wall with the floor to be coved to a radius of two inches.

6. The occupier of every such premises shall cause such premises to comply with the following conditions:—

- (a) The premises shall at all times be kept in good repair.
- (b) Every room which is used in connection with the manufacture, preparation, keeping or sale of food shall be ceiled, and the walls in every such room shall be constructed of brick stone or concrete.
- (c) Every such room shall be provided with natural light in the ratio of one square foot of window area to every ten square feet of floor area. Where such natural lighting cannot be reasonably secured, artificial lighting shall be provided to the standard required by the Standards Association of Australia Code No. CA30-1957 and all amendments thereof.
- (d) Every such room shall be efficiently ventilated by through ventilation, provided that if a mechanical system of ventilation be installed it shall be to the satisfaction of the Chief Inspector.
- (e) Every such room shall be provided with effective sub-floor ventilation unless the floor be of concrete or other impervious material.
- (f) All offensive material or trade refuse produced upon such premises shall be immediately placed on an impervious receptacle, provided in accordance with these By-laws, and the contents of such receptacle shall be removed daily.
- (g) Every such receptacle shall after each emptying be thoroughly cleansed.
- (h) There shall be provided and maintained a hood over every wood, gas or electric cooking fire, stove or boiler. The hood shall be of such a size and so placed as to arrest steam, effluvia, odours and smoke from the process of cooking or boiling. The underside of the hood shall be six feet six inches above the floor level. The flue from the hood shall

be at least seven inches in diameter and made to discharge in such a manner and in such a position where no nuisance will be created. When ordered by the Council such flue shall be provided with:—

- (i) an extractor fan placed and constructed so as to extract all steam, effluvia, odours and smoke;
- (ii) grease filters which at all times prevent all grease from reaching the flue.

(i) Every grease trap shall be kept at all times in a sanitary condition, and shall be cleansed daily and all grease removed therefrom.

7. (1) The occupier of every such premises shall cause all food which is not completely wrapped to be protected from contamination by flies, dust or other sources, and to this end he shall not expose any such food where it is subject to contamination or be contaminated or infected or handled by any person except in the normal course of delivery or sale, and he shall:—

- (a) Keep all such food in an enclosure of impervious transparent material so constructed as to prevent contamination.
- (b) Cause all doors, windows and other apertures to be covered with screens of fine mesh wire gauze and cause all doors to be self-closing.

(2) Shall maintain all enclosures and other fittings mentioned in sub-by-law (1) of this by-law in good order and condition.

8. No person shall in any such premises display any food not completely wrapped or protected for sale in any shop window unless and until such window space is protected against flies, dust and other contamination, and unless such window space is at all times kept in a clean condition.

9. The occupier of every such premises shall not receive or place therein any article of clothing which has been so received or placed for the purpose of being dry-cleaned or laundered at that or any other place.

10. The occupier of every such premises shall make adequate provisions by means of sinks and other sanitary fixtures and fittings for the efficient cleansing of all utensils and instruments used in the manufacture or preparation of food. A supply of hot water at the rate of one gallon per minute at 180° F. and cold water shall be provided for use in such sinks and sanitary fixtures and fittings.

11. The occupier of every such premises shall not permit food to be prepared or packed on other than a table or bench fitted with an impervious surface.

12. The occupier of every such premises shall provide for use by his employees wash hand basins in the ratio of one to every ten employees, and shall maintain a supply of soap, nail brushes and disposable paper towels in connection with such basins, but no towel or towels shall be provided for use in common. Such wash hand basins shall be provided with an adequate supply of hot and cold water. Such wash hand basins shall not be used for other than personal ablutions. The Council may direct the position in which such wash hand basins shall be placed and the occupier shall comply with such direction. Warm air hand driers shall be acceptable in lieu of paper towels.

13. The occupier of any such premises shall not permit any water closet or urinal to be situated in any room where food is manufactured prepared, kept or sold, and any water closet or urinal shall be so situated as to be completely cut off from any such room by cross ventilation or an air lock of not less than twenty square feet in area.

14. The occupier of every such premises shall provide an adequate supply of potable water.

15. The occupier of every such premises shall provide a suitable receptacle in which any food withdrawn from sale shall be immediately placed, and any food not within such receptacle shall be deemed to be exposed for sale.

16. The occupier of any premises where drinks are served to the public shall cause all drinking straws to be protected from contamination by flies, dust or other sources.

Cafeteria Self-service Meals.

17. Every occupier of a cafeteria where food is exposed for choice by customers shall protect such food from contamination.

Where food is exposed in a series of shelves, the top shelf shall be completely covered with impervious material and all other shelves shall be fitted with fixed glass louvres set at such an angle as to prevent droplet contamination of the exposed food.

18. No person shall use any place for or in connection with the sale, manufacture, preparation, storage or packing of any food for sale, which is at any time used as a sleeping or living apartment, or which communicates directly with a sleeping apartment, or in which anything is kept or any animal or bird allowed to be, or in which any work is carried on which would be likely to contaminate such food or injuriously affect its wholesomeness or cleanliness.

19. No person shall use any place for or in connection with the sale, manufacture, preparation, storage or packing of any food for sale, in which any work is carried on that would in the opinion of the Council, be likely to contaminate such food or injuriously affect its wholesomeness or cleanliness.

20. No person shall deposit any food intended for sale upon the floor of any premises, and all such food shall be kept at least two feet clear of such floor in such a way that there is a clear space between the floor and the underside of the staging or support upon which the food is kept.

21. No person shall use or permit to be used any cellar for the preparation of food unless the written consent of the Council has been first obtained.

22. No person who sells bread, meat, fish or milk, and no employee of any such person shall change or receive from a purchaser any bread, meat, fish or milk which has previously been delivered to such purchaser unless for the reason that such food is unwholesome, and whenever any food is so changed or received the person receiving it shall immediately destroy it or place it in a refuse receptacle.

23. When paper is used in the preparation, manufacture or cooking of any food for sale only clean new paper shall be used.

24. No person shall enclose or carry or store any article of food whatsoever in any bag or sack or similar receptacle which has at any time contained or has been used for the conveyance of bone-dust or superphosphate, or any other manure or mixture of manures.

Contamination Generally.

25. No occupier of any premises where food is manufactured, prepared, packed, kept for sale or sold, shall, unless with the approval of an Inspector, permit any space to be left between any cabinet, counter, fixture or fixed furniture and any floor or wall on the premises which will allow the harbourage of dirt, filth, wastes or rats. Provided that when it is necessary to allow any space, such space shall be of sufficient size to allow of the easy cleaning of such space.

26. No person shall permit any dog to enter or remain or be kept on any premises where food is manufactured, stored, prepared, packed or sold.

27. No person shall in any premises where food is manufactured, stored, prepared, packed or sold, expose food so as to be accessible to any rodent or domestic animal.

28. No person shall expose any vessel, apparatus, appliance, fitting or thing used in connection with the manufacture, preparation, storage or sale of food so as to be subject to contamination from any animal.

29. No person shall smoke whilst engaged in the manufacture, preparation, packing, handling or sale of food.

30. (1) No person shall use or permit to be used any damaged vessel for the purpose of preparing or serving food or drinks for reward.

(2) An Inspector shall have power to seize any damaged vessel which he believes may be used contrary to this clause and shall hold it for twenty-four hours pending an appeal to the Council by the person from whom the vessel was seized. If such appeal be not received within twenty-four hours of the seizure, the Inspector may cause such vessel to be destroyed.

31. No person shall have his torso bare whilst engaged in the manufacture, preparation or handling of food for sale.

32. Every occupier of any premises where food is manufactured, prepared, packed, handled or sold shall, as soon as he becomes aware that any person engaged on the premises is suffering from any communicable disease, suppurating wound or sore or any other disease likely to contaminate food shall cause him to cease to be engaged on and to leave such premises without unnecessary delay, and shall not allow him to be again engaged on such premises until such person shall have obtained a certificate from a medical practitioner that he has recovered from or is not suffering from any such condition as aforesaid and is no longer a source of danger to others.

33. Every person who sells any food or drink for human consumption in a single service container shall:—

- (1) Effectively protect all such containers from contamination prior to service.
- (2) Destroy or cause to be destroyed every such container forthwith after use by any customer.

34. The occupier of any premises on which food is manufactured, prepared, packed, kept for sale or sold shall when required by an Inspector conspicuously display on his premises in such position or positions as may be selected by an Inspector, a copy, as supplied by the Council, of this Part of this By-law or any portion thereof.

35. The owner or occupier of any premises used in the manufacture, preparation, packing, storage or sale of any food which by reason of the situation, construction or disrepair are such as, in the opinion of an inspector, to render possible contamination of such food shall, on receipt of a notice from the Council requiring him so to do, reconstruct or repair the premises as directed in and within the times specified in the notice.

36. The occupier of every place where drinks are served to the public shall provide an adequate supply of water and proper glass washer for the cleansing in running water of all drinking vessels used on the premises. The Council may direct where such glass washer shall be installed and the occupier shall comply with such direction.

37. No person shall in any place where drinks are served to the public serve any drink in a drinking vessel which has not been thoroughly cleansed, in accordance with the provisions of the above By-law, since the last occasion of use of such drinking vessel.

38. (1) Every person engaged in the transporting of food shall cause all vehicles used in the transport of food to be at all times kept in a clean condition and when not in use for the transport or carriage of food to be so placed as not to be liable to contamination.

(2) No such person shall use such vehicle or permit such vehicle to be used for the transport of offensive material.

(3) Every person using a vehicle for the transport of food shall cause the door or cover of any part of the vehicle in which food is stored to be closed at all times except when food is being placed therein or removed therefrom.

(4) No person shall sit upon food in course of transport.

(5) No person engaged in transporting food in a vehicle shall permit any dog to be upon such vehicle.

(6) No person shall pack, wrap, store or transport for sale any food in any package, wrapper or other container which is not clean or which is not in good repair or which is liable to contaminate the food therein.

(7) Every person engaged in transporting bread shall cause all bread in course of transport to be carried in weatherproof, covered vehicles or containers constructed in such a manner as to protect such bread from contamination by flies, dust, or other sources.

(8) No person shall use for the conveyance of fish any vehicle or receptacle which is not so constructed as to be easily cleansed or which is used for the conveyance of any article liable to taint or contaminate the fish.

Butchers' Smallgoods.

39. No person shall use or permit to be used any room or place for the boning, curing, canning, salting, mincing or other similar process of preparing meat or the fat of animals for sale as food:—

- (a) Unless such room or place has a floor of tiles or other impervious material with a smooth surface and so graded that liquids will freely flow off it, and if such floor is of tiles unless the joints between the tiles are filled with impervious material.
- (b) Unless such room or place has internal walls constructed of brick, stone or concrete properly rendered and plastered and tiled or gloss-painted to a height of at least seven feet above floor level so as to provide a smooth, hard, durable and washable surface, and the angles formed by the walls with any other wall and by any wall with the floor are coved to a radius of two inches.
- (c) Unless the floor and internal walls of such room or place are clean and in good repair and free from inequalities, holes, cracks and crevices.
- (d) Unless such room or place is kept free from dirt, waste fat, grease and debris of all kinds and is completely cleaned out and cleared of all waste products at the close of every day's work.

Meat.

40. No person shall use any pump constructed wholly or partly of material other than stainless steel or nickel for or in connection with the pickling of meat.

41. The occupier of any premises used for the pickling of meat shall cause the brine or pickle to be removed as often as is necessary to prevent it from becoming offensive.

42. The occupier of any premises or stall, and the driver of any vehicle used for or in connection with the sale of fresh, frozen or chilled meat, shall not permit any person other than an employee or an Inspector to handle or touch any such meat.

43. The occupier of premises where meat is kept for sale shall cause such meat to be at all times protected from the direct rays of the sun.

44. (a) Every occupier of premises where meat is kept for sale shall cause such meat to be protected from contamination by flies, dust or other source.

(b) All such meats shall be kept in enclosures of impervious transparent material or in an open refrigerator in good working order which shall be maintained at a temperature not exceeding forty degrees fahrenheit.

(c) All doors, window openings and other apertures on such premises shall be covered with screens of fine mesh wire gauze and all such doors shall be so fitted that they are self-closing. Every such occupier shall at all times maintain the fittings required by this sub-by-law in good order and repair.

(d) Every such occupier shall cause all baskets or trays used for the handling or conveyance of meat to be thoroughly cleansed at least once daily.

45. (1) In this Part of this By-law "ice cream" includes ices and products similar to ice cream.

(2) No person shall manufacture or store for sale any ice cream or suffer it to be manufactured or stored for sale in any room or place:—

- (a) Unless the walls of such room or place are constructed of brick, stone or concrete, suitably rendered and plastered, and tiled or gloss painted to a height of at least seven feet from the floor level so as to maintain a smooth, hard, durable and washable surface devoid of holes, cracks and crevices.
- (b) Unless such room or place is properly ceiled.

- (c) Unless the floor of such room or place is constructed of cement, concrete or tiles, and cause the angles formed by the walls with any other wall and by any wall with the floor to be coved to a radius of two inches.
- (d) Unless such room or place is well ventilated, provided that ventilation shall not be required when ice cream is stored in a freezing chamber.
- (e) Unless all openings into such room or place are sufficiently protected against the ingress of flies and dust.
- (f) If efficient natural lighting cannot be provided artificial lighting shall be provided to the standard required by the Standards Association of Australia Code No. CA30-1957 and all amendments thereof.

46. No person shall manufacture or store for sale ice cream, or suffer it to be manufactured or stored for sale in any dwelling room or in any room communicating directly with a privy or water closet or stable, or within an apartment used for sleeping, or in any room having an opening communicating directly with any drain or sewer.

47. No person engaged in the manufacture or sale of ice cream shall suffer his hands or any part of his person to come in contact with any ice cream.

48. No person shall manufacture, store or deposit any ice cream in any vessel which is not clean and in good repair, and every person engaged in the manufacture or sale of ice cream shall at all times maintain all vessels and utensils used for, containing or coming in contact with ice cream in a condition of cleanliness and in good repair.

49. No person shall sell any ice cream which after having been once frozen has run down or melted, and which has been again frozen.

