

Government Gazette

OF

WESTERN AUSTRALIA.

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No. 40.]

PERTH : WEDNESDAY, 11th MAY

[1955.]

Crown Law Department,
Perth, 3rd May, 1955.

THE following amendment of the Probate and Administration Rules is published for general information.

R. C. GREEN,
Under Secretary for Law.

Administration Act, 1903-1954.

Amendment of the Probate and Administration Rules.

THE Honourable Albert Asher Wolff, Acting Chief Justice of Western Australia, the Honourable Lawrence Walter Jackson, the Honourable John Evenden Virtue and the Honourable Roy Vivian Nevile, Puisne Judges of the Supreme Court of Western Australia, acting in pursuance of the powers contained in the Administration Act, 1903-1954, the Supreme Court Act, 1935-1954, and of every other power enabling them in this behalf, do hereby amend the Probate and Administration Rules (being the Rules contained in the Third Schedule of the Administration Act, 1903-1954) in the manner hereinafter mentioned and direct that the Rule set out hereunder shall come into force on the 1st day of June, 1955, and shall apply to all administration bonds executed on or after that date.

1. Rule 14 contained in the amendment of the Probate and Administration Rules published in *Government Gazette* (No. 32) on the 15th day of April, 1955, is revoked and the following substituted:—

14. Form No. 1 in the Appendix to the Third Schedule is deleted and in lieu thereof the following form is inserted:—

No. 1.

Administration Bond.

Know all men by these presents that we.....
of..... in the State of Western Australia,.....
of..... in the said State and..... of
..... in the said State..... are jointly

and severally held and firmly bound unto Her Majesty the Queen her heirs and successors, in the sum of.....pounds of lawful money to be paid to her said Majesty, her heirs and successors, for the due payment whereof we bind ourselves, and each and every of us, and for the whole, our heirs, executors, administrators, and assigns by these presents.

Dated this.....day of....., one thousand nine hundred and.....

The conditions of the abovewritten bond or obligation are such, that if the above bounden.....the intended administrator of all and singular the estate and effects of.....late of.....in the said State.....shall well and truly collect, get in, administer, and distribute according to law, the estate and effects of the said deceased at the time of his death, and all other the estate and effects of the said deceased which at any time hereafter shall come into the hands or possession of the said....., as such administrator or as a trustee or into the hands or possession of any other person or persons for him; and further shall make or cause to be made a true and perfect account of.....administration within twelve months of the date of the grant of letters of administration herein, and afterwards from time to time as shall be lawfully required; and all the rest and residue of the said estate and effects which shall be found from time to time remaining upon the said administration account (the same being first examined and allowed by the Supreme Court of Western Australia) shall and do pay dispose of and distribute in accordance with his duty as administrator or trustee of the said estate, or in such manner as the said Court shall direct; then the abovewritten bond or obligation to be void and of no effect, otherwise to be and remain in full force and virtue.

Dated this 3rd day of May, 1955.

A. A. WOLFF,
Acting Chief Justice.

L. W. JACKSON,
Puisne Judge.

J. E. VIRTUE,
Puisne Judge.

R. V. NEVILLE,
Puisne Judge.

MUNICIPAL CORPORATIONS ACT, 1906-1953.

