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# MAIN ROADS.

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## No. 5 of 1930.<sup>1</sup>

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(Affected by Acts No. 10 of 1951 and No. 113 of 1965.)

[As amended by Acts:

- No. 2 of 1932, assented to 18th October, 1932;
- No. 3 of 1937, assented to 29th October, 1937;
- No. 4 of 1937, assented to 29th October, 1937;
- No. 29 of 1938, assented to 31st January, 1939;
- No. 48 of 1939, assented to 23rd December, 1939;
- No. 34 of 1952, assented to 5th December, 1952;
- No. 73 of 1954,<sup>2</sup> assented to 14th January, 1955;
- No. 6 of 1955, assented to 19th October, 1955;
- No. 38 of 1959, assented to 10th November, 1959;
- No. 48 of 1961, assented to 23rd November, 1961;
- No. 67 of 1964,<sup>3</sup> assented to 4th December, 1964;
- No. 69 of 1965,<sup>4</sup> assented to 25th November, 1965;
- No. 7 of 1966, assented to 16th September, 1966;
- No. 70 of 1966,<sup>5</sup> assented to 12th December, 1966;
- No. 57 of 1967,<sup>6</sup> assented to 5th December, 1967;
- No. 47 of 1969,<sup>7</sup> assented to 30th June, 1969,

and reprinted pursuant to the Amendments Incorporation Act, 1938.]

**AN ACT to consolidate and amend the law relating to and making provision for the construction, maintenance, and supervision of Main and Developmental Roads and Controlled-access Roads and Local-access Roads, and for other relative purposes.**

Long title amended by No. 34 of 1952, s. 2.

[Assented to 19th November, 1930.]

**BE** it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

<sup>1</sup> Proclaimed to come into operation 1st December, 1930. See *Gazette* 28/11/1930, p. 2554.

<sup>2</sup> Proclaimed to come into operation 1st March, 1955. See *Gazette* 18/2/1955, p. 343.

<sup>3</sup> Proclaimed to come into operation 1st January, 1965. See *Gazette* 24/12/1964, p. 4094.

<sup>4</sup> Proclaimed to come into operation 1st April, 1966. See *Gazette* 18/3/1966, p. 761.

<sup>5</sup> Proclaimed to come into operation 10th February, 1967. See *Gazette* 10/2/1967, p. 441.

<sup>6</sup> Came into operation 1st January, 1968. See section 2 of Act No. 57 of 1967.

<sup>7</sup> Came into operation 1st July, 1969. See section 2 of Act No. 47 of 1969.

## Preliminary.

Short title, commencement, and extent of operation. Amended by No. 47 of 1969, s. 1.

1. (1) This Act may be cited as the *Main Roads Act, 1930-1969*, and shall come into operation on a day to be fixed by proclamation.<sup>1</sup>

(2) This Act shall apply to such portions of the State as shall from time to time be defined by proclamation.

S. 183 of Road Districts Act, 1919, not to apply within proclaimed area.

2. From and after the commencement of this Act section one hundred and eighty-three of the Road Districts Act, 1919,<sup>2</sup> shall not apply to any road that is within any portion of the State to which this Act applies.

Repeal. Amended by No. 47 of 1969, s. 3.

3. The Acts mentioned in the First Schedule hereto are hereby repealed.

All matters and things subsisting under repealed Acts to enure for this Act.

4. Every regulation, rule, proclamation, order in council, declaration, determination, appointment, instrument, book, document, valuation, and every act of authority and other act matter of thing which was subsisting or operative immediately before the commencement of this Act under or for the purposes of any statutory provision which is hereby repealed and hereby re-enacted with or without modification shall, subject to this Act, subsist and enure for the purposes of this Act as fully and effectually as if it had originated under the corresponding provision hereof; and accordingly shall, when necessary, be deemed to have so originated, and this Act shall apply thereto accordingly, and every main road and developmental road proclaimed under the Acts hereby repealed and subsisting immediately before the commencement of this Act shall continue to be a main road and developmental road respectively under and for the purposes of this Act.

Road Roads Board abolished.

5. (1) The Main Roads Board is hereby abolished and the corporate body heretofore constituted under that name is dissolved.

<sup>1</sup> See footnote 1 on page 1.

<sup>2</sup> Repealed by Local Government Act, 1960.

(2) On and from the commencement of this Act, and by virtue of this Act—

- (a) all the assets, rights, liabilities and obligations of the said Board under the Acts hereby repealed shall be divested from the said Board, and shall be vested in and shall attach to and may be enforced by and against the Commissioner under this Act;
- (b) all proceedings and things lawfully had and done by the said Board under the Acts hereby repealed shall be and continue to be in full force and effect as if the same had been had and done by the Commissioner under this Act, and if the same are not completed may be continued and completed by the Commissioner under this Act;
- (c) where in any regulation, proclamation, order in council, or other instrument made under or in pursuance of the Acts hereby repealed and still subsisting a reference is made to the said Board, such reference shall be deemed to be a reference to the Commissioner under this Act.

6. In this Act, subject to the context—

“Commissioner” means the Commissioner of Main Roads appointed under this Act;

“controlled-access road” means a road, which is for use by prescribed traffic without avoidable hindrance by traffic from intersecting or adjoining roads or by other avoidable hindrance;

which may be entered and departed from at specified places only; and

which is proclaimed a controlled-access road pursuant to the provisions of this Act;

“developmental road” means a road declared as such for the purposes of this Act, and includes any part thereof;

“district” means a municipal or road district;

Interpretation.

Amended by No. 34 of 1952, s. 3; No. 7 of 1966, s. 2; No. 70 of 1966, s. 3; No. 57 of 1967, s. 3; No. 47 of 1969, s. 4.

Cf. N.S.W. No. 24 of 1924, s. 37B.

Cf. s. 28A post.

“financial year” or “year” means the period of twelve months ending on the thirtieth day of June in any year;

“inspector” means an inspector appointed for the purposes of this Act;

“interest” in relation to land means—

(a) a legal or equitable estate or interest in the land; or

(b) an easement, right, power or privilege in, under, over, affecting, or in connection with the land;

“land” includes an interest in land;

“local-access road” means a road designed to provide access to, or over, or under a controlled-access road;

“local authority” means the council of a municipality that is a city, town or shire constituted under the Local Government Act, 1960;

“main road” means a road declared by proclamation to be a main road for the purposes of this Act, and includes any part thereof;

“Minister” means the Minister for Works;

“proclaimed area” means a portion of the State to which this Act applies;

“road” means any thoroughfare or highway that the public is entitled to use and any part thereof, and all bridges (including any bridge over or under which a road passes), viaducts, tunnels, culverts, grids, approaches and other things appurtenant thereto or used in connection therewith.