50. The occupier of every premises where ice cream is sold shall cause every container in which he receives ice cream in bulk to be immediately rinsed and cleansed out with clean cold water when the container has been emptied of such ice cream. Such containers shall not be used for any other purpose.

51. The occupier of any premises where ice cream is sold shall cause the water in every container in which ice cream servers are kept to contain not more than one hundred thousand micro organisms in one milli-litre (when determined by the plate count method), no pathogenic micro organisms nor any E. Coli, (Type 1).

52. (a) Every person who, within the district, manufactures ice cream for sale, shall, before the first day of July of each year, make application for registration in the form of Schedule "A" and, upon the granting of such application by the Council, a certificate in the form of Schedule "B" shall be issued by the Shire Clerk.

(b) No application shall be granted until the premises occupied by the applicant have been inspected and found to comply with these provisions.

(c) No person shall manufacture for sale or suffer to be manufactured for sale any ice cream unless he holds a subsisting certificate of registration under this by-law in respect of the premises where such manufacture is carried on.

53. No person shall expose or offer for sale from any stall, tent or similar structure erected and used in connection with any fair carnival circus public exhibition or similar transitory gathering any ice cream unless such ice cream is packed in disposable single service containers and is so packed by a maker at his premises registered in accordance with by-law 52.

Itinerant Vendors.

54. (1) A person shall not engage in trade as an itinerant vendor of food unless he is the holder of a license from the local authority so to do.

(2) Every person desiring to engage in trade as an itinerant vendor of food shall, before so engaging, or if already so engaged then during the first week of January in each year, apply to the local authority in the form of Schedule "C" for a license to carry on such trade, and shall with his application deposit a fee of ten dollars.

(3) Every license granted under this by-law shall operate only during the period ending on the 31st day of December next succeeding the date of issue and after the 31st day of December aforesaid shall cease to be of any force or effect.

55. Every person engaged in the trade of an itinerant vendor of food:—

- (a) Shall cause all food to be protected from contamination by flies and dust, and all meat, fish or other food that is subject to putrefaction to be protected by refrigeration to the satisfaction of an Inspector.
- (b) Shall not permit any other person to handle or touch any food on his vehicle.
- (c) Shall maintain his clothing and his person at all times in a clean condition.
- (d) Shall, whilst plying his trade, have his name legibly and conspicuously displayed on some part of his vehicle, barrow, bag or tray; and
- (e) Shall, whilst plying his trade, carry with him his license and produce the same to any Inspector on demand.

Aerated Waters, etc.

56. (a) Every person manufacturing any aerated water or other non-alcoholic drink, cordial or syrup for sale shall before the first day of July of each year make application for registration in the form of Schedule "A" and, upon the granting of such application by the Council, a certificate in the form of Schedule "B" shall be issued by the Shire Clerk.

(b) No application shall be granted until the premises occupied by the applicant have been inspected and found to comply with these provisions.

(c) No person shall manufacture for sale any aerated waters or other non-alcoholic drinks, cordials or syrups unless he holds a subsisting certificate of registration under this by-law in respect of the premises where such manufacture is carried on.

57. No person shall manufacture for sale any aerated waters or other non-alcoholic drinks, cordials or syrups in any room or place unless such room or place has a floor constructed of impervious material with a smooth surface and so graded that liquids will freely flow off it.

58. In every room used in connection with the manufacture of aerated waters or other non-alcoholic drinks, cordials or syrups the angles formed by the walls with any other wall and by any wall with the floor shall be coved to a radius to be coved to a radius of two inches.

59. No person shall manufacture for sale any aerated waters or other non-alcoholic drinks, cordials or syrups unless the following conditions are complied with:—

- (a) All the floors in the premises shall be swept at least once in each working day and shall be thoroughly washed once in each week, and the floors of the syrup and bottling rooms shall be thoroughly washed once in each working day.
- (b) The premises and all yards and sheds appurtenant thereto shall be kept free from rubbish and offensive material and, as far as possible, free from dust.
- (c) All tanks or other receptacles in which water is stored for use in the manufacture shall be provided with impervious tight-fitting covers which shall always be kept in position; and such tanks or other receptacles shall be emptied and cleansed throughout at least once in every twelve months.
- (d) Filtering apparatus used for the filtering of water shall be maintained at all times in good order and condition and in such a state of efficient action as to deliver a filtrate complying with the requirements of "Potable Water" as set out in the Food and Drug Regulations made under the Act.
- (e) Before each time of filling, bottles must be subjected to a process of cleansing as follows:—
 - (i) soaked for at least six minutes in a solution of caustic potash or of caustic soda of effective strength and cleanliness, at a temperature not below one hundred and thirty degrees Fahrenheit; then
 - (ii) rinsed in cold water; then
 - (iii) every part of the interior brushed with an efficient brush; then

- (iv) rinsed with a jet of clean water; and then
- (v) drained.

Provided that any other system of cleansing approved by the Chief Inspector may be substituted for the above.

- (f) If bottles are not filled within twenty-four hours after being cleansed, they must be kept mouth downward until used.
- (g) All bottles immediately before being filled shall be visually examined to ensure that they are clean and free from foreign matter.
- (h) The water in which bottles are soaked before they are brush-cleansed must be changed at least once daily.
- (i) No lead pipe shall be used for conveying any part of the material, either gaseous or liquid, which enters into the manufacture unless it is lined with tin or other material, approved for the particular purpose by the Chief Inspector.
- (j) Syrups must be stored in well-made impervious receptacles with an impervious tight-fitting cover.
- (k) All syrup lines must be flushed out daily, and at least once in each week shall be treated with a solution of hot water and soda or with other efficient cleansing liquid.
- (l) No syrup shall be left in any syrup lines or syringers overnight.
- (m) All receptacles in which syrups are stored must be cleansed thoroughly with hot water and soda, or with super-heated steam at least once weekly.

Bakehouses.

60. No person shall use any room or place as a bakehouse unless the following conditions are complied with:—

- (a) The floor shall be constructed of concrete with the surface not less than six inches above the level of any ground adjoining the bakehouse, and with the surface smooth and so graded that liquids will freely flow off it.
- (b) All angles formed by the floor and walls shall be coved to a radius of two inches.
- (c) Every doorway giving direct access to the bakehouse shall be fitted with a self-closing fly-proof door.
- (d) All windows, ventilators and other openings into the bakehouse shall be kept fly-proof.
- (e) All ovens shall be so constructed or cased as to prevent the accumulation of rubbish or dust on top thereof.
- (f) All troughs and bins shall be built into the wall and floor so as to leave no space behind or below them or shall be fitted with wheels to facilitate movement for cleaning.

61. No room or place used as a bakehouse shall be used for any other purpose.

62. The occupier of a bakehouse shall cause all flour on his premises to be so stored as to prevent contamination by dirt, flies, rats, vermin or insects.

Refrigerating Works and Cold Stores.

63. The occupier of any refrigerating works or cold store which is at any time used for the storage of food:—

- (a) Shall maintain the premises always in a clean condition throughout.
- (b) The interior walls of a cool room shall not be treated in any other way except with a paint especially manufactured for use in cool rooms and then only to the manufacturer's specifications.
- (c) Shall keep all doors and air ducts well painted.
- (d) Shall not permit any uncased food to be stored on the floor.

- (e) Shall not receive any unsound food, offal or offensive material or thing on his premises to be stored, or permit any unsound food, offal or offensive material or thing to remain therein.
- (f) Shall not permit any straw to be upon the floor of any chamber.
- (g) Shall not permit any brine tub to be in any cold chamber unless it is so constructed as to be totally impervious and stands on feet or blocks at least six inches high.
- (h) Shall keep upon the premises a key to every chamber and shall provide that an Inspector shall on demand have immediate access to any chamber.
- (i) Shall provide means of artificial light so as to permit efficient inspection of the contents of any chamber.

64. The tenant or person having separate control of a chamber in any refrigerator works or cold store, which chamber is at any time used for the storage of food—

- (a) shall maintain such chamber always in a clean condition throughout;
- (b) shall not permit any uncased food to be stored on the floor of the chamber;
- (c) shall not receive any unsound food offal, offensive material or thing to be stored in the chamber, or permit any unsound food, offal or offensive material or thing to remain therein.

Markets.

65. No occupier of any market or portion of any market shall deposit or permit to be deposited any food upon the floor, but all food shall be deposited upon a wooden staging, the under surface of which shall be at least nine inches above the floor, the space between the floor and the staging being entirely open for inspection and cleansing.

Oysters and Shellfish.

66. The occupier of any premises where oysters or other shellfish are sold or prepared for sale for human consumption shall—

- (a) provide a sink fitted with running water and a grit arrestor in which the operation of opening or dipping oysters or other shellfish shall be carried on;
- (b) not store or permit oysters or other shellfish to be stored in any place or manner which may detrimentally affect their wholesomeness;
- (c) not use or permit secondhand or previously used bottles or containers to be used to hold oysters or other shellfish unless such bottles or containers have been thoroughly cleansed and sterilised and have been provided with individual tightly fitting caps, corks or covers;
- (d) not have in his possession for sale for human consumption oysters or other shellfish taken from beds which are polluted or liable to pollution by drainage or sewage.

Food Vending Machines.

67. (a) No machine for the vending of food shall be installed without the prior approval of the Chief Inspector.

(b) The machine shall be sited in such a position that the food cannot be contaminated by dust, insects, rodents or other means.

(c) The machine shall be of such construction as to be easily cleaned internally and externally and to ensure that the food is entirely sealed off from possibility of contamination by dust, insects, rodents or other means.

(d) The machine shall be movable or mounted sufficiently clear of the floor to allow of the cleansing of the floor below the machine; alternatively, the machine may be sealed into the floor.

(e) The internal parts of the machine shall be constructed of suitable material, and those portions which may become contaminated shall be easily removable for cleansing and sterilising.

- (f) All cup and food dispensing openings and vending areas shall be protected by a self-closing device from dust, insects, rodents or other contamination.
- (g) Cups and containers shall be protected from contamination.
- (h) Any water supply to a machine shall be piped in from the Metropolitan Water Supply, Sewerage and Drainage Board's supply, or in a manner approved by the Chief Inspector. Manual filling of water tanks is prohibited.
- (i) A suitable receptacle shall be kept adjacent to the machine for the purpose of receiving used cups or containers.
- (j) The machine shall cease to operate when—
 - (i) the drip cans or containers become full to within one-half of the liquid capacity of such can or container; and
 - (ii) when the supply of single service cups or containers is exhausted.
- (k) Drip cans shall be readily removable for emptying and cleaning.

Penalties for Breaches of By-laws.

68. Where anything by this part of the by-laws is directed to be done or forbidden to be done, or where authority is given to any officer to direct anything to be done or to forbid anything to be done, and such act so directed to be done remains undone or such act forbidden to be done is done, in every such case the person making default as to such direction and prohibition respectively shall be deemed guilty of a breach of this part of the said by-laws. And every person guilty of a breach of this part of the said by-laws shall be liable, for every offence, besides costs or expenses which may be incurred in the taking of proceedings against such person guilty of such offence, to a penalty not exceeding forty dollars for every breach of any such by-law, or to a penalty not exceeding four dollars for each day during which such breach shall be committed or continued and in addition to such penalty shall be liable to pay to the local authority any expense incurred by such authority in consequence of any breach or non-observance of any by-law or in the execution of any work directed to be executed and not so executed.

Schedule "A".

Shire of Wanneroo.

HEALTH ACT, 1911.

MAKER OF ICE CREAM, ICES, AERATED WATERS, TEMPERANCE DRINKS, CORDIALS AND SYRUPS.

Form of application for registration as

Name of applicant (in full)

Trade in respect of which application is made

.....

Situation of premises on which trade is, or is to be, carried on

.....

Signature of applicant.....

Dated

Schedule "B".

Shire of Wanneroo.

HEALTH ACT, 1911.

..... is hereby registered as a maker of in respect of premises situated at until the 30th day of June, 19

Dated

Shire Clerk.

Schedule "C".

Shire of Wanneroo.

HEALTH ACT, 1911.

APPLICATION FOR LICENSE AS ITINERANT VENDOR OF FOOD.

Name of applicant (in full)

Place of residence

District in which applicant desires to be licensed

Place where vehicle and trade utensils are stored

Place where stocks of food for sale is stored

Signature of applicant

Dated

PART IX.—OFFENSIVE TRADES.

1. By-law 5 of Section A—General is not adopted.
2. Add in sequence to Section C—Piggeries of this Part, by-laws 1A and 1B to read as follows:—

1A. (1) Except as provided by sub-by-law (2) of this by-law in respect to lot 3 of Swan Location 1221, no person shall erect, keep or maintain or suffer, permit or allow to be erected, kept or maintained any piggery or piggeries on any land within the following areas:—

Within a distance of 20 chains of the boundary line of either side of the main Wanneroo Road, being road No. 3, for a distance commencing on the said road at the southern boundary of the municipal district of the Shire of Wanneroo and extending along the said road to the 13-mile peg thereon; nor within a distance of 30 chains of the boundary line of either side of the said main Wanneroo Road, being road No. 3, for a distance commencing on the said road at the 13-mile peg and extending along the said road to the 16-mile peg; nor within a distance of 20 chains of the boundary line of either side of the said road for a distance commencing at the 16-mile peg thereon and extending along the said road to the southern boundary of the State Gardens Board Reserve at Yanchep. The distance of 20, 30 and 20 chains herein referred to being ascertained by measuring at right angles to the course of the said road.

(2) No person shall erect, keep or maintain or suffer, permit or allow to be erected, kept or maintained, any piggery or piggeries within a distance of 15 chains of Wanneroo Road on lot 3 of Swan Location 1221.

1B. After the coming into operation of this by-law it shall be unlawful for any person to establish a piggery in any portion of the district except in that area as defined in Schedule "F" of this part.

Schedule "F"—Prescribed Area.