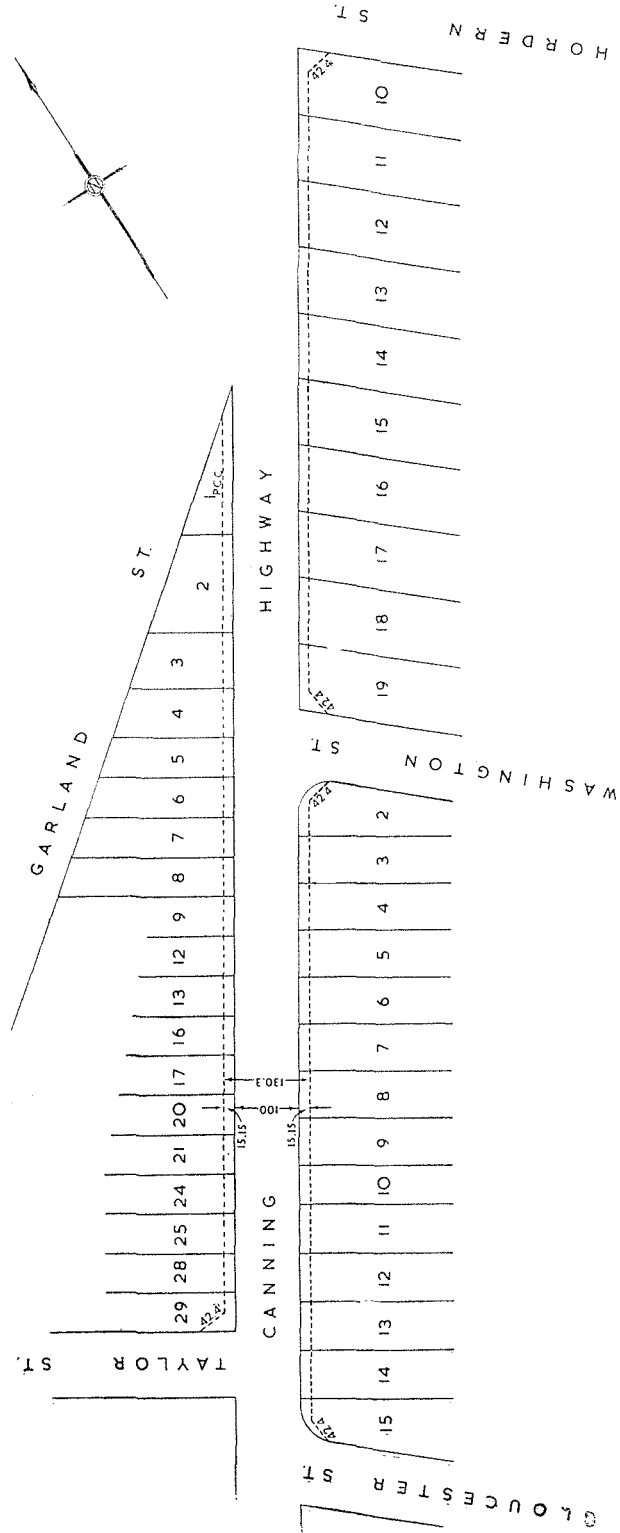
The City of Perth.

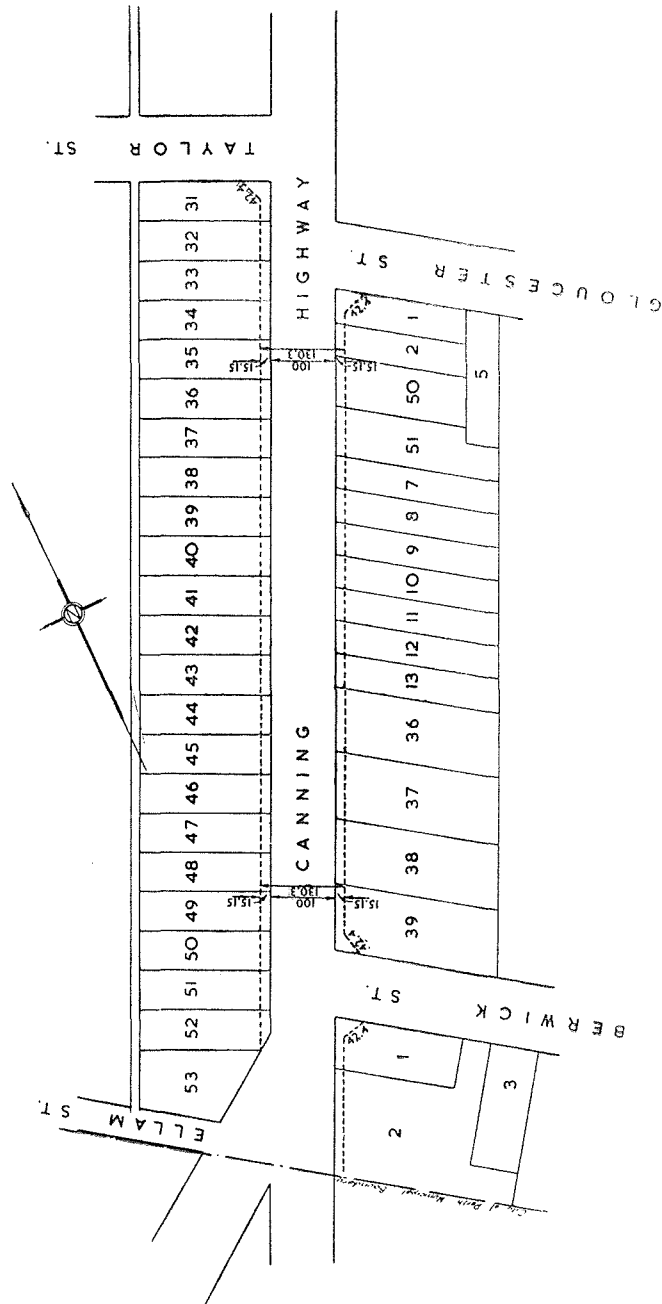
By-law No. 50 (Building Line).