“road construction” includes—

(a) the reconstruction of roads and, for that purpose, the acquisition of land, the demolition of buildings and the taking or defending of legal proceedings;

Cf. N.S.W.  
No. 24 of  
1924, s. 27B.

- (b) the purchase and maintenance of plant, and the supply of labour and materials, for road construction;
- (c) the administration of road construction, including planning, research, investigation, survey and design; and
- (d) the maintenance of roads and the provision and maintenance of street lights and traffic lights.

*Commissioner of Main Roads.*

7. (1) The Governor may appoint for the due administration of this Act, some person to be Commissioner of Main Roads, who shall be an engineer qualified by training and experience in modern road making. The Chairman of the Main Roads Board hereby abolished holding office immediately before the commencement of this Act shall be deemed to have been appointed Commissioner of Main Roads under this Act for a period of five years from the commencement of this Act.

Commis-  
sioner of  
Main Roads.

(2) In case of the illness or other incapacity, suspension or absence of the Commissioner, or any vacancy in the office of Commissioner, the Governor may appoint some person qualified as aforesaid to act as the deputy of the Commissioner during such illness, incapacity, suspension, absence or vacancy, and until such appointment is terminated by the Governor. Every person so appointed shall while so acting have all the powers and perform all the duties of the Commissioner.

(3) The Commissioner shall be appointed for a term not exceeding five years, but he may be removed from office by the Governor at any time on the happening of any one of the events following, namely—

- (a) for misbehaviour or incompetence;

- (b) if he commits an act of bankruptcy under the law relating to bankruptcy and in force in this State;
- (c) if he wilfully fails to perform his duties for fourteen consecutive days, except when on leave of absence granted by the Minister;
- (d) if he becomes in any way, except as Commissioner, concerned or interested in any contract made by or on behalf of the Commissioner; or in any way participates or is entitled to participate either directly or indirectly in the profits or benefits derived from any such contract.

Salaries of Commissioner and deputy.

8. The Commissioner shall receive an annual salary, to be fixed by the Governor; and every person appointed to act as his deputy, while so acting, such remuneration as the Governor shall decide.

Commissioner to be a body corporate.

9. For the purposes of this Act the Commissioner shall be a body corporate under the name of the "Commissioner of Main Roads," and shall have perpetual succession and a common seal, and power to acquire, hold and dispose of real and personal property, and to sue and be sued, and to do and exercise all such acts and powers as may, in the opinion of the Minister, be necessary or convenient for carrying into effect any of the purposes or objects of this Act.

Officers and employees. Amended by No. 6 of 1955, s. 2; No. 7 of 1966, s. 3.

10. (1) The Commissioner, with the approval of the Minister, may make use of the services of any of the officers and employees of the Public Service; and the Governor may appoint any persons to be officers or employees of the Commissioner for the purposes of this Act:

Provided that all casual employees required by the Commissioner for works of construction and maintenance may be employed by the Commissioner.

(1a) The Commissioner may in accordance with the regulations employ persons as cadets.

(1b) The Commissioner is deemed to have, and always to have had, power to employ and remunerate students.

(2) Any commissioner or officer under the Commissioner who immediately before the commencement of this Act held office as member, acting member or officer of the Main Roads Board hereby abolished, and who at the date of his appointment to such office was an officer of the Public Service, or who at the date of his appointment as or under the Commissioner under this Act was an officer of the Public Service shall, in respect of his service as member, acting member or officer of the Main Roads Board hereby abolished, and as or under the Commissioner, be deemed to serve in an established capacity in the permanent Civil Service of the State so as to preserve any pension rights that may be accruing to him, and with reference to any question as to continuity of service; and in the event of his service as or under the Commissioner being discontinued, or in the event of the office of Commissioner of Main Roads being abolished, shall be eligible on the recommendation of the Minister to be re-appointed to some office in the Public Service corresponding in classification or emolument to that which he held at the date of his appointment as or under the Commissioner as if he had not held any office as or under the Commissioner.

(3) No officer or servant of the Commissioner shall—

- (a) engage in any employment outside the duties of his office, except with the approval of the Commissioner; or
- (b) in any way participate, or claim to be entitled to participate, in the profits of or in any benefit or emolument arising from any contract or agreement made by or on behalf of the Commissioner; or
- (c) acquire any Crown lands without the approval of the Minister.

Officers to be subject to control of Commissioner.

11. Every engineer, assistant engineer, inspector and other officer shall, in the exercise and discharge of their respective powers and duties under this Act, in all things be subject to the direction and control of the Commissioner.

Deputations.

12. Any deputation in which a member of Parliament takes part or at which he is present shall interview the Minister and not the Commissioner.

*Main Roads.*

Main roads may be proclaimed.

13. (1) The Governor may, on the recommendation of the Commissioner, declare by proclamation that any road shall be a main road, and may in like manner and on the like recommendation declare that any main road shall cease to be a main road. The footpaths of any road may, by such proclamation or any subsequent proclamation, be excluded from the main road.

(2) In considering whether to make any such recommendation the Commissioner shall take into account—

- (a) the moneys available or likely to be available for main roads;
- (b) whether the road is or will be the main route connecting any large producing area, or any area capable of becoming in the near future a large producing area, with its market or nearest port or railway station;
- (c) whether or not the road is or will be the main route of inter-communication between two or more large producing areas, or areas capable of becoming in the near future large producing areas, or between one or more large centres of population; and
- (d) whether the road is or will be the main route between the capital and any large producing area or any large centre of population.



(3) The Commissioner, before recommending to the Governor—

- (a) that any road be a main road;
- (b) that the maps, plans, and estimates of any proposed new main road or deviation from an existing main road be approved;
- (c) that plans and estimates of any permanent improvements to any main road or any part thereof be approved,

shall serve on the Surveyor General and each local authority in whose district such road is or new road or deviation is proposed to be made, or improvements are proposed to be made, notice of his intention to make such recommendation.

Such notice shall fix a day not less than 30 days from the service of the notice upon which any objections which may be made by any local authority concerned will be considered by the Surveyor General and the Commissioner before making any recommendation.

Provided that any local authority which feels aggrieved by any such recommendation may, within 30 days after the consideration of such objections, appeal to the Minister, who may vary or disallow such recommendation.