All that portion of land bounded by lines starting from the southeast corner of lot 7 of location 2470 westerly along Gnangara Road (road number 3705) to the southwest corner of the southern portion of lot 2 of location 1237; thence northeasterly northerly and westerly along Sydney Road (roads numbers 8827 and 1878) to the southwest corner of location 1935; thence northerly along Badgerup Road (road number 1417) to the northeast corner of lot 5 of location 1749; thence westerly along Franklin Road (road number 1417) to the southeast corner of the northeast portion of location 1942; thence northerly along the eastern boundaries of locations 1942, 1686, 1654 and 1655; thence westerly and southerly along the northern and western boundaries of location 1655 to a point in prolongation of the southern boundary of the northern portion of location 1805; thence westerly along Caporn Road (road number 8690) to the southwest corner of Mariniup Townsite; thence northerly along Pinjar Road (road numbers 1410, 893 and 1804) to the northeast corner of location 4134; thence easterly and northerly along the southern and eastern boundaries of Forest Reserve 126 to the boundary of the Shire of Wanneroo; thence southerly along the said boundary of the Shire to the point of commencement.

3. The following scale of fees are prescribed to apply to Schedule "D" to this Part:—

In Respect of:	\$
Slaughterhouses	4.00
Fellmongers	4.00
Chemical Works	8.00
Cleaning establishments and dye works	8.00
Soap and candle works	4.00
Bone Mills	8.00
Manure Works	10.00
Wool scouring works	4.00
Fish Curing establishments	10.00
Flock factories	4.00
Any other trade not specified above	4.00

Passed at a meeting of the Wanneroo Shire Council held on the 26th day of February, 1970.

M. NANOVICH,
President.
N. BENNETTS,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

BUSH FIRES ACT, 1954-1969.

Department of Lands and Surveys,
Perth, 8th May, 1970.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of the Bush Fires Act, 1954-1969, has been pleased to make the regulations set out in the schedule hereunder.

A. E. HEAGNEY,
Under Secretary for Lands.

Schedule.

Regulations.

Principal regulations. 1. In these regulations the Bush Fires Act, 1954, Regulations, as reprinted pursuant to the Reprinting of Regulations Act, 1954, and published as so reprinted in the *Government Gazette* on the 3rd day of March, 1954, and amended from time to time thereafter by notices published in the *Government Gazette* are referred to as the principal regulations.

Addition of reg. 21B. 2. The principal regulations are amended by adding after regulation 21A a regulation as follows:—

21B. (1) Where it appears to a bush fire control officer for a district to be necessary or expedient to postpone the burning of clover on a day of extreme fire danger, he may, by wireless broadcast from a radio station giving broadcast coverage to the district, by publication in a newspaper circulating in the district, or by written notice or oral direction given to any person or persons, subject to such direction as may be given by the local authority, direct that, notwithstanding any permit to burn clover, clover shall not be burnt in the district on that day.

(2) A person shall not burn or permit or suffer the burning of clover contrary to a direction given under subregulation (1) of this regulation.

- Amendment to reg. 39D.
3. Regulation 39D of the principal regulations is amended—
- (a) by deleting the word “and”, in line three of paragraph (a); and
 - (b) by substituting for the word “used”, being the last word in paragraph (b), a passage as follows—
used; and
 - (c) if the explosives are being used during prohibited burning times or restricted burning times, he has given not less than 24 hours' prior notice of his intention to do so—
 - (i) to the bush fire control officer for the district in which the place where the explosives are being used is situated; and
 - (ii) where the place where the explosives are being used is within 2 miles of forest land, to the forest officer in charge of that forest land.

BUSH FIRES ACT, 1954.

By-laws of the Carnamah Shire Council, Relating to the Establishment, Maintenance and Equipment of Bush Fire Brigades for the Shire or any Part of the Shire of Carnamah.

Establishment of Brigade.

1. (a) On the resolution of the Council to establish, maintain and equip a bush fire brigade under the provisions of the Bush Fires Act, 1954, and regulations thereunder, the brigade shall be formed in accordance with these by-laws; and a name shall be given to the brigade and application accompanied by the resolution of the Council forming the brigade shall be made to the Bush Fires Board for its registration accordingly.

(b) A bush fire brigade may be established for the whole of the Shire or for any specified area thereof.

Appointment of Officers.

2. The Council shall appoint a captain, a first lieutenant, a second lieutenant and such additional lieutenants as it shall deem necessary to act as officers of the brigade and who, in the Council's opinion, have the necessary qualification and knowledge of the district required in such capacities.

3. The Shire Clerk or such other person as the Council may appoint, shall be the Secretary of the brigade.

4. The Council may appoint an equipment officer who shall be responsible for the custody and maintenance in good order and condition of all equipment and appliances acquired by the Council for the purposes of the brigade. Such officer may station such equipment at a depot or depots approved by the captain, where, if possible, motor trucks can easily be called upon. If there is more than one such depot in the area, the equipment officer shall appoint at each depot a person to look after the equipment and have it ready for immediate use when required.

5. The Council shall appoint bush fire control officers in accordance with the requirements of the district and may prescribe the area over which each such officer shall have jurisdiction. The employment, dismissal and payment for services of persons (other than officers) employed for duties under this Act shall be vested in the President and Shire Clerk of the Council conjointly.

Duties of Officers.

6. The duties of all officers appointed under these by-laws shall be as laid down in the provisions of the Bush Fires Act, 1954, and each officer so appointed shall be supplied with a copy of the Act and regulations. The captain shall have full control over the members of the brigade whilst engaged in fire fighting and shall issue instructions as to the methods to be adopted by the

firemen. In the absence of the captain, the first lieutenant; and in the absence of the first, the second lieutenant or senior officer of the brigade present at the fire shall exercise all the powers and duties of the captain.

Membership of Brigade.

7. (1) The membership of a bush fire brigade shall consist of fire fighting members.

(2) Fire fighting members shall be those persons being able-bodied members of either sex, over 15 years of age, who are willing to render service or assistance at any bush fire when called upon; and who sign an undertaking in the form contained in the First Schedule to these by-laws.

(3) The enrolment of persons as fire fighting members shall in every case be subject to the approval of the Council.

Finance.

8. The expenditure incurred by the Council in the purchase of equipment, payment for services and generally for the purpose of this Act, shall be a charge on the ordinary revenue of the Council, but the Shire Clerk shall keep record of the expenditure incurred under this Act.

Meetings of Brigades.

9. Meetings will be held as necessary.

These by-laws under the Bush Fires Act, 1954, were passed by a resolution of the Carnamah Shire Council (a local authority under the provisions of such Act) at a meeting held at Carnamah on the 10th day of March, 1970, at which time a resolution was also passed revoking the resolution of the Carnamah Road Board of the 17th September, 1941, making by-laws under the Bush Fires Act, 1937.

F. C. G. LUCAS,
President.
R. S. DUTCH,
Shire Clerk.

Approved by His Excellency the Governor in Executive Council, 29th April, 1970.

W. S. LONNIE,
Clerk of the Council.

First Schedule.

FORM OF ENROLMENT—FIRE FIGHTING MEMBER.

I, the undersigned, hereby make application to be enrolled as a fire fighting member of the.....Bush Fire Brigade.

My private address is.....

My business address is.....

I can be communicated with by telephone No.....

If needed, I can provide by own transport to the scene of any outbreak. (This line to be struck out if not applicable.)

I hereby declare that I am over 15 years of age and in good health. On election by the committee as a fire fighting member I hereby undertake:

1. To promote the objects of the brigade as far as shall be in my power.
2. To be governed by the provisions of the constitution and such by-laws and regulations as may from time to time be made thereunder.
3. To use my best endeavours to give assistance in fire fighting measures when called upon on such occasions to obey all orders and instructions issued by duly authorised officers of the brigade.

Applicant's Signature.....

Date.....

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the City of Fremantle.

By-law Amending the City of Fremantle Parking Facilities By-law.

L.G. 445/68 "B".

IN pursuance of the powers conferred upon it by the abovementioned Acts and of all other powers enabling it the Council of the abovementioned Municipality hereby records having resolved on the 15th day of December, 1969, to make and submit for confirmation by the Governor the following by-laws:—

1. The Third Schedule of the City of Fremantle Parking Facilities By-law is amended by adding after the provisions relating to Number Ten Parking Station (William Street) the following:—

Number Eleven Parking Station (Marine Terrace). Hours of operation the same as Number One Parking Station. Parking fees, the same as Number One Parking Station.

Passed by the City of Fremantle the 15th day of December, 1969.
The Common Seal of the City of Fremantle was hereto affixed this 19th day of February, 1970, pursuant to a resolution passed the 15th day of December, 1969, in the presence of—

W. FRED. SAMSON,
Mayor.

S. W. PARKS,
Town Clerk.

[L.S.]

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the City of Perth.

By-law No. 63—Town Planning Classification or Zoning By-law for the Land and/or Buildings in the Victoria Park-Carlisle area being part of the City of Perth Municipal District—

Amendment.

By-law Relating to Zoning.

L.G. 607/68.

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 20th day of February, 1967, to make and submit for confirmation by the Governor the following amendment to By-law No. 63:—

1. That all those pieces of land being—
 - (a) Portion of Swan Location 36 and being Lot 316 Section C Plan Deposited No. 757 and being the whole of the land contained in Certificate of Title Volume 142, Folio 77
 - (b) Portion of Swan Location 36 and being Lot 1 on Diagram 8023 and being the whole of the land contained in Certificate of Title Volume 1022, Folio 462;
 - (c) Portion of Swan Location 36 and being Lot 2 on Diagram 8023 and being the whole of the land contained in Certificate of Title Volume 1022, Folio 463;

- (d) Portion of Swan Location 36 and being Lot 3 on Diagram 8023 and being the whole of the land contained in Certificate of Title Volume 1003, Folio 67;
- (e) Portion of Swan Location 36 and being Lot 319 Section C plan deposited No. 757 and being the whole of the land in Certificate of Title Volume 114, Folio 133;

be and are hereby excised from No. 6 Zone Classification and re-classified to be included in No. 1 Zone Classification and that the Victoria Park-Carlisle Zoning Plan No. 63 be amended accordingly.

2. That all those pieces of land being—

- (a) Portion of Swan Location 36 and being Lot 320 on deposited plan 757 and being the whole of the land contained in Certificate of Title Volume 314, Folio 6;
- (b) Portion of Swan Location 36 and being Lot 321 on plan 757 and being the whole of the land contained in Certificate of Title Volume 1158 Folio 712;

at present unclassified be included in No. 1 Zone Classification and that the Victoria Park-Carlisle Zoning Plan No. 63 be amended accordingly.

Dated this 9th day of March, 1970.

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

[L.S.]

T. E. WARDLE,
Lord Mayor.
R. F. DAWSON,
Acting Town Clerk.

Recommended—

G. C. MacKINNON,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of May, 1970.

W. S. LONNIE,
Clerk of the Council.

CEMETERIES ACT, 1897.

The Municipality of the Shire of Broome.

By-laws Relating to Cemeteries.

L.G. 704/53.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 15th day of December, 1969, to make and submit for confirmation by the Governor the following by-laws:—

1. All fees and charges payable to the trustees, as set forth in Schedule "A", shall be paid at the times and manner therein mentioned, unless otherwise ordered.
2. The "secretary", as referred to in these by-laws, means the person for the time being employed by the trustees as the secretary of the cemeteries, and such person shall subject to the trustees, exercise a general supervision and control over all matters pertaining to the cemeteries and to the carrying out and enforcement of these by-laws, and the direction of such person shall in all cases and for all purposes be presumed to be and to have been the direction of the trustees.
3. The "superintendent", as referred to in these by-laws, means the person for the time being employed by the trustees as the superintendent of the cemeteries, and such person shall, subject to the trustees, have charge of the general care of the cemeteries, the supervision of the erection of or placing

of monumental work and fixtures, also the supervision of interments, the opening, closing and dressing of graves, and such other duties as are mentioned in these by-laws or ordered by the trustees.

4. Any person desiring to inter any dead body in the cemeteries shall make an application in the form contained in Schedule "E", and no burial shall take place until an order for burial is issued by the trustees in the form of Schedule "D".

5. All applications for interment shall be made at the offices of the trustees at least twenty-four hours prior to the time fixed for burial, otherwise an extra charge shall be made.

6. The trustees shall cause all graves to be dug and vaults or graves to be re-opened as and when required.

7. Every coffin shall have upon the lid an approved metal plate bearing the name of the deceased stamped or otherwise indelibly inscribed in legible characters thereon. Any coffin not complying with this by-law will not be admitted to or be interred in the cemeteries.

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

9. In the case of an application for interment in any private grave or vault to which the deceased had no claim during life, the written and verified consent of the grantee shall be handed in with the application.

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

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

12. All transfers of Grants of Right of Burial shall be in the form of Schedule "C" and the appropriate fees, shown in schedule "A" shall be paid to the trustees.

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

14. No burial shall be allowed to take place in the cemeteries, nor shall any coffin be allowed to enter the cemeteries unless a medical certificate of death or a Coroner's order for burial is handed to the secretary, at the latest, upon the funeral entering the cemeteries.

Should the undertaker or his representative be unable to produce the said certificate, he shall give a written guarantee to produce same within three days, and satisfactory reasons must be given for the non-production of such certificate in the first instance. In default of the production of the said certificate within three days, the undertaker's license may be suspended until such a certificate is produced. The certificate will be retained, but the Coroner's order shall be returned to the person delivering the same.

15. No interment shall be allowed on Sunday except by written permission of the trustees or when it is certified in writing by a Medical Officer of Health, or by a Police Magistrate, or by two Justices of Peace, that for sanitary or special religious reasons it is necessary or advisable that the burial take place on that day.

16. Unless otherwise ordered the principal entrance to the cemeteries shall be open daily between the hours of 8 a.m. and 6 p.m.

17. The hours for burial shall be as follows:—

Week days, from 8 a.m. to 6 p.m.;

Sundays, from 2 p.m. to 5 p.m.;

and no burial shall be allowed to take place nor any coffin allowed to enter the cemeteries, at any other hour except by written permission of the trustees.

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

19. If for any reason the funeral shall, on arrival at the entrance gates of the cemeteries, remain there for more than 15 minutes prior to proceeding to the graveside, the undertaker responsible shall be liable to a fine of one dollar (\$1).

20. Every funeral shall enter by the principal entrance, and no vehicle, except the hearse, and official mourning coaches, shall be permitted to enter the cemeteries, or stand opposite the entrance gates. Vehicles shall not be allowed to proceed faster than five miles per hour within the cemetery, and shall proceed at and by such roads as directed by the superintendent or other officer of the trustees from time to time. Any driver or other person failing or neglecting to observe such directions may be forthwith expelled from the cemeteries. No bicycle shall be ridden within the cemeteries.

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

22. Children under the age of ten years entering the cemeteries must be in the charge of some responsible person.

23. No dogs shall be admitted into the cemeteries.

24. No person shall remove any plant, tree, shrub, flower (other than withered flowers, which are to be placed in the receptacle provided by the trustee for same), or any article from any grave without first obtaining a permit from the trustees or their representatives.

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

26. No person shall remove or carry out of or attempt to carry out of the cemeteries any tree, shrub, flower, earth or other material without the written authority of the trustees of their representative.

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

28. Any person desiring to place or erect, or to alter or add to any monument, tombstone or enclosure in any part of the cemeteries must first obtain the written consent and approval of the trustees, and otherwise comply with section 23 of the Act (61 Vict., No. 23).

29. Every tombstone, monument, or enclosure shall be placed on proper and substantial foundations.

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

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

32. Monumental masons and other tradesmen shall, before commencing any work within the cemeteries, deposit with the secretary to the trustees the sum of ten dollars (\$10) which shall be forfeited if the provision of either of the two preceding by-laws be not complied with to the satisfaction of the superintendent.

33. All material required in the erection and completion of any work shall, as far as possible, be prepared before being taken to the cemeteries; and all materials required by tradesmen shall be admitted at such entrance as the superintendent shall direct, and no vehicle conveying any such materials with wheels less than four inches broad shall be permitted to enter the cemeteries. No sand, earth or other material shall be taken from any part of the cemeteries for use in the erection of any monument or work except with the written approval of the trustees.

34. No catacomb shall be allowed.

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

36. Subject to the approval of the trustees, each applicant for a "Grant of Right of Burial" shall, within twelve months from date of the application, enclose the grave mentioned in such application with a kerbing of tiles, slate, or stone and shall cause to be placed thereon a number plate bearing the number of the grave or vault.

The kerbing enclosing a grave shall have engraved thereon in figures not less than two inches in height, the number of the grave so enclosed. Every grave, vault, monument, tombstone, kerbing, or any other erection shall be maintained and kept in thorough repair and proper condition, by and at the expense of the grantee. Should the grantee's residence not be known, or be out of the State, the trustees have power to do the work and keep an account against the grantee.

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

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

39. Licenses in the form of Schedule "F" for grave dressings or decorating may be issued by the trustees, such licenses to be renewed annually in the month of July.

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

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

41. Prior to conducting any interment within the cemeteries or making use of the cemeteries for any purpose connected with interments every undertaker shall pay to the trustees an annual fee as prescribed in Schedule "A" and shall at the time of making such payment give his assent in writing to such conditions as the trustees may deem fit to impose. Upon such assent being given, and payment of the fee made, he shall receive a "Permit" to

hold good during good behaviour and until the first day of July next following and unless in the possession of such a "Permit" no undertaker shall be allowed to engage in or carry out any duty or work within the cemeteries.

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

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

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

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

46. Free ground may be granted if it is proved to the satisfaction of the trustees (a) that the deceased was a returned soldier, and that he died as the result of injuries received in war; and (b) that the relatives of the deceased are in necessitous circumstances. Provided that such grant shall be made subject to the condition that only the remains of deceased soldiers shall be interred in the grave.

47. A plan of the cemeteries showing the distribution of land, compartments, section, situation and number of grave, and a register of all certificates of "Rights of Burial", shall be kept at the office.

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

49. Any person committing any breach of any by-law or regulation, or of any other rules, regulations, or by-laws lawfully made under the authority of any Act relating to cemeteries, shall for every such offence be liable to a penalty not exceeding ten dollars (\$10), and in case of a continuing breach a further sum not exceeding two dollars (\$2) for every day during which such breach continues.

50. Any person committing a breach of any by-law in the cemeteries shall in addition to being liable to a penalty under any by-law be liable to be forthwith removed from the cemeteries by the trustees or the superintendent or other employee of the trustees or by any police constable.

If such person resists removal, or if and as often as such person so removed shall, unless with the consent of the superintendent, again enter the cemeteries within 24 hours of his removal therefrom, he shall be liable to a penalty not exceeding ten dollars (\$10).

51. All previous Shire of Broome Cemetery By-laws published in the *Government Gazette*, are hereby revoked.

Dated the fifteenth day of December, 1969.

P. A. HAYNES,
President.
D. L. HAYNES,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk for Local Government.

Schedule "A"

Shire of Broome Public Cemeteries.

SCALE OF FEES AND CHARGES PAYABLE TO THE TRUSTEES.

- (1) On application for an Order for Burial the following fees shall be payable in advance—
 - (a) For Interment in open ground \$ 15.00
 - (b) For Interment in private ground 15.00
- (2) If graves are required to be sunk deeper than six feet, the following additional charges shall be payable:—
 - For first additional foot 5.00
 - For second additional foot 5.00
 - For third additional foot 5.00
- (3) For re-opening any grave—
 - For each interment 11.00
 - For each interment of a child under 10 years of age 9.00
 - For each interment of a stillborn child 5.00
 - For removal of edging tiles, plants, grass, shrubs, etc., according to time required per man hour at 2.00
- (4) For each interment on a Sunday, additional 6.00
- (5) For re-opening any grave for exhumation 12.00
- (6) For re-interment in a new grave, after exhumation 12.00
- (7) For permission to erect a headstone, or to enclose any grave, with a kerb 1.00
- (8) Undertaker's annual license fee 20.00
- (9) Registration of Transfer of Right of Burial 1.00
- (10) For copy of Right of Burial 1.00
- (11) For grave number plate 2.00
- (12) Late application additional charge 4.00

Schedule "B".

Shire of Broome Public Cemeteries.

FORM OF GRANT OF RIGHT IN PUBLIC CEMETERIES.

BY virtue of the Cemeteries Act, 1897, the Trustees of the Cemeteries in consideration for the sum of.....dollars.....cents paid to them by.....of.....hereby grant to the said.....the right of burying bodies in that piece of groundfeet long by.....feet broad, lying within the portion of the said.....cemetery appropriated for the burial of adherents to the.....Church, and numbered Compartment Section..... on the plan of the cemetery made in pursuance of the said Act.

To hold the same to the said.....for the period of fifty years, from the date hereof, for the purpose of burial only.

This grant is issued subject to all by-laws and regulation, now or hereafter in force, made, or to be made under the above Act, or any future Act or Acts.

In witness hereof the Common Seal of the said Trustees was hereto affixed at a meeting of the aforesaid Trustees held on the.....Day of..... in the presence of—

.....

Trustees of the Shire of Broome Public Cemeteries.

.....Secretary.....

Schedule "C".

Shire of Broome Public Cemeteries.

FORM OF ASSIGNMENT OF RIGHT OF BURIAL.

I, of in consideration of dollars cents paid to me by of do hereby assign into the said the Exclusive Right of Burial in and numbered on the plan of the Cemetery, made in pursuance of the Cemeteries Act, 1897, which was granted to me (or late of deceased, of whose will I am Executor, or as the case may be) in perpetuity (or as the case may be) by a deed of grant bearing date the day of 19....., and all my estate and interest therein; to hold the same unto the said in perpetuity (or as the case may be) for the remainder of the period to which the same was granted, subject to the conditions on which I hold the same immediately before the execution thereof.

Given under my hand and seal this day of 19.....

Schedule "D".

Shire of Broome Public Cemeteries.

FORM OF ORDER FOR BURIAL.

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

.....
 Secretary.

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

Dated this day of 19.....

.....
 Superintendent.

Schedule "E".

Shire of Broome Public Cemeteries.

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

1. What denomination.....
2. Name of deceased.....
3. Late residence of deceased.....
4. Rank of deceased.....
5. Age of deceased.....
6. Birth place of deceased.....
7. Minister to officiate.....
8. Day of funeral.....
9. What hour, and if usual or extra.....
10. Number of grave on plan issued.....
11. If a public grave.....
12. If a private grave.....
13. What depth and other dimensions.....
14. If a family grave or vault.....
15. What depth.....
16. If first or second interment.....
17. Nature of disease, or supposed cause of death.....

Signature of.....
 Representative or Undertaker.

Order received this day of 19....., at o'clock.

.....
 Secretary.

Schedule "F".

Shire of Broome Public Cemeteries.

LICENSE TO DRESS GRAVES.

No.....

THE Trustees do hereby grant to.....permission to dress graves in said.....cemetery, subject to the rules, regulations, and by-laws now made or hereafter to be made for the regulation of the same, and the following, viz.:-

- (1) That no rubbish, clay, or other material removed in dressing a grave shall be placed on any adjoining grave and if placed on any adjoining ground shall be removed where directed immediately after the completion of the work.
- (2) That no loam shall be taken from any portion of the Cemetery for the purpose of dressing any grave.
- (3) That no grave shall be dressed in the wet weather, nor shall any material be wheeled or carted along any path for the said purpose while the surface is soft from rain or otherwise, except by special permission by the Trustees.
- (4) That no business card or announcement shall be put on any place within the said cemetery or its precincts.
- (5) That upon any breach of the above conditions of said Cemetery by-laws this license shall be liable to be forfeited and the licensee liable to a penalty provided for in the Act 61 Vict. No. 23.
- (6) That licensees shall be responsible for all acts of their employees.
- (7) That licenses shall be renewed annually.

Given under my hand and seal this.....day of....., 19.....

.....
Chairman of the Board.

Signature of Licensee.....

Witness

Dated this fifteenth day of December, 1969.

LOCAL GOVERNMENT ACT, 1960-1969.

Municipality of the Shire of Busselton.

Adoption of Model By-laws Relating to Extractive Industries.

L.G. 196/70.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 27th day of February, 1970, to adopt without amendment the Local Government Model By-laws (Extractive Industries) No. 9, published in the *Government Gazette* on the 8th November, 1962.

Dated this 3rd day of April, 1970.

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

[L.S.]

M. A. ROSE,
President.
P. S. HOLGATE,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Canning.

By-laws Amending By-laws Classifying South, Central, North and West Wards.
L.G. 539/66C.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the Shire of Canning hereby records having resolved on the 27th January, 1970, to make and submit for confirmation by the Governor the following By-laws:

The By-laws of the Shire of Canning published in the *Government Gazette* on 13th February, 1957, and amended from time to time thereafter, be amended as follows:—

By-law 19D is amended by the addition at the end thereof of the following:—

- (c) The hire of Caravans, Car Trailers and non-motorised Horse Floats if the following conditions are complied with:—
- (i) The area of the parcel of land used for the purpose shall not be less than 60 perches.
 - (ii) The total number of caravans trailers or horse floats parked on or displayed on the parcel of land shall not at any one time exceed one for every 10 perches of the area of the parcel of land.
 - (iii) There shall be on the parcel of land a residence occupied by the owner of the caravans, trailers or horse floats the subject of the hiring business.

Dated this 27th day of January, 1970.

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

[L.S.]

E. CLARK,
President.
D. ROSAIR,
Acting Shire Clerk.

Recommended—

G. C. MacKINNON,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council the 13th day of May, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Canning.

By-laws Relating to Swimming Pools.

L.G. 204/70.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 23rd day of February, 1970, to make and submit for confirmation by the Governor, the following by-laws:—

1. In these by-laws, unless the context otherwise requires, the following terms shall have the meaning set against them hereunder respectively:—

“Pool Manager” means the person for the time being employed by the Council to control and to manage the pool premises and includes his assistant or deputy.

“Attendant” means an employee of the Council performing duties in connection with the pool premises.

“Council” means the Canning Shire Council.

“Pool Premises” means and includes each of the swimming pools set out hereunder and all buildings, structures, fittings, fixtures, machinery, chattels, furniture and equipment forming part of such swimming pools or used in connection therewith:

Canning Swimming Centre.

2. The pool premises shall be open for the admission of the public during such hours and periods as the Council may from time to time determine.

3. The Council may from time to time and for such periods as it determines close the pool premises to the public.

4. The Council may refuse any person admission to the pool premises at any time.

5. The following are the charges for admission to the pool premises:—

Children under 16 years of age	10 cents
Children under 5 years of age accompanied by a parent	No charge
Persons 16 years of age and over	20 cents
School children if under instruction with teacher in attendance or if under instruction by a swimming coach or teacher licensed by the Council—	
16 years of age or above	10 cents
Under 16 years of age	5 cents
Pensioners (on production of pension card)	No charge

6. (1) The following shall be the charges for the hiring of towels, for the hiring of lockers and charges for custody of lost property:—

Use of Towel—10 cents per day or admission.

Hire of Locker—10 cents per day or admission.

Charge for custody of lost property—10 cents per item.

(2) Every person who hires a towel or other article of property of the Council shall pay a deposit in respect of each article as set out hereunder:—

For a towel—50 cents per day or admission.

For a locker key token or tag—10 cents per day or admission.

(3) If an article so hired is returned in good order and condition the deposit paid in respect thereof shall be refunded to the person returning the article. If any article is not returned on day of issue or is returned in a damaged condition then without prejudice to any other remedies of the Council the whole or such part of the deposit as the Pool Manager or attendant shall decide shall be forfeited to the Council.

(4) Every person who hires a towel or a locker shall before leaving the pool premises return such towel or the key or token or tag of the locker to the Pool Manager or attendant.

7. (1) Every person using the pool premises shall obey all reasonable directions of the Pool Manager with regard to such use.

(2) The Pool Manager may temporarily suspend admittance to or clear the pool premises or any part thereof of all or any persons or person if in his opinion such action is necessary or desirable.

(3) If a person shall appear in public and in the opinion of the Pool Manager or an attendant be indecently or insufficiently clad the Pool Manager or attendant shall direct that person forthwith to resume his or her ordinary clothing and such person shall forthwith comply with that direction.