(4) All main roads shall, for the purposes of the Traffic Act, 1919-1926,<sup>1</sup> be deemed to be Government roads.

14. (1) The Governor may on the recommendation of the Commissioner authorise and empower the Commissioner to provide and set out main roads, and every main road set out by the Commissioner shall be deemed to have been proclaimed to be a main road under this Act.

Power to provide main roads.

(2) Before making any such recommendation the Commissioner shall take into account such matters as are mentioned in subsection (2) of the last preceding section.

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<sup>1</sup> Now Traffic Act, 1919-1969.

Main roads  
vested in  
Crown.

15. Subject to the Public Works Act, 1902, and without prejudice to section two hundred and forty-two of the Municipal Corporation Act, 1906,<sup>1</sup> and section one hundred and ninety-two of the Road Districts Act, 1919,<sup>1</sup> there shall vest in the Crown—

- (a) all main roads and materials thereof and all things appurtenant thereto;
- (b) all ornamental trees and shrubs, and, subject to the provisions of the Forests Act, 1918, the timber upon any main road;

and the Commissioner shall have the care, control and management thereof.

*Powers and Duties of Commissioner.*

Powers of  
Commis-  
sioner.  
Amended by  
No. 7 of 1966,  
s. 4;  
No. 57 of  
1967, s. 4.

16. (1) The Commissioner may—

- (a) make, form, level, grade, pave, improve and maintain all main roads, and do all things necessary for or incidental to the proper management thereof;
- (b) exercise in regard to any main road any power which a local authority could exercise in regard thereto if such road were within its district.

(2) The powers of any local authority over any main road shall not be deemed to be taken away by this Act, but the exercise of such powers shall be subject to the control and direction of the Minister.

(3) (a) A local authority may, at the request in writing of the Commissioner and as his agent, and at a cost to the Commissioner to be stated in such request, undertake, or may at its discretion, tender for and enter into any contract with the Commissioner for the construction, maintenance, and repair of any main road within its district, or the construction of any developmental road within its district; and, subject to the work being done to the

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<sup>1</sup> Repealed by Local Government Act, 1960.

satisfaction of the Commissioner, the cost to the Commissioner stated in the request as aforesaid, or the amount stated in the contract, as the case may be, shall, subject to the conditions (if any) stated in such request or contract, be payable to the local authority out of the Main Roads Trust account. In any case where a local authority undertakes the work at the request of the Commissioner and as his agent, and the actual cost incurred by the local authority exceeds the cost to the Commissioner stated in the request, the amount of the excess shall be deemed to be expense incurred by the local authority under the authority of paragraph (b) of section thirty-three.

(b) All contracts previously made between local authorities and the Main Roads Board hereby abolished in the exercise or intended exercise by such local authorities of the authority in that behalf conferred by subsection (3) of section sixteen of the Main Roads Act, 1925, whether the same have been completed or at the commencement of this Act are only partially completed, shall be deemed to have been made under this section of this Act, and, according to the tenor thereof, shall be valid and enforceable in law and equity by or against the local authority concerned and the Commissioner to the same extent as if this section had been in operation at the time when such contracts were made, and such contracts were made pursuant to this section.

(4) The Minister may, for the purposes of this Act delegate to the Commissioner all or any of the powers conferred on the Minister by section one hundred and twelve of the Public Works Act, 1902, but subject to the provisions of section one hundred and thirteen thereof.

(5) The Commissioner may provide, construct, reconstruct, improve, maintain and supervise all or any of the works and undertakings mentioned in sections thirty-two and thirty-two A of this Act.

Commis-  
sioner to  
conduct  
experiments.

17. The Commissioner so far as any moneys legally available for the purpose permit, shall—

- (1) carry out all such surveys and investigations as may be necessary or expedient to ascertain—
  - (a) what roads shall be main roads;
  - (b) the nature and extent of the resources of the State in metals, minerals, and materials suitable for the purposes of road construction and maintenance, and the most effective and economical methods of dealing with the same and for applying the same to, and utilising the same for the said purposes in, the whole or any part of the State;
  - (c) the most effective methods of road construction and maintenance for the whole or any part of the State; and
  - (d) what deviation (if any) in existing roads or what new roads should in his opinion be made so as to facilitate communication and improve conditions of traffic; and
- (2) conduct or cause to be conducted experiments with different materials to test their relative durability and suitability for the construction and maintenance of roads; and
- (3) record, publish, and make available for general information the results of all such surveys and investigations; and
- (4) purchase all land, machinery, tools, implements, and materials that may be needed for the purposes of this Act.

18. No contract involving an expenditure by the Commissioner of an amount exceeding two thousand dollars shall be entered into without the written consent of the Minister being first obtained.

No contract to be made exceeding \$2,000 without written consent of Minister.  
Amended by No. 113 of 1965, s. 8.

19. The Commissioner shall also—

Other duties of the Commissioner.

- (a) inspect and report on and construct or supervise roads and works when so desired by the Minister;
- (b) report to the Minister at least once a year, and on such other occasions as the Minister directs, on his proceedings under this Act;
- (c) keep a full and complete record of all stock, machinery, plant, and materials the property of the Commissioner under this Act;
- (d) supervise the construction, improvement, and maintenance of main roads and developmental roads, and other works to be carried out under this Act; and
- (e) perform such other duties as may be prescribed.

20. (1) Subject to the provisions of section twenty-eight A of this Act where the Commissioner, in reconstructing an existing road or building a new road, prejudicially affects the access to a property having a frontage thereto, the Commissioner shall at his own expense provide reasonable access to the reconstructed or new road.

Commissioner to provide access in certain cases.  
Amended by No. 34 of 1952, s. 4.

(2) If in carrying out the provision of subsection (1) of this section it becomes necessary for the Commissioner to acquire any land belonging to a private owner, the expense of so doing shall be borne by the person requiring such access: Provided that, before any such land is so acquired, the Commissioner shall give at least twenty-one days' notice of his intention to acquire, and in the event of the

person requiring such access dissenting from his so doing, the Commissioner's responsibility under subsection (1) hereof shall cease.

Commis-  
sioner may  
request local  
authority to  
furnish  
information.

21. The Commissioner may request any local authority to furnish any information respecting any road or work under the control of such authority, and if the information is available it shall be furnished to the Commissioner by the local authority within one month.

Power to lay  
tramways  
for trans-  
porting  
materials.