8. It shall be the duty of the Pool Manager who is hereby so empowered and directed, to refuse admission to or remove or cause to be removed from the pool premises any person who in the opinion of the Pool Manager—

(a) is a child under the age of 6 years unaccompanied by a responsible person; or

(b) is guilty of a breach of any of the provisions of these by-laws; or

(c) is by his past or present conduct undesirable; or

(d) is under or apparently under the influence of alcoholic liquor or drugs; or

(e) is apparently suffering from any infectious, contagious or offensive disease or skin complaint; and any such person shall upon the request of the Pool Manager or an attendant to withdraw from the pool premises quietly and peaceably do so immediately.

9. (1) No male person shall enter any portion of the pool premises set apart exclusively for females and no female shall enter any portion of the pool premises set apart exclusively for males. Nor shall any person without the consent of the occupier enter or attempt to enter any bathroom or dressing box or other compartment which is already occupied.

(2) No person upon the pool premises shall in any way interfere with any other person therein or such lastmentioned person's use thereof, nor throw or push nor attempt to throw or push any person into the swimming pool, or throw any stones sticks or any other matter or thing, to the annoyance of any other person using the pool premises.

(3) 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 the users of the pool premises provided that this shall not apply to the playing of any games or aquatic sports organised and conducted on the pool premises by any club association or organisation or other person at such time and in such manner as shall be approved by the Council.

(4) No person being the owner of or person in charge of any dog or other animal shall cause or allow such dog or animal to enter or remain in or about the pool premises.

10. Any person may deposit with the Pool Manager or an attendant any article or money for safe keeping. Such deposit shall be made subject to the following terms and conditions and any person making a deposit of any article or money shall be deemed to agree to such conditions being applicable thereto:—

(a) The person shall when making the deposit pay to the Pool Manager or an attendant the charge of 10 cents per item.

(b) If the article deposited be damaged destroyed lost or stolen neither the Council nor the Pool Manager, attendant nor any other employee of the Council shall in any way be responsible for such damage, destruction loss or theft howsoever occurring.

(c) Upon production to the Pool Manager or an attendant of a receipt or token given in respect of such article or money deposited the article or money may be handed to the person producing the receipt or token without proof that such person is the person to whom such receipt or token was originally issued.

(d) If any article or money deposited is not reclaimed within three months of the date of the deposit the Council or some person duly authorised by it in that behalf may sell or otherwise dispose of the article or money and shall be under no liability either to the owner or depositor thereof by reason of such sale or disposal and the Council may apply the proceeds of the sale as the Council thinks fit.

11. (1) Every person finding within the pool premises any article which may have been left or lost therein shall immediately deliver it to the Pool Manager 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 article who satisfies the Pool Manager that he is the lawful owner of the article shall upon payment of a charge of 10 cents and upon signing a receipt for it have the article returned to him.

(2) All articles left in the pool premises and not claimed within a period of three calendar months shall be disposed of by the Council in any manner it thinks proper.

12. (1) No person club association or organisation shall conduct a carnival at the pool premises unless with the prior consent of the Council.

(2) The Council may grant such consent subject to such conditions as it thinks fit and may at any time withdraw such consent.

(3) A 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 the carnival and shall prevent overcrowding and ensure that no damage is done to the buildings or fencing or any other portion of the pool premises and that these by-laws are observed by all competitors officials and spectators attending the carnival.

(4) The person club association or organisation conducting any carnival held at the pool premises shall pay to the Council such charges as shall from time to time be determined by the Council.

13. (1) No person shall for reward or profit, teach, coach or train any person in the pool premises except with the consent in writing of the Council.

(2) The Council may grant such consent subject to such conditions as it deems fit and at any time withdraw such consent.

14. No person shall—

- (a) not being an officer or employee of the Council in the course of his duties enter the pool premises without having first paid to the Pool Manager or an attendant the proper charge for admission;
- (b) obstruct the Pool Manager or an attendant in carrying out his duties;
- (c) enter or depart from any part of the pool premises except by means of the respective entrances or exits set apart for that purpose;
- (d) dress or undress or remove any part of his or her costume or bathing costume except in a dressing enclosure provided for that purpose;
- (e) appear in public unless properly attired in a costume of such a nature as to preserve public decency and to cover the body so as to prevent indecent exposure of the person;
- (f) enter or be in the pool premises while in an intoxicated condition induced by liquor or drugs;
- (g) take into the pool premises or have in his possession therein any intoxicating liquor or drugs;
- (h) use any soap in any part of the pool premises other than in the dressing rooms or shower recess;
- (i) in any part of the pool premises behave in an unseemly, improper, disorderly, riotous or indecent manner, swear or use any indecent, obscene, offensive or abusive language or gamble or misconduct himself or herself;
- (j) climb up to or upon any roof, fence, wall, partition or other portions of the pool premises;
- (k) deposit any filth or rubbish in any part of the pool premises except in places set aside for that purpose;
- (l) except in the spectators' gallery or kiosk consume any food or drink;
- (m) wastefully use the water or leave any taps dripping in the dressing rooms or elsewhere in the pool premises;
- (n) spit or expectorate in the swimming pool or on any other part of the pool premises or in any way commit any nuisance on or in any part of such premises;
- (o) whilst in the swimming pool use any substance or preparation whereby the water thereof may become discoloured or rendered turbid or otherwise unfit for the proper use of bathers;
- (p) foul or pollute water in any shower, bath or in the swimming pool, or soil, damage, injure, destroy, use improperly, disfigure or write in or upon any dressing room, closet or compartments, or other part of the pool premises or any furniture or other article of equipment therein;
- (q) damage, improperly use or interfere with any tap, valve, locker or other fitting or appliance in or about the pool premises or discharge litter of any description on, in or about the pool premises or bring or deposit any filth or rubbish onto or in the pool premises;
- (r) smoke unless permitted by the Pool Manager in any buildings, dressing room or other compartment in the pool premises;
- (s) whilst suffering from any contagious, infectious or cutaneous disease, or whilst in an unclean condition, enter or use or attempt to enter or use the swimming pool or the pool premises or any part thereof;
- (t) soil or defile or damage any towel or article hired from the Pool Manager or an attendant.

15. A person shall not pay nor shall any Pool Manager or attendant or officer or servant of the Council receive any fee for admission to or for the use of any facility in the pool premises except upon such person being permitted to pass through a turnstile which automatically registers such admission or except in exchange for a printed ticket bearing the name of the Council or in exchange for a ticket issued from a cash register of the Council.

16. Every person shall when leaving the pool premises if requested to do so, produce his or her bathing costume or towel for inspection by the Pool Manager or attendant.

17. No ticket, token, licence or receipt issued as provided by these by-laws shall be transferable and no person other than the person to whom it was originally issued shall enjoy any benefit therefrom or any privileges thereunder.

18. Neither the Council nor the Pool Manager or attendant or officer or employee of the Council shall in any way be responsible for any article or money lost by or stolen from any person whilst in the pool premises or for any article damaged or destroyed whilst in or about the pool premises.

19. (1) A person who infringes any of the provisions of these by-laws or shall attempt any breach thereof, may be summarily removed from the pool premises or any part thereof by the Pool Manager or an attendant, and if committing a breach of the Act or these by-laws may be arrested by the Pool Manager or an attendant and given into the custody of a police officer. The Pool Manager or an attendant may refuse to admit to the pool premises any person who shall have been convicted of a breach of any of the provisions of these by-laws until such time as the Council may decide that person shall be admitted.

(2) The Council may issue a written direction to the Pool Manager that any person named in such direction shall not be admitted to the pool premises and, whilst such direction remains in force, the Pool Manager or an attendant shall not admit such person to the pool premises or permit him to be therein, and such person shall not with the knowledge that such direction is in force enter or attempt to enter the pool premises.

20. 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 23rd day of February, 1970.

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

[L.S.]

E. CLARK,
President.
NOEL DAWKINS,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Cranbrook.

By-laws Relating to the Control and Management of Lake Poorarecup Reserve A24853.

L.G. 109/70.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 9th day of January, 1970, to make and submit for confirmation by the Governor, the following by-laws:—

1. These by-laws apply to Lake Poorarecup Reserve A24853 and the Lake waters within the reserve.
2. Interpretation—In these by-laws, unless the context otherwise requires—
 - “Bathing” includes entry into the Lake and emerging therefrom;
 - “Building or structure” means anything erected or placed on land unless in the circumstances of a particular case, a Court required to decide the case declares otherwise but in any case includes fencing, plumbing, electrical installations, fittings, fixtures and all furniture or other contents of a building and all structures in the open air such as notices, signs, seats, fences, walls, drains, showers, roads, footpaths and the like;
 - “Council” means the Council of the Municipality;
 - “Defined area” means the area set out in by-law 1 of these by-laws;
 - “Inspector” means a person appointed as such under these by-laws;
 - “Person” includes in the plural a group of persons and a club, association or other body of persons.
3. A person shall not, within the defined area—
 - (a) create or commit any nuisance or behave in a disorderly or offensive manner or use indecent or improper language;
 - (b) enter, pry, look into, or loiter outside any lavatory, dressing shed or other building or portion of a building expressly reserved for the use of the other sex;
 - (c) except to put on or remove a garment or garments worn over a bathing costume, dress or undress or remove or disarrange any part of his bathing costume, in any place open to public view or in any building other than such as is specifically set aside by the Council for the purpose;
 - (d) enter any portion or place that has been fenced off or otherwise closed to the public;
 - (e) alter, cut, mutilate, deface or disfigure or otherwise damage any building or structure or throw lighted matches therein or thereon;
 - (f) break, or permit to be broken, any glass, metal, bottle or utensil or deposit or leave any rubbish, refuse, bottle, can, tin, paper, broken glass, china or litter of any kind, other than in receptacles provided for the purpose;
 - (g) injure, cut, break, deface, pull up, pick, remove, or destroy any tree, shrub, flowers, grass or plant of any kind or description or, without the consent of the Council, plant any such or sow any seed;
 - (h) without the written consent of the Council, cut, collect or remove any timber, firewood, stone, sand or other material;
 - (i) being obviously under the influence of drink, enter or remain in the area, or fail to depart from the area, on being ordered to do so by an inspector of the Council;
 - (j) except in an area set aside for barbecues, light any fire;
 - (k) drive a boat into an area where persons are bathing, in such a manner as to cause, or be likely to cause, annoyance or injury to any person bathing or about to bathe;
 - (l) play games in such a way as to cause inconvenience and annoyance to persons bathing or using a beach;
 - (m) drive a vehicle on the tennis courts.

4. (1) Except with the permission of the Council, a person shall not allow any animal under his control to enter the defined area.

(2) Any animal found in the defined area in contravention of this by-law may be removed and dealt with in accordance with the provisions of the Dog Act, 1903, or as the case may require, any other law relating to the impounding of animals.

5. (1) The Council may erect signs indicating beach areas on which vehicles are not to be driven or parked, and persons driving or parking vehicles in the areas so indicated, shall be guilty of an offence.

(2) The Council may erect signs indicating speed limits to be observed by persons driving vehicles within the defined area.

6. (1) Any person over the age of four years bathing within the defined area in water exposed to the public view or using the beach for sun-bathing in the public view, shall, in order to secure the observance of decency, be properly and adequately clad.

(2) Where an inspector appointed by the Council considers that the costume or other clothing of any person using the defined area is not proper and adequate to secure decency, the inspector may order that person to put on adequate clothing, and if that person refuses, he may be removed from the defined area by that inspector.

7. (1) Any person granted hire of buildings or structures, shall be responsible for any damage done to the buildings, fixtures, fittings, furniture, etc., and shall pay such damages as may be assessed by the Council.

(2) The hirer under this by-law shall be responsible for seeing that the buildings or structures are left in a clean and tidy condition, to the satisfaction of the Council.

(3) The Council reserves the right to refuse to let any building or structure to an applicant for hiring without assigning any reason for such refusal.

8. (1) The Council may delegate all or any of its powers under these by-laws to a management committee, and the names of persons appointed to this committee shall be published in the *Government Gazette*.

(2) The Council acknowledges the existence of the Lake Poorarecup Improvement Association Incorporated, which shall be permitted to submit to Council nominations for appointment to the management committee.

(3) The Council may appoint any member of the management committee appointed under this by-law to be an inspector under these by-laws, and the names of persons so appointed shall be published in the *Government Gazette* but neither a member so appointed nor the management committee shall prosecute any person for a breach of any provisions of these by-laws, but shall report the breach to the Council for such action as the Council may care to take.

(4) Every person appointed an inspector as provided by this by-law shall be given a certificate of his appointment and the production of the certificate of appointment by a person exercising authority under these by-laws, is *prima facie* evidence of the appointment and authority.

(5) Every member of the Western Australian Police Force has the power of an inspector under these by-laws.

(6) An inspector finding any person committing, or attempting to commit, a breach of any of the provisions of these by-laws may demand of that person his name and current and usual place of abode, and shall thereafter report the fact of the breach and the name and place or places of abode of the offending person to Council, as soon as practicable.

(7) Every person who refuses to state his name and place or places of abode to an inspector is guilty of an offence.

9. Every person who fails to do anything required under these by-laws to be done or who does or attempts to do anything prohibited by these by-laws is guilty of an offence and is liable to a penalty of \$50.

10. Nothing in these by-laws derogates from the effect of the Navigable Waters Regulations and to the extent that there is any inconsistency between the provisions of these by-laws and any of those regulations the provisions of the latter shall prevail.

The Common Seal of the Municipality of the Shire of Cranbrook was hereby affixed this 9th day of January, 1970, in the presence of—

[L.S.]

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

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Denmark.

Adoption of Draft Model By-laws Relating to Safety, Decency and Convenience and Comfort of Persons in Respect of Bathing.

L.G. 974/69.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 19th day of March, 1970, to adopt the Local Government By-law No. 14 (Safety, Decency, Convenience and Comfort of Persons in Respect of Bathing) as published in the *Government Gazette* on the 19th day of February, 1964, with such amendments as hereunder set out below:—

By the insertion after the word "numbered" in line five of clause 2 the following figures:—

A17735	2010
A24510	A20928
13433	2008
17734	7707
10224	16974
7723	A24482
A24913	

Dated this 10th day of April, 1970.

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

[L.S.]

G. H. PATE,
President.
G. H. McCUTCHEON,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Dowerin.

By-laws Relating to Clearing of Land and Removal of Refuse, Rubbish and Disused Material.

L.G. 218/70.

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 17th day of March, 1970, to make and submit for confirmation by the Governor the following by-laws:—

1. In these by-laws—

“Council” means the Dowerin Shire Council.

“District” means the townsites of Dowerin, Minnivale, Manmanning, Amery and Ejjanding, and the whole of the rural areas outside all townsites.

2. If there is—

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

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

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

3. Every owner or occupier of land upon whom a notice is served under by-law 2 of these by-laws shall comply with such notice within the time therein specified.

4. Where the owner or occupier does not clear the land or remove the refuse, rubbish or disused material as required by the notice given by the Council, the Council may, without payment or any compensation in respect thereof, clear or remove it and dispose of it at the expense of, and recover in a court of competent jurisdiction the amount of the expense, from the owner or occupier to whom the notice was given.

5. Any person who fails to comply with any notice served under by-law 2 of these by-laws commits an offence against these by-laws and on conviction shall be liable to a penalty not exceeding forty (40) dollars. Plus a daily penalty of \$2 per day for each day or part of each day the order is not complied with.

The Common Seal of the Municipality of the Shire of Dowerin was hereto affixed this 17th day of April, 1970, in the presence of—

[L.S.]

W. R. HAGBOOM,
President.
A. READ,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Dumbleyung.

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

L.G. 169/70.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 12th day of February, 1970, to adopt such of the Draft Model By-laws published in the *Government Gazette* of the 9th day of March, 1966, as are here set out: Local Government Model By-law (Petrol Pumps) No. 10.—The whole of the by-law.

Dated the 19th day of February, 1970.
The Common Seal of the Shire of Dumbleyung
was affixed hereto in the presence of—

[L.S.]

V. J. McINTYRE,
President.
M. F. SHEEHAN,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Dundas.

Adoption of Draft Model By-law Relating to Storage of Inflammable Liquid No. 12.

L.G. 42/64.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned municipality hereby records having resolved on the 11th day of March, 1970, to revoke the resolution of the Council made the 11th day of December, 1963, adopting the Draft Model By-law Storage of Inflammable Liquid No. 12.

Dated the 20th day of March, 1970.
The Common Seal of the Shire of Dundas was
hereunto affixed in the presence of—

[L.S.]

A. J. C. PRITCHARD,
President.
V. A. DUNN,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969

The Municipality of the Shire of Kondinin.

By-laws Relating to Clearing of Land and Removal of Refuse, Rubbish and Disused Material.

L.G. 154/70.

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 20th day of November, 1969, to make and submit for confirmation by the Governor the following by-laws:—

1. In these by-laws:—

“Council” means the Kondinin Shire Council.

“District” means the townsites of Kondinin, Karlgarin, Hyden.

2. If there is:—

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

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

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

3. Every owner or occupier of land upon whom a notice is served under by-law 2 of these by-laws shall comply with such notice within the time therein specified.

4. Where the owner or occupier does not clear the land or remove the refuse, rubbish or disused material as required by the notice given by the Council, the Council may, without payment or any compensation in respect thereof clear or remove it and dispose of it at the expense of, and recover in a court of competent jurisdiction the amount of the expense, from the owner or occupier to whom the notice was given.

5. Any person who fails to comply with any notice served under by-law 2 of these by-laws commits an offence against these by-laws and on conviction shall be liable to penalty not exceeding forty (40) dollars.

The Common Seal of the Municipality was
hereto affixed this 20th day of November,
1969, in the presence of—

[L.S.]

H. G. RAE,
President.

B. M. BAKER,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Harvey.
Adoption of Draft Model By-law Relating to Storage of
Inflammable Liquid No. 12.

L.G. 141/65.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 25th day of February, 1970, to revoke the resolutions of the Council made the 18th day of January, 1965 and the 3rd day of August, 1965, adopting the Draft Model By-law Storage of Inflammable Liquid No. 12 and amendments thereto.

Dated the 9th day of March, 1970.

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

[L.S.]

W. K. BARNES,
President.
L. A. VICARY,
Shire Clerk.

Recommended—

G. C. MacKINNON,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of May, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Kwinana.
By-law Amending By-laws—Use of Land.

L.G. 590/67B.

IN pursuance of the powers conferred upon it by the abovementioned Act and by all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 28th day of January, 1970, 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* on the 3rd February, 1956 with subsequent amendments, in the following manner:—

Tenth Schedule—Kwinana New Town Zone Uses.

Orelia.

(a) For DWELLING HOUSES—to be added thereto

Lots:—

1 to 12 inc.
13*
15
17 to 24 inc.
26 to 29 inc.
32 to 47 inc.
49 to 59 inc.
60*
61 to 77 inc.
79 to 84 inc.
86 to 91 inc.
93 to 103 inc.
104*
105 to 112 inc.
113*
114 to 124 inc.
127 to 137 inc.
140
141*
143, 144
145*
146 to 171 inc.
174 to 177 inc.

(b) For DUPLEX HOUSES or FLATS—to be added thereto
Lots:—

13*
14, 16, 30, 48
60*
78, 85
104*
125
141*
145*
172, 173

Note: * The lots indicated thus may be used for either of the two Classifications indicated.

(bi) For Flats—Special “Patio Houses”—

Conditional that development be in accordance with Table 213.A of the Uniform Building By-laws, and subject to consent of the Town Planning Board to the Developers' proposals:—

Lot 139

(1) For Public Purposes—to be added thereto
Lots:—25, 138

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—

G. C. MacKINNON,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of May, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Meekatharra.

Adoption of Amendments to Draft Model By-laws Relating to Caravan Parks.
L.G. 60/64.

IN pursuance of the powers conferred upon it by the abovementioned Act and all the powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 12th day of July, 1969, to adopt the whole of the amendments to the Model By-law published in the *Government Gazette* on the 11th day of June, 1969, and designated Local Government Model By-law (Caravan Parks) No. 2.

Dated this 13th day of December, 1969.

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

M. WHITE,
President.
R. N. BAIN,
Acting Shire Clerk.

Recommended—

G. C. MacKINNON,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of May, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Merredin.

Adoption of Draft Model By-law Relating to Storage of Inflammable
Liquid No. 12.

L.G. 424/63.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 20th day of January, 1970, to revoke the resolution of the Council made the 18th day of June, 1963, adopting the Draft Model By-law Storage of Inflammable Liquid No. 12.

Dated the 21st day of January, 1970.

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

[L.S.]

E. HIND,
President.
R. LITTLE,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day
of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Moora.

Amendment to General By-laws.

L.G. 169/59.

THE General By-laws of the Shire of Moora published in the *Government Gazette* of 1st December, 1933, pages 1851 to 1859, both inclusive, and subsequently amended from time to time, are hereby further amended as follows:—

By-law 68a as published in the *Government Gazette* of 23rd January, 1968, on page 139, being "Schedule of Charges" is amended by deleting "\$5.00" in the second line for "A and B" Grade Matches—per match and substituting "\$7.50", and further by deleting line three entirely and substituting "Final Rounds and Carnival Matches—per match \$15.00".

In the second last line, delete "\$1.00" where it appears for "A and B" Grade Matches—per match and substituting "\$2.00".

Dated this 27th day of February, 1970.

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

[L.S.]

A. S. CRANE,
President.
M. E. BADDELEY,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th
day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Moora.

By-laws Relating to Verandahs and Removal Thereof.

L.G. 664/69.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 13th day of March, 1970, to make and submit for confirmation by the Governor the following by-law:—

1. The owner of any building against or in front of which there is any verandah or balcony supported on posts and projecting over the footway of any street, road or way in any part of the Shire of Moora, except for premises licensed under the provisions of the Licensing Act of 1911 at Moora Town Lots 34 Berkshire Valley Road and part of Lots 25 and 26 at Padbury Street, Moora, shall at his own expense remove such verandah or balcony before the 30th day of June, 1971.

2. Any person who refuses or neglects to remove any such verandah or balcony by the date aforesaid shall be guilty of an offence against this By-law. Penalty—\$50.

3. Where a person fails or neglects to comply with the requirements of this By-law within the time specified in the By-law the Council may remove any such verandah or balcony at the cost of the owner and may recover the cost of such removal from him in a court of competent jurisdiction.

Dated this 15th day of April, 1970.

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

[L.S.]

A. S. CRANE,
President.
M. E. BADDELEY,
Shire Clerk.

Recommended—

G. C. MacKINNON,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day
of May, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1969-1970.

The Municipality of the Shire of Nungarin.

Adoption of Draft Model By-law Relating to Storage of Inflammable
Liquid No. 12.

L.G. 1075/63.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned municipality hereby records having resolved on the 18th day of February, 1970, to revoke the resolution of the Council made the 16th day of October, 1963, adopting the Draft Model By-law Storage of Inflammable Liquid No. 12.

Dated the 27th day of April, 1970.

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

[L.S.]

R. L. HERBERT,
President.
K. J. TILBROOK,
Shire Clerk.

Recommended—

G. C. MacKINNON,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day
of May, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Port Hedland.

Adoption of Draft Model By-laws (Motels) No. 3.

L.G. 208/70.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 26th day of March, 1970, to adopt such of the Draft Model By-laws published in the *Government Gazette* of the 20th September, 1961, and incorporating amendments published in the *Government Gazette* on 13th June, 1962, the 23rd July, 1962, and the 9th August, 1967, as are here set out: Local Government Model By-law (Motels) No. 3: The whole of the by-laws.

Dated the 7th day of April, 1970.

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

[L.S.]

J. D. HARDIE,
Deputy President.
L. S. ROGERS,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Port Hedland.

Adoption of Draft Model By-laws (Old Refrigerators and Cabinets) No. 8.

L.G. 208/70.

IN pursuance of the powers conferred on it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 26th day of March, 1970, to adopt such of the Draft Model By-laws published in the *Government Gazette* of the 1st May, 1962, as are here set out: Local Government Model By-law (Old Refrigerators and Cabinets) No. 8: The whole of the by-laws.

Dated the 7th day of April, 1970.

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

[L.S.]

J. D. HARDIE,
Deputy President.
L. S. ROGERS,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Port Hedland.

Adoption of Draft Model By-laws (Vehicle Wrecking) No. 17.

L.G. 208/70.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 26th day of March, 1970, to adopt such of the Draft Model By-laws published in the *Government Gazette* on the 12th October, 1965, as are here set out: Local Government Model By-laws (Vehicle Wrecking) No. 17: The whole of the by-laws.

Dated the 7th day of April, 1970.
The Common Seal of the Shire of Port Hedland
was affixed hereto in the presence of—

[L.S.]

J. D. HARDIE,
Deputy President.
L. S. ROGERS,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Port Hedland.

Adoption of Draft Model By-laws (Holiday Cabins and Chalets) No. 18.

L.G. 208/70.

IN pursuance of the powers conferred upon it by the abovementioned Act the Council of the abovementioned Municipality hereby records having resolved on the 26th day of March, 1970, to adopt such of the Draft Model By-laws published in the *Government Gazette* on the 13th August, 1968, as are set out here: Local Government Model By-laws (Holiday Cabins and Chalets) No. 18: The whole of the by-laws.

Dated the 7th day of April, 1970.
The Common Seal of the Shire of Port Hedland
was affixed hereto in the presence of—

[L.S.]

J. D. HARDIE,
Deputy President.
L. S. ROGERS,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969.

The Municipality of the Shire of Three Springs.

By-law Relating to the Control of Vehicles Driven on Land which is vested in or under the Care, Control, or Management of the Shire of Three Springs.

L.G. 229/70.

IN pursuance of the powers conferred upon it by the above mentioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 10th day of March, 1970 to make and submit for confirmation by the Governor the following by-law:—

No person shall drive a vehicle or allow a vehicle to be driven upon land which is vested in or is under the care, control or management of the Shire of Three Springs—

- (a) In parking areas designated as such by means of appropriate signs in such land at a speed exceeding Ten miles per hour, or in a manner inherently dangerous to the public.
- (b) In the Drive-In at a speed exceeding Five miles per hour or in a manner inherently dangerous to the public.
- (c) In other parts of such land at a speed exceeding Twenty miles per hour or in a manner inherently dangerous to the public.
- (d) Penalty—Minimum \$20; Maximum \$100.

Dated this 13th day of April, 1970.

The Common Seal of the Shire of Three Springs was hereto affixed by authority of a resolution of the Council in the presence of—

[L.S.]

P. L. MILLARD,
President.

H. J. WALSTER,
Shire Clerk.

Recommended—

G. C. MacKINNON,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of May, 1970.

W. S. LONNIE,
Clerk of the Council.

CEMETERIES ACT, 1897-1966.

Municipality of the Shire of Toodyay.

L.G. 591/53.

Toodyay and Jumperding Cemetery (Reserves 22143 and 20702) By-laws.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Trustees of the Toodyay and Jumperding Cemeteries, namely the Toodyay Shire Council and referred to throughout the text of these By-laws as the Council or Trustees as the case may be, hereby record having resolved on the 20th day of April, 1970, to make and submit on confirmation by the Governor the following by-laws:—

1. From the date of coming into operation of these By-laws all previous By-laws appertaining to any public cemetery in Toodyay are hereby repealed.
2. All fees and charges payable to the Council as set forth in Schedule "A" shall be paid at the times and manner mentioned unless otherwise ordered.
3. The "Secretary", as referred to in these By-laws means the person for the time being employed by the Council as the Secretary of the Cemetery and shall be the Shire Clerk or Assistant Shire Clerk or any other authorised officer appointed by the Toodyay Shire Council from time to time as required.

4. The "Secretary" as contained in By-Laws No. 3 shall, subject to the direction of the Council, have charge of the general care and maintenance of said Cemetery and shall exercise all powers necessary to effect the care, control and management of the said Cemetery.

5. A plan of the Cemetery showing the distribution of the land, compartments, sections, situations and numbers of graves and a register of all certificates and documents shall be kept at the office of the Council.