22. The Commissioner may, with the approval of the Minister, construct tramways, aerial tramways, steel tracks, and other works on any road for the purposes of transporting materials for facilitating the exercise of his powers under this Act, and the approval so given shall be sufficient authority for the Commissioner to construct and maintain such tramways, aerial tramways, steel tracks, and other works, and to use the same for the purpose aforesaid, and for all purposes incidental thereto.

Penalty for  
defacing  
works, etc.  
Amended  
by No. 113  
of 1965, s. 8.

23. Any person who obliterates, removes, or defaces any signs, marks, trenches, posts, pegs or the like, made, erected or inserted in or upon any land in the course of making surveys, or taking levels, or setting out any land required for the purposes of this Act, or establishing distances, warnings, directions and the like, shall be guilty of an offence and liable on conviction to a penalty not exceeding forty dollars.

#### *Developmental Roads.*

Develop-  
mental roads  
may be  
declared or  
provided.

24. (1) The Governor may, on his own initiative or on the recommendation of the Commissioner—

- (a) declare any road to be a developmental road for the purposes of this Act;
- (b) authorise and empower the Commissioner to lay out and provide such developmental road.

(2) The Governor may likewise, or on the like recommendation, revoke or vary any declaration made under this section, but without prejudice to anything previously done by virtue of such declaration.

(3) When a developmental road, or any part thereof, has been constructed or any work executed thereon, such road or part thereof shall be maintained by the local authority in whose district the road or part thereof is situated:

Provided that in case of a road, or part thereof, following the common boundary of two districts, the cost of such maintenance shall be apportionable between the local authorities of such districts and the Commissioner may determine the respective liabilities of each local authority.

25. Before making any recommendation for the purposes of the last preceding section, the Commissioner, in consultation with the local authority, shall make such investigations as may be prescribed, which shall include, in case of a recommendation under subsection (1), an investigation as to whether the road or proposed road will serve to develop or further develop any district or part of a district, or will serve to develop any area of Crown or private land by providing access to a railway station or a shipping wharf, or to a road leading to a railway station or a shipping wharf.

Commissioner to investigate before making recommendation.

26. The Minister, the Commissioner, and the officers acting under this Act shall have the same powers with regard to the provision and construction of developmental roads as are by this Act conferred on them regarding main roads, and the provisions of this Act regarding the provision and construction of main roads, shall, as far as practicable, apply *mutatis mutandis* to developmental roads.

Powers in respect of developmental roads.

27. (1) If a local authority fails to maintain to the satisfaction of the Commissioner any developmental road, the Commissioner shall by notice in

Provisions in case of default by local authority.

writing direct the local authority to carry out within a period to be named in the notice, such works of maintenance as are specified.

If the local authority fails to comply with any such direction, the Commissioner may carry out such works. Any expenses so incurred by the Commissioner shall be repaid by the local authority to the Commissioner, and if not repaid within three months after demand by the Commissioner, shall be deemed a debt due and payable to Her Majesty, and all remedies therefor may be enforced in the name of Her Majesty against the local authority and the revenues thereof.

(2) All moneys repaid by, or recovered from a local authority under this section shall be placed to the credit of the Main Roads Trust Account.

Authority to construct motor traffic passes and gates in and across main roads and developmental roads.  
Added by No. 29 of 1938, s. 2, as s. 27A.  
Renumbered s. 28 in 1943 reprint.

28. (1) For the purposes of this section the term "motor traffic pass" means a contrivance constructed in a gap in a fence crossing or near a road, which is designed to permit the passage of motor vehicles but to prevent the passage of livestock over or through such a contrivance.

(2) Where before the commencement of this section a main road or a developmental road has been constructed under the authority of this Act through land enclosed with a fence, and a gate has been constructed in such fence at the place where such road passed through such fence to permit the passage of traffic along the road through the enclosed land aforesaid, it shall be lawful for the Commissioner, in the case of a main road, and for the local authority in the case of a developmental road at any time after the commencement of this section, subject as in this section hereinafter provided, to construct in such road for the use of motor vehicles passing along such road a motor traffic pass near or next to or in the place of the gate aforesaid. Provided that if a motor traffic pass is constructed in the place of such gate, the gate shall be re-erected in the fence near or next to such motor traffic pass.



(3) Where, after the commencement of this section, the Commissioner, or a local authority when acting as the agent of the Commissioner, acting under the authority of this Act constructs any main road or any developmental road through any land (whether freehold or leasehold) which is enclosed with a fence, it shall be lawful for the Commissioner or the local authority, as the case may be, subject as in this section hereinafter provided, to construct a motor traffic pass in such road at the place where the road passes through the fence aforesaid and also to construct a gate in such fence near or next to such motor traffic pass, with intent that the motor traffic pass may be used by motor vehicles and the gate by motor vehicles and other traffic.

(4) Every motor traffic pass constructed under the authority of this section shall be of such nature, design and material as shall be approved by the Commissioner.

(5) Every motor traffic pass constructed under the authority of this section shall for all purposes in law and equity be deemed to be incorporated in and be part of the road in which it is so constructed save and except that neither the Commissioner nor the local authority shall be liable in the event of livestock being injured or killed in such motor traffic pass or if any person lawfully using such motor traffic pass sustains damage, whether personal or otherwise, unless due to the fact that the motor traffic pass has fallen into disrepair through neglect of a statutory duty by the Commissioner or the local authority, as the case may be.

(6) Provided that, and notwithstanding anything to the contrary contained in this section—

- (i) except where the road constructed as aforesaid passes through enclosed land held on pastoral lease, or for pastoral or grazing purposes only, no gate or motor traffic pass shall be constructed in any fence on such enclosed land, if in accordance with the next following paragraph hereof the regis-

tered owner or registered lessee of the enclosed land objects to the construction of such gate or motor traffic pass;

- (ii) where it is proposed under the authority of this section to construct a motor traffic pass in any road or a gate in any fence enclosing land, other than land held on pastoral lease or for pastoral or grazing purposes only, such motor traffic pass or such gate shall not be constructed until after the expiration of one month's notice in writing of such proposal served upon the registered owner or registered lessee of the said land, and then only if such registered owner or registered lessee has not by notice in writing to the Commissioner or the local authority, as the case may require, objected to the construction of the proposed motor traffic pass or gate;
- (iii) any registered owner or registered lessee who has received from the Commissioner or the local authority the notice provided for in the next preceding paragraph hereof may within the period of such notice, by a notice in writing under his hand served on the Commissioner or local authority, as the case may require, object to the construction of the motor traffic pass or to the gate mentioned in the notice received by him as aforesaid; and when such notice of objection is received by the Commissioner or local authority, and thereafter until such notice of objection is withdrawn by the objector, the motor traffic pass or the gate objected to shall not be constructed.
- (iv) Before any notice as required by paragraph (ii) of this subsection is given, or at any time during the currency of any such notice which has been given, the registered owner or registered lessee affected may consent in writing to the construction of

the proposed motor traffic pass or gate, and such consent shall constitute a waiver by such owner or lessee of every objection by him to the construction of such motor traffic pass or gate.

- (v) Where any motor traffic pass is constructed under the authority of this section in a road which passes through a fence which is a rabbit-proof fence constructed by the Government under the authority of the Rabbit Act, 1902,<sup>1</sup> or is a rabbit-proof fence within the meaning of the Vermin Act, 1918, the motor traffic pass shall be of such nature, design and material approved by the Commissioner as will prevent the passage of rabbits over or through such motor traffic pass.

(7) The expense of constructing under the authority of this section any motor traffic pass or gate shall be borne by the Commissioner; the expense of keeping any such gate in thorough repair shall be borne by the owner of the fence in which such gate is constructed; the expense of keeping in thorough repair a motor traffic pass constructed in a main road shall be borne by the Commissioner; and the expense of keeping in thorough repair a motor traffic pass constructed in a developmental road shall be borne by the local authority charged by the Act with the maintenance of such developmental road.

(8) In case of default by the owner in keeping a gate in thorough repair the Commissioner, where the gate is across a main road, and the local authority, where the gate is across a developmental road, may effect all necessary repairs and recover the expense thereof from the owner in default as a debt owing by him in any court of competent jurisdiction.

(9) Where a gate or a motor traffic pass and a gate have been constructed under the authority of this section and the road in which or across which such motor traffic pass or such gate has been con-

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<sup>1</sup> Repealed by Vermin Act, 1918, s. 3.

structed passes through enclosed land from which a portion has been resumed for the purposes of such road—

- (a) neither the Commissioner nor any local authority concerned shall be liable to fence or to bear the cost of fencing along the sides of the road where it passes through such enclosed land; and
- (b) if the owner of such land or any person claiming under him makes a claim for compensation in respect of such resumption under the provisions of the Public Works Act, 1902-1933,<sup>1</sup> then, notwithstanding anything to the contrary contained in the said last-mentioned Act, such claim shall not include any amount of compensation in respect of the cost of fencing along the sides of the said road as being damage suffered by the claimant by reason of the construction of the said road through such enclosed land.

*Controlled-access Roads.*

Controlled-access roads.  
Added by No. 34 of 1952, s. 5.  
Amended by No. 113 of 1965, s. 8.  
Cf. No. 24 of 1924, s. 27C, N.S.W.

28A. (1) (a) Where the Commissioner is of opinion that a controlled-access road should be provided, and should be entered and departed from at specified places only, he shall make a recommendation to the Governor accordingly.

(b) If of opinion that the recommendation should be given effect, the Governor may, by proclamation, proclaim the controlled-access road, and the places only at which the controlled-access road may be entered or departed from.

(c) Where the Commissioner is of opinion that a proclamation so made should be varied or cancelled, he shall make a recommendation to the Governor accordingly.

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<sup>1</sup> Now Public Works Act, 1902-1967.

(d) If of opinion that the recommendation should be given effect, the Governor may, by subsequent proclamation, vary or cancel a former proclamation.

(e) Proclamations made pursuant to the provisions of this subsection, as well as being published in the *Gazette* shall also, if the Governor thinks fit, be published or made known in such other manner as will, in the opinion of the Governor, afford reasonable opportunity to all persons concerned, to know of the substance of the proclamations.

(f) The powers conferred by this subsection may be exercised from time to time, and notwithstanding the provisions of section ninety-two of the Public Works Act, 1902.

(2) (a) There is no right of access into or from a controlled-access road except at the places provided pursuant to the provisions of this Act for the purpose.

(b) Where a right of access between a road, not being a controlled-access road, and land adjoining the road is, by operation of paragraph (a) of this subsection extinguished when the road is included in a controlled-access road, a person, the market value of whose estate or interest in that land is depreciated by the extinguishment of the right, is entitled to compensation for the depreciation.

(c) The amount of compensation, if any, is a sum equal to the difference between the market value, ascertained on such of the days mentioned in paragraph (d) or paragraph (e) of this subsection as is applicable, of the estate or interest when the right of access exists and that market value when the right is extinguished, less such amounts, if any, as are taken into account in respect of the matters mentioned in paragraph (j) of this subsection.

(d) If the proclamation of the controlled-access road is published in the *Gazette* on or before the thirtieth day of June in any year, the respective values referred to in paragraph (c) of this subsection are those obtaining on the first day of January next preceding the publication.

(e) If the proclamation of the controlled-access road is published after the thirtieth day of June in any year, the respective values mentioned in paragraph (c) of this subsection are those obtaining on the thirtieth day of June next preceding the publication.

(f) The Commissioner may enter into agreements relating to rights of access.

(g) By an agreement so entered into the Commissioner may agree—

- (i) on the amount of compensation;
- (ii) to pay that amount on execution of the agreement or upon such terms and conditions as the parties agree; and
- (iii) to the exercise of a right of access in respect of a controlled-access road but subject to such conditions and undertakings as having regard to the purposes of the controlled-access road he thinks fit.

(h) Where there is no agreement, Part III of the Public Works Act, 1902 as modified by the provisions of this subsection apply *mutatis mutandis* in respect of the compensation.

(i) For the purpose of the application of Part III of that Act to the provisions of this subsection, section thirty-six of that Act, which relates to the period of time within which the claim for compensation may be made, is regarded as if reference in that section to the date of publication in the *Gazette* of the notice of taking land were a reference to the date of publication in the *Gazette* of the relevant proclamation made pursuant to the provisions of subsection (1) of this section.

(j) (i) Where the compensation is to be assessed by the Court, the Court shall take into account in assessing the compensation—

agreement, if any, by the Commissioner pursuant to subparagraph (iii) of paragraph (g) of this subsection;

benefit, if any, which may accrue to land in which the claimant has an estate or interest as a result of the construction or improvement, by the Commissioner or any other authority at any time after the proclamation of the controlled-access road, upon land adjacent to the land in respect of which compensation is claimed, of a road whether a local-access road or any other road subsidiary to the road, or by reason of the proclamation of the controlled-access road.