6. Any person desiring to inter a dead body or to reserve a compartment in the cemetery shall apply to the Trustees in the form of Schedule "B" for a grant of ground for burial or to be reserved for burial purposes. Such application having been granted and the body interred, subsequent to these By-Laws details shall then be entered in the Register of Burials and shall be deemed to effectively document the transaction. An application for the grant to be reserved shall be duly documented for future usage and said reservation cancelled in the event of subsequent burial in the ground prescribed.

7. All applications for interment shall be made at the office of the Council in such time as to allow at least 24 hours notice being given to the Council at the Council Office prior to the time fixed for burial.

8. The Council shall cause all graves to be dug, and vaults, brick graves or graves to be re-opened as and when required subject to the limitations and requirements of these By-Laws.

9. Every coffin shall have upon the lid an approved metal plate bearing the name of the deceased stamped or otherwise indelibly inscribed in legible characters thereon. Any coffin not complying with these By-Laws will not be admitted or be interred in the Cemetery.

10. No interment shall be allowed in any grave unless there is a minimum of three feet coverage from the top of the coffin to the original surface of the natural surrounding ground. In the event of an application for a double interment in the one compartment due allowance shall be made to comply with the proviso of the first paragraph.

11. In the case of an applicant for interment in ground reserved for another person, the written or verified (by documentation) consent of the original grantee shall be handed in with the application before approval can be given.

12. An undertaker or funeral director or his representative when making an application for ground for immediate burial shall only do so and shall have been deemed to have so done, complied with all legal provisions relative to the right to bury any such person in compliance with any Act or By-Law so in force at the time of application.

13. No interment shall be allowed on a Sunday or Public Holiday except where it is certified in writing by a Medical Officer of Health, or by a Police Magistrate, or by two Justices of the Peace, that for sanitary or special religious reasons, it is necessary or advisable that the burial shall take place on that day.

14. The hours for burial shall be as follows:—

Monday to Friday 10 a.m. to 4 p.m.

Saturday 9 a.m. to 12 Noon.

Sunday (subject to By-Law 13) from 2 p.m. to 4 p.m.

No burial shall be allowed to take place at any other hour except by written permission of the Council. No burial shall take place on Christmas Day or Good Friday.

15. Every funeral shall enter by the entrance of the prescribed denomination of the deceased and no vehicle other than the hearse and mourning coach shall be permitted to enter the Cemetery or stand opposite the entrance gates. Under special circumstances the Secretary may permit an incapacitated person to enter with a private vehicle. Any driver or other person failing or neglecting to observe such directions may be forthwith expelled from the Cemetery and in the event of failing to comply with a lawful direction commits an offence.

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

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

18. No dogs shall be admitted into the Cemetery and any found there shall be liable to be destroyed.

19. Any person violating the rules of propriety and decorum or committing a nuisance or trespass, or injuring any tree, shrub, border, grave, fence or any erection, or in any way infringing these By-Laws shall be expelled from the Cemetery and if failing to comply with a lawful instruction shall be deemed to have committed an offence under these By-Laws.

20. No person shall remove or carry out or attempt to carry out of the Cemetery any tree, plant, shrub or flowers growing in the Cemetery without the written consent of the Council or its representatives.

21. No person employed by the Council shall be permitted to accept any gratuity whatsoever nor shall he have a pecuniary interest in any work in the cemetery other than the remuneration he receives from the Council and any such person proved guilty of this type of offence shall be liable to summary dismissal.

22. No brick grave or vault shall be constructed in any plot of which application has been granted unless the plans and specifications have been approved by the Council.

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

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

25. All refuse or other rubbish remaining after the completion of any erection, monument or tombstone, shall be immediately removed from the Cemetery and the area left to the satisfaction of the Council.

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

27. No monumental masons or other tradesmen are permitted to carry on work within the Cemetery on any Sunday or a prescribed Public Holiday.

28. No sand, earth or other materials shall be taken from any part of the Cemetery for use in the erection of any monument.

29. No wooden fence, railing, cross or other wooden erection is permitted on or around any grave.

30. No trees or shrubs are permitted to be planted on any grave without permission from Council.

31. Disturbance of any grave, subject to these By-laws, is not permitted.

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

33. If for the purpose of reopening a grave, the Council finds it necessary to remove, disturb, the edging, tiles, concrete, plants, shrubs, etc., from the grave the person so ordering the re-opening shall pay to the Council the charges laid down in Schedule A.

34. Every Undertaker or other contractor conducting any interment or undertaking any work in the Cemetery shall be bound to conform in all respects to the lawful instructions of the Council per medium of the Secretary or authorised officer.

35. Notwithstanding anything contained in these By-laws to the contrary permission may be granted to the Defence Department of the Commonwealth to erect head stones on the graves of deceased soldiers without the payment of any fees.

36. Free ground may be granted if it is proved to the satisfaction of the Council—

(a) that the deceased was a returned ex service man or woman and that he or she died as a result of injuries in war; and/or

(b) that the relatives of the deceased are in necessitous circumstances.

Provided that such grant shall be made subject to the conditions that only the remains of ex service men or women shall be interred in the grave.

37. Any person committing any breach of any By-laws or regulations made under the authority of any Act relating to Cemeteries, shall for every offence be liable to a penalty not exceeding \$20 and in case of a continuing breach a further sum not exceeding \$50.

38. Any person committing a breach of any By-laws of the Cemetery shall, in addition to being liable to a penalty under any By-law, be liable to be forthwith removed from the Cemetery, by the Council or the Secretary or other employee of the Council, or any Police Constable. If such person resists removal or if and as often as such person so removed shall, unless with the consent of the Secretary, again enter the Cemetery within 24 hours of his removal, he shall be liable to a penalty not exceeding \$50.

The Common Seal of the Municipality of the Shire of Toodyay was hereto affixed this 22nd day of April, 1970, in the presence of—

[L.S.]

J. C. WROTH,
President.
R. PRESTON,
Shire Clerk.

Recommended—

G. C. MacKINNON,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of May, 1970.

W. S. LONNIE,
Clerk of the Council.

SHIRE OF TOODYAY.

Schedule "A".

Toodyay and Jumperding Cemeteries.

SCALE OF FEES AND CHARGES PAYABLE TO THE COUNCIL.

1. On application for a Grant of Ground for burial or to be reserved for burial purposes the following fees shall be payable in advance:—
 - (a) In all ground—

	\$
For interment in ground six feet deep	27.50
For interment of any child under 10 years in ground six feet deep	22.50
For interment of any child under three years	12.50
 - (b) On application for ground for burial or reserve—

Land 8 ft. x 4 ft.	5.00
Land 8 ft. x 8 ft.	10.00
Land 8 ft. x 12 ft.	20.00
2. If graves are required to be sunk deeper than six foot. Each additional foot

	\$
3. For re-opening any occupied grave	27.50
For re-opening any grave occupied by any child under 10 years	22.50
For removal of any tiles, plants, shrubs, concrete forms, etc., according to time required per man per hour	1.50
4. Extra charges for—	
(a) Interment without due notice under By-law 7	10.00
(b) Interment not in usual hours as prescribed in By-law 14	5.00
(c) In the event of labour being required where overtime rates as prescribed in the Municipal Employees' Award applies such extra wage rate shall be added to fees as prescribed in this schedule.	
(d) Fee for exhumation (additional charge)	10.00
(e) Re-opening grave for exhumation	27.50
(f) Re-opening grave for exhumation of child under 10 years	22.50
(g) Re-interment in new grave after exhumation	27.50
(h) Re-interment in new grave after exhumation, child under 10 years of age	22.50
5. Miscellaneous charges—	
(a) Grave number plate	0.50
(b) Copy of by-laws	1.00
(c) Permission to erect headstone, monument or kerbing subject to By-law 35	2.00

Schedule "B".

Toodyay General Cemetery.

APPLICATION FOR GRANT OF GROUND FOR BURIAL OR TO BE RESERVED FOR BURIAL PURPOSES.

Application No. Date:

IF FOR GRANT TO BE RESERVED—

1. Name in Full of Person to Whom Grant is to be made
2. Occupation and Address
3. In what Denominational Ground is Grant Required.....
4. Area of Grant Required.....

IF FOR IMMEDIATE USE—

5. Name of Deceased.....
6. Rank or Occupation of Deceased.....
7. Birthplace of Deceased.....
8. Last Place of Residence of Deceased.....
9. Place where Death Occurred.....
10. Date of Death.....
11. Age of Deceased at Date of Death.....
12. Is Ground Required for Public Grave?.....
13. Is Ground Required for Private Grave?.....
14. Is Ground to be Selected by Applicant or by Trustee?.....
15. In what Denominational Ground is Grant Required?.....
16. Length and Width of Coffin.....
17. Date of Burial.....
18. Hour of Burial at Cemetery.....
19. Name of Minister to Officiate at Grave.....
20. Name of Undertaker.....

3. A dog seized by the Police or by an officer authorised by the Shire Council may be placed in a pound.

4. Where a dog has been seized or placed in a pound the keeper of the pound or other officer authorised by the Shire Council shall, if the owner or person usually in charge of the dog is known to him, forthwith notify such person that the dog has been impounded.

5. The poundkeeper shall be in attendance at the pound for the release of dogs at such times and on such days of the week as shall from time to time be determined by the Shire Council.

6. If the owner or person apparently acting on behalf of the owner of a dog seized or impounded shall claim such dog then upon payment of the fees specified in the schedule hereto the dog shall be released to such person.

7. Any person applying for the release of a dog seized or impounded shall prove to the satisfaction of the poundkeeper or other officer authorised by the Shire Council the ownership of the dog and his authority to take delivery of it. The poundkeeper or officer may accept such proof as he considers satisfactory and no person shall have any right of action against him or the Shire Council in respect of the delivery of the dog in good faith.

8. If a dog shall not be claimed and the said fees paid within 48 hours of its being seized or if a dog having a collar around its neck with a registration label for the current year affixed thereto shall not be claimed and the said fees paid within 48 hours of the service of a notice upon the registered owner the poundkeeper or other officer authorised by the Shire Council may sell the dog.

9. Upon the sale of a dog the proceeds of sale shall be the property of the Shire Council and may be disposed of in such manner as the Shire Council thinks fit. The owner of a dog sold pursuant to these by-laws shall have no claim against the Shire Council in respect of the proceeds thereof.

10. If within the times mentioned in by-law 8 hereof or at any time before the destruction of a dog the dog has not been claimed as aforesaid and the said fees paid and if no offer has been received for its purchase the dog may be destroyed.

11. Notwithstanding anything herein contained but subject to the provisions of section 19 of the said Dog Act, 1903, any dog seized or impounded may at any time be destroyed upon the authority of the Shire Clerk of the Shire Council if, in the opinion of the Shire Clerk the dog is too savage or noisy to be kept or is suffering from an injury, disease or sickness.

12. If the Shire Council shall destroy a dog at the request of its owner whether such dog shall have been seized or impounded or not the owner shall pay to the Shire Council the fees specified in schedule hereto.

13. No person shall—

- (a) unless a pound keeper or other officer of the Shire Council duly authorised in that regard release or attempt to release a dog from a pound;
- (b) destroy, break into, damage or in any way interfere with or render not dog-proof any pound;
- (c) Destroy, break into, damage or in any way interfere with or render not dog-proof any dog cart, vehicle or container used for the purpose of catching, holding or conveying dogs which have been seized.

14. The owner of a dog shall keep such dog chained or under effective control from sunset to sunrise.

15. The owner of a dog shall prevent that dog from entering or being in any of the following places:—

- (a) A public building.
- (b) A theatre or picture garden.
- (c) A house of worship.
- (d) A shop or other public business premises.

16. The owner of a dog shall prevent that dog from entering or being in any of the following places unless on a leash held by a person:—

- (a) A sportsground.
- (b) An area set aside for public recreation.
- (c) A car park.
- (d) A School.
- (e) Any land vested in or under the control of the Shire Council other than a road.

17. No person shall obstruct or hinder an employee of the Shire Council or member of the Police Force in the performing of anything authorised by the provision of the Dog Act, 1903 or the regulations made in pursuance of those provisions.

18. The payment of fees in respect of the seizure, care detention or destruction of a dog shall not relieve the owner of it of liability to a penalty under any of the provisions of these by-laws.

19. Any person who shall commit a breach of these by-laws shall upon conviction be liable to a penalty not exceeding \$10.

The Schedule.

Fees.	\$
For the seizure or impounding of a dog	1.00
For the sustenance and maintenance of a dog in a pound per day	1.00
For the destruction of a dog	1.00

Dated the 22nd day of April, 1970.

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

[L.S.]

J. H. ISEPPI,
President.
M. D. GASTON,
Shire Clerk.

Recommended—

G. C. MacKINNON,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 13th day of May, 1970.

W. S. LONNIE,
Clerk of the Council.

LOCAL GOVERNMENT ACT, 1960-1969

The Municipality of the Shire of West Arthur.

Adoption of Draft Model By-law Relating to Storage of Inflammable Liquid No. 12.

L.G. 414/66.

IN pursuance of the powers conferred upon it by the abovementioned Act, the Council of the abovementioned Municipality hereby records having resolved on the 19th day of February, 1970, to revoke the resolution of the Council made the 31st day of July, 1966, adopting the Draft Model By-law Storage of Inflammable Liquid No. 12.

Dated the 19th day of February, 1970.

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

[L.S.]

E. A. G. WATKINS,
President.
C. J. PERRY,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 29th day of April, 1970.

W. S. LONNIE,
Clerk of the Council.

FREMANTLE PORT AUTHORITY ACT, 1902-1969.

THE Fremantle Port Authority, acting pursuant to the provisions of the Fremantle Port Authority Act, 1902-1969, hereby makes the regulations set forth in the schedule hereunder, to have and take effect after the expiration of fourteen (14) days from the publication of this notice in the *Government Gazette*.

Schedule
Regulations

Principal Regulations.

1. In these regulations, the regulations made by the Fremantle Port Authority, under the Fremantle Port Authority Act, 1902-1969, reprinted pursuant to the Re-printing of Regulations Act, 1954, and published as so re-printed in the *Government Gazette* on the 14th September, 1967, with all amendments up to and including the 14th February, 1966, and amended from time to time thereafter, by notices so published, are referred to as the principal regulations.

Reg. 135 amended.

2. Regulation No. 135 of the principal regulations is amended :—

(a) as to subregulation (1), by substituting for the passage “ five-twelfths of a cent ” in lines one and two the passage “ forty-eight one hundredths of a cent (0.48c) ”

(b) as to subregulation (3), by substituting for the passage “ five-twentyfourths of a cent ” in lines three and four the passage “ twentyfour-one hundredths of a cent (0.24c) ”

(c) by adding after subregulation (3) the following subregulation:

(4) Subject to the provisions of Regulations No. 132 and No. 138 of these regulations and notwithstanding any other provision in these Regulations the minimum charge for the entry of any vessel into the Port shall be the sum of Twenty Dollars (\$20.00).

Reg. 136 revoked.

3. Regulation No. 136 of the principal regulations is revoked.

Reg. 139 revoked.

4. Regulation No. 139 of the principal regulations is revoked.

Reg. 140 substituted.

5. Regulation No. 140 of the principal regulations is revoked and the following regulation substituted :—

No. 140

Tugs, Launches, etc.

(1) Hulks, tugs, passenger craft, licensed launches, lighters, barges, and workboats using the wharves or waters of the Port shall pay, as Tonnage Rates, an annual fee as follows :—

Tugs, passenger craft, lighters, barges, workboats, coal and other hulks and licensed launches (200 tons gross measurement and under)—each \$40 per annum.

Tugs, passenger craft, lighters, barges, workboats, coal and other hulks and licensed launches (over 200 tons gross measurement)—each \$80 per annum.

Fees shall be payable in advance for each year or part thereof to be calculated from the First day of January in each year.

(2) In addition to the annual fee mentioned in subregulation (1) of this regulation every hulk, tug, passenger craft, lighter, barge and licensed launch shall pay a fee of \$5 for every week during which at any time it has utilised any of the wharves, jetties, landings or other facilities provided for the berthing or tying up of vessels.

No. 148—Inward Cargo—continued

Description of Goods	Wharfage \$	Handling Charges	
		Delivered over wharves, Authority receiving and delivering \$	Discharged direct from ships' slings into vehicles for consignment off the wharves \$
Motor Cars, Utilities, Trailers and Caravans for conveyance of passengers and/or personal effects only, used and unceased, and on own wheels ...	0.25	0.70	1.50
Motor Vehicle Parts, including chassis unmounted, bodies, etc. representing complete units, and agricultural machinery, landed for assembly locally, but excluding spare parts for replacement, and tyres, tubes, etc.	1.15	3.50	1.50
Oil and Inflammable Liquids (fuel, lighting or lubricating) pumped ashore in bulk or transferred direct from a tanker to a commercial ship by wharf pipelines. (Other than as bunker supplies for ships of war) ...	1.35	...	...
Sugar, in bulk form, landed by grabs ...	1.35	...	0.30
Timber and Logs ...	0.50	3.50	1.50
Transshipment Cargo—as prescribed in Regulation No. 150 (Handling charges as provided in Regulation No. 150)	0.25	...	...
Vehicles—unceased, and set up on own wheels and capable of being run or towed on same—			
(a) Motor cars, motor vehicles, including chassis and vehicles	1.35	...	...
(b) Motor cars, motor vehicles, including chassis and vehicles wholly assembled in Australia ...	0.50	...	...
(c) Agricultural, Horticultural and Industrial Machinery	0.50	...	...
(i) Weighing up to 5 tons gross	...	0.70	1.50
(ii) Exceeding 5 tons gross	...	At cost	1.50
Wool ...	0.40	2.00	...
Minimum Charges ...	0.15	0.10	0.10

Reg 149 substituted. 7. Regulation No. 149 of the principal regulations is revoked and the following regulation substituted:—

No. 149

Outward Cargo

The rates of wharfage and handling charges on Outward Cargo shall be as under, provided that in order to qualify for the rates of Wharfage provided therefor in the Schedule of this regulation goods wholly manufactured within the State and products of the soil of the State, as prescribed in Regulation No. 147, must be declared as such in such manner as the Authority may from time to time require, at the time of delivery for shipment.

Description of Goods	Wharfage	Handling Charges	
		Shipped over wharves, Authority receiving and delivering	Shipped direct ex vehicles to ships' slings
General Rates—			
All goods for which specific rates are not otherwise provided	\$ 0.80	\$ 2.60	\$ 1.50
Goods shipped to ports within the State (Handling Charges unless otherwise specified)	0.20	2.60	1.50
Products of the soil of the State as per Regulation No. 147 excepting grain, and unless otherwise specified	0.20	2.60	1.50
Goods wholly manufactured in the State, as per Regulation No. 147, unless otherwise specified	0.40	2.60	1.50
Specific Rates—			
Empty returns	0.40	2.60	1.50
Furniture, Secondhand	0.50	2.60	1.50
Metal Scrap	0.80	At cost	At cost
Motor Cars, Utilities, Trailers, or Caravans, for conveyance of passengers and/or personal effects only, used and uncased and on own wheels	0.25	0.60	1.50
Petrol, Kerosene, Fuel Oil and other Petroleum Products and by-products refined or manufactured locally from crude oil (notwithstanding Regulation No. 147 (h))—			
(a) In bulk	0.80	2.60	1.50
(b) In containers	0.80	2.60	1.50
(c) As bunkers (see Regulation No. 160)	0.50	...	...

Reg. 148 substituted.

6. Regulation No. 148 of the principal regulations is revoked and the following regulation substituted :—

No. 148

Inward Cargo

The rates of Wharfage and Handling Charges on Inward Cargo shall be as under :—

Description of Goods	Wharfage	Handling Charges	
		Delivered over wharves, Authority receiving and delivering	Discharged direct from ships' slings into vehicles for consignment off the wharves
General Rates— All goods for which specific rates are not otherwise provided per ton Goods shipped from ports within the State (Wharfage unless lesser rate specified and Handling Charges unless otherwise specified)	\$ 1.35 0.40	\$ 3.50 3.50	\$ 1.50 1.50
Specific Rates— Coal— Loose Loose, landed for bunkering purposes	0.50 0.20	..... .....	0.30 0.30
Coke— (a) Loose—if landed by grabs (b) In bags Empty Returns Furniture secondhand Landed and re-shipped cargo (Handling charges at same rate as for inwards cargo of like nature)	0.50 0.50 0.50 0.50 0.125	..... 3.50 3.50 3.50	0.70 1.50 1.50 1.50
Livestock— (a) Horses, cattle, dogs (not caged or crated) each (b) Pigs, sheep and goats (not caged or crated) Materials—in crude form such as Rock Phosphate, Phosphatic Guana, Sulphur and Sulphur bearing ores, etc., for the manufacture of artificial manures and acids— In bulk cargoes and landed loose per ton	0.50 0.05 0.30	..... ..... .....	..... ..... 0.30

Outward—Cargo—continued

Description of Goods	Wharfage	Handling Charges	
		Shipped over wharves, Authority receiving and delivering	Shipped direct ex vehicles to ships' slings
Specific Rates—continued			
Products of the soil of the State, etc.—			
(i) Bran, Flour, and Pollard—per ton of 2,000 lb.	\$ 0.20	\$ 2.60	\$ 1.50
(ii) Grain—Wheat, Barley and Oats	0.175	2.60	1.50
(iii) Livestock—			
(a) Horses, Cattle and Dogs (not caged or crated)	0.40	....	....
(b) Pigs, Sheep and Goats (not caged or crated)	0.025	....	....
(iv) Minerals, Metallic and Earthy, and Metallurgical Products, mined in the State—			
(a) In containers	0.40	2.60	1.50
(b) Loose	0.40	....	At cost
(v) Timber, Sandalwood and Mallet Bark	0.40	2.60	1.50
(vi) Wool	0.25	0.90	....
Vehicles—uncased and set up on own wheels and capable of being run or towed on same—			
(a) Motor cars, motor vehicles, vehicles—wholly assembled in the State	0.40	....	....
(b) Motor cars, motor vehicles, vehicles—other	0.80	....	....
(c) Agricultural, Horticultural and Industrial Machinery	0.40	....	....
(i) Weighing up to 5 tons gross	....	0.60	1.50
(ii) Exceeding 5 tons gross	....	At cost	1.50
Minimum Charges	0.15	0.10	0.10

8. Regulation No. 159 of the principal regulations is amended by substituting for the word " shall " in line four of subregulation (b) the passage " may at the option of the Manager ". Reg. 159 amended.

9. Regulation No. 249 of the principal regulations is revoked and the following regulation substituted :— Reg. 249 substituted.

No. 249.

Calculation of Crane Hire.—Crane hire shall be payable from the time at which the crane is ordered to be ready for work and shall continue until the officer-in-charge of the crane has been informed by the hirer that it is no longer required. The minimum charge for continuous work in respect of each application shall be as for two hours' hire at the relevant hire rate of charges.

The Port Authority may in its discretion, at any time and from time to time, and according to the circumstances of each particular case, waive hire charges for cranes and apply relevant standing-by charges as prescribed in Regulation No. 257 of these regulations, such standing-by charges to be paid to the Port Authority by the hirer in lieu of the hire charges set down for the hire of cranes employed.

10. Regulation No. 254 of the principal regulations is revoked. Reg. 254 revoked.

11. Regulation No. 257 of the principal regulations is revoked and the following regulation substituted :— Reg. 257 substituted.

No. 257.

Scale of Charges for Hire of Cranes including Driver and Power.

(a) The Ordinary Time hire rate prescribed in this regulation shall apply to the hours of hire during which the operator of the crane is paid at ordinary time rates of pay. For all other hours of hire, the overtime rates of hire shall apply, the appropriate rate being decided by the respective rates of pay at which the operator of the crane is paid during those hours.

Appropriate Standing-by Rates shall where applicable be payable by the hirer and shall likewise be decided by the respective rates of pay paid to the operator of the crane during the hours in which Standing-by Rates are applicable.

For all casual or special lifts taken in hours during which the operator is paid at other than ordinary time rates, the additional costs of overtime rates of pay of the operator shall be paid by the hirer in addition to the charges for casual or special lifts prescribed in this Regulation.

(b) Continuous work in loading or unloading ships, or in handling goods on wharves, or handling goods into or out of vehicles, to include in each case all lifts up to computed 3 tons weight, per hour or part thereof—(minimum 2 hours)—

	Hire Rate.	Standing-by Rate.
Ordinary Time	\$9	\$2
Overtime—		
Time and Half	\$10	\$3
Double Time	\$11	\$4
Double Time and Half	\$12	\$5

(c) Continuous work in loading or unloading ships with loose bulk cargoes with 7½ ton capacity cranes using large grabs, or loading or unloading general cargo and working to full load capacity per hour or part thereof—(minimum 2 hours) :—

	Hire Rate.	Standing-by Rate.
Ordinary Time	\$13	\$2
Overtime—		
Time and Half	\$14	\$3
Double Time	\$15	\$4
Double Time and Half	\$16	\$5

(d) Casual or special lifts :—

- (i) Over 10 cwt and not exceeding 15 cwt., per lift—\$0.30
- (ii) Over 15 cwt and not exceeding 1 ton, per lift—\$0.40
- (iii) Over 1 ton and not exceeding 25 cwt., per lift—\$0.50

- (iv) Over 25 cwt and not exceeding 1½ tons, per lift—\$0.60
- (v) Over 1½ tons and not exceeding 2 tons, per lift—\$0.80
- (vi) Over 2 tons and not exceeding 2½ tons, per lift—\$1.00
- (vii) Over 2½ tons and not exceeding 3 tons, per lift—\$1.50

(e) Casual or special lifts, exceeding 3 tons in weight, a fraction of a ton to be computed as a ton :—

- (i) Over 3 tons and not exceeding 4 tons, \$1.20 per ton
- (ii) Over 4 tons and not exceeding 5 tons, \$1.50 per ton
- (iii) Over 5 tons and not exceeding 6 tons, \$1.80 per ton
- (iv) Over 6 tons and not exceeding 10 tons, \$2.00 per ton
- (v) Over 10 tons and not exceeding 20 tons, \$2.50 per ton.

(f) This regulation shall not apply to any package handled into or out of vehicles where the weight of the package is 5 tons or less, and where the package is subject to the payment of handling charges as prescribed in regulations Nos. 147, or 148, or 149 of these regulations.

Schedule B
amended.

12. Schedule B of the principal regulations is amended—

- (i) by substituting for the passage commencing with “ \$30 per hour ” in line thirty-two and ending with the words “ All additional costs incurred during overtime hours ” the following passage :—

Charges.

- (a) The Ordinary time hire rate prescribed in this application shall apply to the hours of hire during which the driver of the crane is paid at ordinary time rates of pay. For all other hours of hire the overtime rates of hire shall apply, the appropriate rate being decided by the respective rates of pay at which the driver of the crane is paid during those hours.
- (b) Appropriate Standing-by rates prescribed in this application shall where applied be payable by the hirer and shall likewise be decided by the respective rates of pay paid to the driver of the crane during the hours in which Standing-by rates are applicable.

Hire Rate.

Standing-by
Rate.

Ordinary Time—

\$45 per hour or part thereof \$15 per hour

Overtime—

\$60 per hour or part thereof \$30 per hour

Minimum Charge—

For each day or part of a day shall be as for four hours hire at the relevant hourly rates.

Additional Charges—

All towage of crane at cost.

Mooring services at scheduled rates.

- (ii) by substituting for condition 8 to the supplementary conditions of hire of the 80-ton Floating Crane the following condition :—

8. The Port Authority may in its discretion, at any time and from time to time, and according to the circumstances of each particular case, waive hire charges for the crane and apply the relevant Standing-by rate as prescribed in this application, such Standing-by rate to be paid to the Port Authority by the hirer in lieu of the hire rates prescribed in this application.

13. Passed by resolution of the Fremantle Port Authority at a meeting of the said Authority held on the Thirtieth day of April 1970.

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

[L.S.]

J. McCONNELL,
Chairman.
J. G. MANFORD,
Commissioner.
W. E. WILLIS,
Acting Secretary.

Approved by His Excellency the Governor in Executive Council,
this 28th day of May, 1970.