(ii) Where there is an agreement or benefit mentioned in subparagraph (i) of this paragraph, the effect of the Court's taking it into account shall be specified in the Court's award.

(3) The provisions of—

subsection (4) of section thirteen;  
sections fifteen to nineteen, both inclusive;  
sections twenty-one to twenty-three both inclusive; and  
sections twenty-nine to thirty-five both inclusive;

of this Act, apply, *mutatis mutandis* in respect of controlled-access roads.

(4) Notwithstanding the provisions of any Act a person shall not use a controlled-access road for movement of live stock, except by transport in a vehicle in accordance with the provisions of this Act and the regulations.

(5) (a) The Commissioner may construct local-access roads and may carry a local-access road over or under any controlled-access road, or may carry a controlled-access road over or under a local-access road.

(b) The provisions of subsection (3) of section twenty-four of this Act, apply, *mutatis mutandis*, to a local-access road.

(6) A controlled-access road may, in accordance with the regulations, be divided into zones for the use of specified classes of traffic.

(7) A person who—

- (a) enters or leaves a controlled-access road otherwise than at a place provided pursuant to the provisions of this Act for that purpose;
- (b) without the consent of the Commissioner, constructs, forms or lays out any means of access to a controlled-access road or does not comply with the conditions of the consent where consent is given;
- (c) removes or damages the whole or part of an impediment erected by the Commissioner across a side road;
- (d) obliterates, removes or damages a notice erected by the Commissioner;
- (e) uses a controlled-access road for movement of live stock, except by transport in a vehicle, in accordance with the provisions of this Act and the regulations; or
- (f) uses a zone of a controlled-access road for traffic otherwise than in accordance with the regulations,

commits an offence against this Act.

Penalty: Forty dollars.

Prohibition  
on erection  
of  
structures,  
etc., on, over  
or under  
areas for  
controlled  
access road.  
Added by  
No. 7 of 1966,  
s. 5.

**28B.** (1) Notwithstanding the provisions of any Act, no person, local authority or agent or instrumentality of the Crown, except the Commissioner, shall place on, over or under a controlled access road or any land acquired, set apart, taken or resumed



for a controlled access road, any tower, pole, wire, pipe or other structure or apparatus of any kind, without the prior consent in writing of the Commissioner.

(2) The Commissioner may by notice in writing, direct a person, local authority, agent or instrumentality of the Crown who or which has contravened subsection (1) of this section to remove, pull down or take up the tower, pole, wire, structure or apparatus placed on, over or under a controlled access road or land in contravention of that subsection.

(3) Where the person, local authority, agent or instrumentality of the Crown on whom or on which a notice referred to in subsection (2) of this section has been served, fails to comply with the notice within the time specified therein, the Commissioner—

(a) may remove, pull down or take up the tower, pole, wire, pipe, structure or apparatus specified in the notice; and

(b) may recover, in a court of competent jurisdiction as a civil debt due to him from the person, local authority, agent or instrumentality of the Crown, the amount of the expenses incurred by him in exercising the power conferred by paragraph (a) of this subsection.

29. (1) When and as often as land is required for the purposes of this Act, the Commissioner—

(a) may acquire the land by negotiation or agreement; or

(b) may enter upon, survey and compulsorily acquire the land under the powers contained in and in accordance with the procedure prescribed by the Public Works Act, 1902.

Modes of acquisition and procedure for taking land. Repealed and re-enacted by 70 of 1966, s. 4.

(2) In addition to the other powers conferred on the Commissioner by this Act, the Commissioner may grant—

(a) a lease or licence to occupy any land acquired by him under this section; and

(b) any interest in that land,

to any person from whom the land was acquired upon such terms and conditions subject to subsection (3) of this section as he thinks fit and of which the Minister approves.

(3) Where the Commissioner pursuant to paragraph (b) of subsection (2) of this section, grants an interest that is an easement, unless the parties concerned otherwise agree, the easement shall not be revoked without compensation.

(4) The Commissioner may enter into agreements relating to such other matters and things as are necessary to give effect to the powers conferred on the Commissioner by this section and for the purpose of facilitating the acquisition and dealing with any land acquired under this section.

(5) Without limiting the generality of the powers conferred by this section, the provisions of this section relating to the acquisition of land, whether an interest is acquired separately from or together with any land, extends to the acquisition of an interest to use the subsoil or under surface of land, the surface of land or any space above the surface of land for the erection of any bridge over or under which a road is to pass and for the erection of the necessary supports therefor.

(6) Where—

(a) land that consists only of a space above the natural surface is acquired under this section;

(b) a road is constructed through that space; and

(c) the road is proclaimed, reserved, declared or otherwise dedicated as a road under an Act,

the land shall not, if it is under the operation of the Transfer of Land Act, 1893 at the time it is so acquired, be removed from the operation of that Act, notwithstanding the provisions of this or any other Act.

(7) In applying the Public Works Act, 1902, to this Act the expressions, "land" and "interest" in that Act have the same respective meanings as they respectively have in section six of this Act,

*Protection to the Commissioner and Officers.*

30. [Section 30 repealed by No. 73 of 1954, ss. 5 and 8.]

*The Main Roads Trust Account.*

31. There shall be paid, from time to time, to the account maintained at the Treasury and known as the Main Roads Trust Account—

- (a) such moneys as are, from time to time, appropriated by Parliament for the purposes of this Act;
- (b) moneys paid to the Treasury, by a local authority, in respect of permanent works and the maintenance of main roads and developmental roads;
- (c) moneys paid by the Commonwealth to the State, for the purposes of road construction, whether by virtue of an Act of the Parliament of the Commonwealth or otherwise; and
- (d) moneys that are payable to the account pursuant to the Traffic Act, 1919, or any other Act.

Main Roads Trust Account. No. 5 of 1930, s. 30. Renumbered s. 31 in 1943 reprint. Repealed and re-enacted by No. 47 of 1969, s. 5.

Appropriation of Main Roads Trust Account.  
No. 5 of 1930, s. 31. Re-numbered s. 32 in 1943 reprint.  
Repealed and re-enacted by No. 47 of 1969, s. 6.

32. (1) The moneys standing to the credit of the Main Roads Trust Account shall be applied—

- (a) firstly, in meeting the costs of the administration of, and the exercise by the Commissioner of his functions under, this Act;
- (b) secondly, in payment of any amount specified or determined by the Treasurer to be paid—
  - (i) to the credit of the Consolidated Revenue Fund, as a contribution towards the payment of interest and sinking fund contributions payable on loan moneys that have, from time to time, been appropriated by Parliament for expenditure on road construction; or
  - (ii) to the credit of the Transport Coordination Fund, pursuant to section thirteen of the Road Maintenance (Contribution) Act, 1965;
- (c) thirdly, in payment annually, to the credit of the Railway Crossing Protection Fund Account, of an amount equal to the fees paid, in the aggregate, to local authorities for the transfer of motor vehicle licences, reduced by half the amount of such of those fees as were paid to the Commissioner of Police, during the same year;
- (d) fourthly, in payment to local authorities of the moneys payable pursuant to the succeeding provisions of this section;
- (e) fifthly, in expenditure, by the Commissioner, in such manner and proportions as the Minister may, on the recommendation of the Commissioner, from time to time determine, on road construction and other works, on making payments to local authorities or boards for road construction, on

lights and signs for the direction of traffic and on the construction, erection and maintenance of lights for the lighting of any road or bridge; and

- (f) finally, for any other purpose that the Minister may, on the recommendation of the Commissioner, from time to time determine.

(2) The moneys to be applied, fourthly, pursuant to subsection (1) of this section, shall comprise—

- (a) a grant, payable annually, to every local authority, being the sum obtained by increasing the base grant,—

(i) as set out, in each case, in the Second Schedule hereto; or

(ii) as from time to time determined by the Minister,

by the percentage for the year shown in the table to this subsection; and

- (b) subject to subsection (3) of this section, an additional grant, as provided by that subsection.

The Table.

Financial Year.				Percentage.
1969-1970	.....	.....	.....	2
1970-1971	.....	.....	.....	4
1971-1972	.....	.....	.....	6
1972-1973	.....	.....	.....	8
1973-1974	.....	.....	.....	10

(3) The additional grant mentioned in subsection (2) of this section is payable to a local authority, if—

- (a) the local authority furnishes to the Minister such information as he may require with respect to the amount expended by the local authority, during any financial year under consideration, on road construction, from its own resources; and

(b) the Minister is satisfied that the amount so expended exceeds either—

(i) the base expenditure of that local authority; or

(ii) the grant for that local authority, as provided by paragraph (a) of subsection (2) of this section;

and, in every case, the additional grant shall be an amount equal to the greatest excess expenditure or equal to the quota for that financial year, being a quota calculated, to the nearest dollar, in accordance with the table to this subsection, whichever is the lesser amount.

The Table.

Financial Year.	Percentage of Base Grant.
1969-1970	5
1970-1971	10
1971-1972	15
1972-1973	20
1973-1974	25

(4) Where the amount expended by a local authority on road construction, from its own resources, during any financial year, is greater than the sum of its base year expenditure and the quota for that year, the excess is deemed, for the purposes of this section, to have been expended by the local authority during the next succeeding year.

(5) For the purposes of subsection (3) of this section, the expression—

“base expenditure” means the average annual amount expended by a local authority from its own resources during the financial years 1967-1968 and 1968-1969, or such other amount as the Minister may, in any particular case, determine;

“expended from its own resources”, in relation to a local authority, includes expenditure for interest payments on loans applied for

road construction, during the five-year period commencing on the first day of July, nineteen hundred and sixty nine, but does not include expenditure—

- (a) from grants made, or other moneys paid, to the local authority, pursuant to this Act;
- (b) from grants made to the local authority by any department, agency or instrumentality of the Crown; or
- (c) incurred on behalf of other persons, for which payment is, or is to be, received by the local authority.

(6) The Minister may authorise the making of advances, of such amounts, and at such times, as he thinks fit, on account of any amount that may become payable to a local authority under this section.

(7) Information furnished by a local authority at the requirement of the Minister, pursuant to subsection (3) of this section, shall not be accepted for the purposes of that subsection, unless it is certified to be correct by audit pursuant to Part XXVII of the Local Government Act, 1960; and, in any event, where the Minister is satisfied that an amount paid to a local authority under this section exceeds the amount that was properly payable, he may require the local authority to repay the amount of the excess to the Main Roads Trust Account and may cause any amount so repayable to be deducted from any other amount that may become payable to the local authority under this Act.

(8) The warrant of the Commissioner is sufficient authority to the Treasurer to make any payment provided by this section; and, in authorising any such payment, the Commissioner shall make such adjustments, in respect of moneys erroneously or improperly paid to the Main Roads Trust Account, as the circumstances may from time to time require.

(9) Any unexpended moneys standing to the credit of the Main Roads Trust Account, at the end of a financial year, may be applied under this section to any other year, without fresh appropriation.

Railway  
Crossing  
Protection  
Fund  
Account.  
Added by  
No. 57 of  
1967, s. 7.

32A. (1) The Railway Crossing Protection Fund Account established under the Traffic Act, 1919, is continued, and shall be maintained, under this Act.

(2) Moneys paid to the credit of the Railway Crossing Protection Fund Account shall be applied in meeting the cost of providing, improving, maintaining and repairing such crossings under, across or above railways in the State as the Minister may, on the recommendation of the Commissioner, from time to time determine.

Authority  
for expen-  
diture by  
local  
authorities.  
No. 5 of 1930,  
s. 32.  
Renumbered  
s. 33 in 1943  
reprint.

33. It shall be lawful for any local authority to expend out of its ordinary revenue, or money borrowed for the purpose under its borrowing powers, such sums as the local authority may in its discretion think fit—

- (a) in payment to the Commissioner of contribution to the cost of the construction of any main road, or developmental road; or
- (b) in payment of the expense incurred by the local authority in the construction, maintenance, or repair of any main road or developmental road undertaken by the local authority,

so far as any such road is within the district of the local authority.

Application  
of moneys  
paid to local  
authorities.  
Added by  
No. 47 of  
1969, s. 7.

33A. (1) Of the moneys paid, pursuant to section thirty-two of this Act,—

- (a) to a local authority whose district is wholly outside the Metropolitan Region, one-half



shall be applied to the construction of rural roads, other than arterial rural roads, only; and

- (b) to a local authority whose district is wholly within the Metropolitan Region, one-half shall be applied to the construction of urban arterial roads, only,

as may be approved by the Minister, on the recommendation of the Commissioner, in each case; and the remainder of the moneys so paid to a local authority shall be applied to the construction and maintenance of roads, generally.

(2) Notwithstanding the provisions of paragraphs (a) and (b) of subsection (1) of this section, if a local authority satisfies the Minister that one-half or any part of one-half of the moneys mentioned in that subsection cannot usefully be applied as provided by the relevant paragraph and that its case is one that should receive exceptional treatment, he may approve of the application of that one-half or part of that one-half to the construction of some other class of road.

(3) In this section the expressions, "construction", "maintenance", "rural arterial road", "rural road" and "urban arterial road", have the same respective meanings as they have in, and for the purposes of, the Commonwealth Aid Roads Act, 1969, of the Commonwealth; and the expression, "Metropolitan Region", means an area designated by the Commonwealth Statistician, for the purposes of the Census taken in the year nineteen hundred and sixty-six, as the Perth Statistical Division.

34. [*Repealed by No. 67 of 1964, s. 9.*]

#### *Regulations.*

35. The Governor may, on the recommendation of the Commissioner, make regulations not inconsistent with this Act, prescribing all things which by this Act are required or permitted to be

Power to  
make  
regulations.  
No. 5 of  
1930, s. 34.  
Renum-  
bered s. 35  
in 1943  
reprint.  
Amended  
by No. 6 of  
1953, s. 3;  
No. 113 of  
1965, s. 8;  
No. 7 of  
1966, s. 6.

prescribed or which it may be necessary or convenient to prescribe for the purpose of giving effect to the objects and purposes of this Act, including regulations to authorise local authorities to grant permission for the erection on main roads, in return for advertising concessions, of highway lighthouses or beacons, and regulations prescribing the travelling expenses to be allowed to the Commissioner and his officers, and may by such regulations prescribe penalties for offences against the regulations not exceeding in any case the sum of forty dollars and regulations relating to the employment by the Commissioner of persons as cadets.

Headings substituted by No. 47 of 1969, s. 8.

## SCHEDULES.

### FIRST SCHEDULE.

The Main Roads Act, 1925.

The Main Roads Act Amendment Act, 1929.

Second Schedule. Added by No. 47 of 1969, s. 9.

### SECOND SCHEDULE.

#### Base Grants to Local Authorities

Local Authority	Amount
METROPOLITAN	
	\$
City of—	
Perth	673,422
Fremantle	201,491
Melville	306,637
Nedlands	160,871
South Perth	210,944
Subiaco	121,753
Town of—	
Claremont	64,509
Cottesloe	61,530
East Fremantle	53,306
Midland	77,898
Mosman Park	39,913
Shire of—	
Armadale-Kelmscott	248,345
Bassendean	72,828
Bayswater	189,353

Local Authority	Amount
METROPOLITAN	\$
Shire of—	
Belmont	179,718
Canning	197,403
Cockburn	147,690
Gosnells	162,554
Kalamunda	152,848
Kwinana	104,163
Mundaring	127,208
Peppermint Grove	11,467
Perth	769,057
Rockingham	119,309
Serpentine-Jarrahdale	34,744
Swan-Guildford	165,334
Wanneroo	56,264
COUNTRY	
Town of—	
Albany	195,267
Boulder	55,915
Bunbury	238,202
Geraldton	201,014
Kalgoorlie	95,880
Narrogin	56,725
Northam	82,986
Shire of—	
Albany	86,438
Ashburton	15,252
Augusta-Margaret River	51,478
Balingup	17,902
Beverley	40,354
Boddington	13,762
Bridgetown	46,796
Brookton	31,763
Broome	24,332
Broomehill	19,159
Bruce Rock	57,805
Busselton	105,154
Capel	46,132
Carnamah	23,685
Carnarvon	98,848
Coorow	26,720
Chapman Valley	26,723

COUNTRY	Local Authority	Amount
		\$
Shire of—		
Chittering	....	22,394
Collie	....	92,075
Coolgardie	....	27,228
Corrigin	....	55,641
Cranbrook	....	36,810
Cuballing	....	16,434
Cue	....	4,367
Cunderdin	....	56,114
Dalwallinu	....	78,347
Dandaragan	....	34,978
Dardanup	....	40,405
Denmark	....	31,323
Donnybrook	....	40,317
Dowerin	....	33,997
Dumbleyung	....	38,808
Dundas	....	36,434
Esperance	....	162,906
Exmouth	....	37,400
Gingin	....	36,077
Gnowangerup	....	88,961
Goomalling	....	36,591
Greenbushes	....	11,660
Greenough	....	36,010
Halls Creek	....	11,498
Harvey	....	108,216
Irwin	....	19,165
Kalgoorlie	....	96,910
Katanning	....	83,272
Kellerberrin	....	50,371
Kojonup	....	63,726
Kondinin	....	42,476
Koorda	....	37,284
Kulin	....	37,919
Lake Grace	....	57,628
Laverton	....	3,806
Leonora	....	14,767
Mandurah	....	65,867
Manjimup	....	126,108
Marble Bar	....	11,299
Meekatharra	....	28,419
Menzies	....	7,158

COUNTRY	Local Authority	Amount
		\$
Shire of—		
	Merredin	93,749
	Mingenew	24,131
	Moora	70,996
	Morawa	48,573
	Mt. Magnet	9,892
	Mt. Marshall	46,539
	Mukinbudin	35,586
	Mullewa	49,954
	Murchison	9,741
	Murray	52,955
	Nannup	14,107
	Narembeen	45,164
	Narrogin	30,561
	Northam	54,188
	Northampton	48,854
	Nullagine	18,215
	Nungarin	19,780
	Nyabing-Pingrup	32,697
	Perenjori	42,409
	Pingelly	30,019
	Plantagenet	84,487
	Port Hedland	162,833
	Quairading	45,991
	Ravensthorpe	28,093
	Roebourne	78,516
	Sandstone	5,286
	Shark Bay	5,445
	Tableland	15,122
	Tammin	22,008
	Tambellup	26,137
	Three Springs	29,245
	Toodyay	34,561
	Trayning	28,596
	Upper Blackwood	44,141
	Upper Gascoyne	7,792
	Victoria Plains	39,632
	Wagin	57,659
	Wandering	14,449
	Waroona	38,236
	West Arthur	33,696
	West Kimberley	41,364

Local Authority	Amount
COUNTRY	\$
Shire of—	
Westonia .....	25,700
Wickepin .....	34,099
Williams .....	27,190
Wiluna .....	3,505
Wongan-Ballidu .....	60,283
Woodanilling .....	16,761
Wyalkatchem .....	35,180
Wyndham-East Kimberley .....	54,572
Yalgoo .....	7,234
Yilgarn .....	61,309
York .....	39,997