A BY-LAW of the Municipality of the City of Perth made under the provisions of the Municipal Corporations Act, 1906-1953, and the City of Perth Act, 1925-1926, and numbered 50 for the provision of new building lines.

In pursuance of the powers conferred by the Municipal Corporations Act, 1906-1953, and the City of Perth Act, 1925-1926, the Lord Mayor and Councillors of the City of Perth hereby prescribe a new building line on each side of Canning Highway, between Hordern Street and the City of Perth Municipal boundary, as shown on the plan in the Schedule hereto.

Schedule.





Passed by the Council of the City of Perth at the ordinary meeting of the Council held on the 16th day of November, 1954.

[L.S.]

J. MURRAY
 Lord Mayor.
 W. A. McI. GREEN,
 Town Clerk.

Recommended—

(Sgd.) G. FRASER,
 Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 23rd day of March, 1955.

(Sgd.) R. H. DOIG,
 Clerk of the Council,

MUNICIPAL CORPORATIONS ACT, 1906-1953.

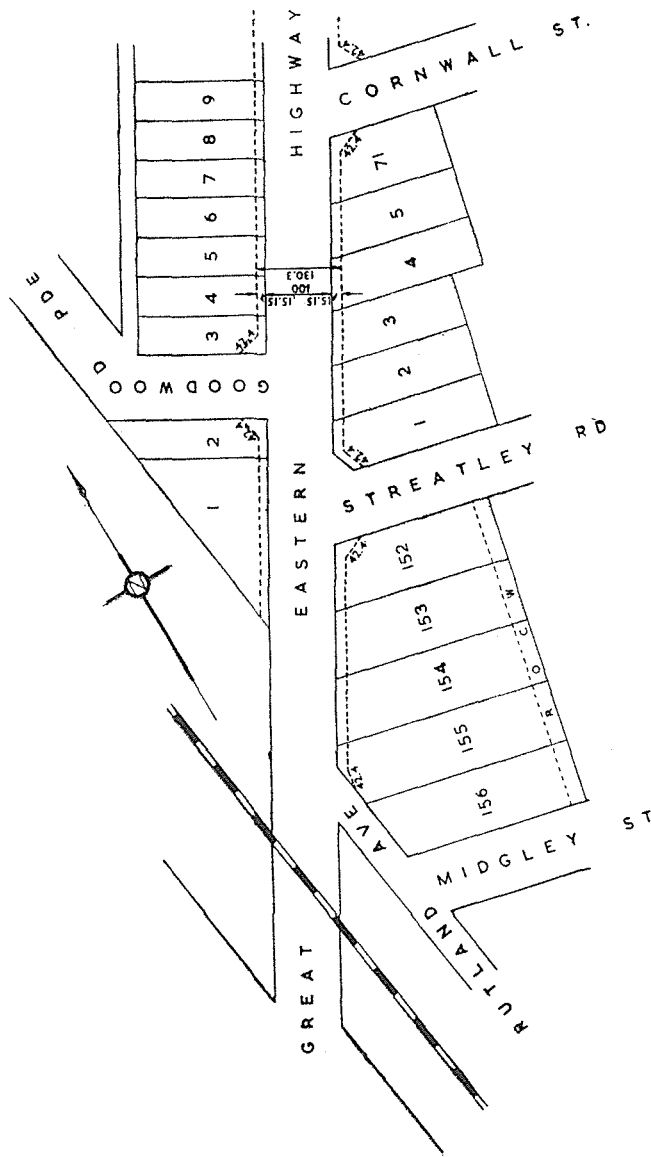
The City of Perth.

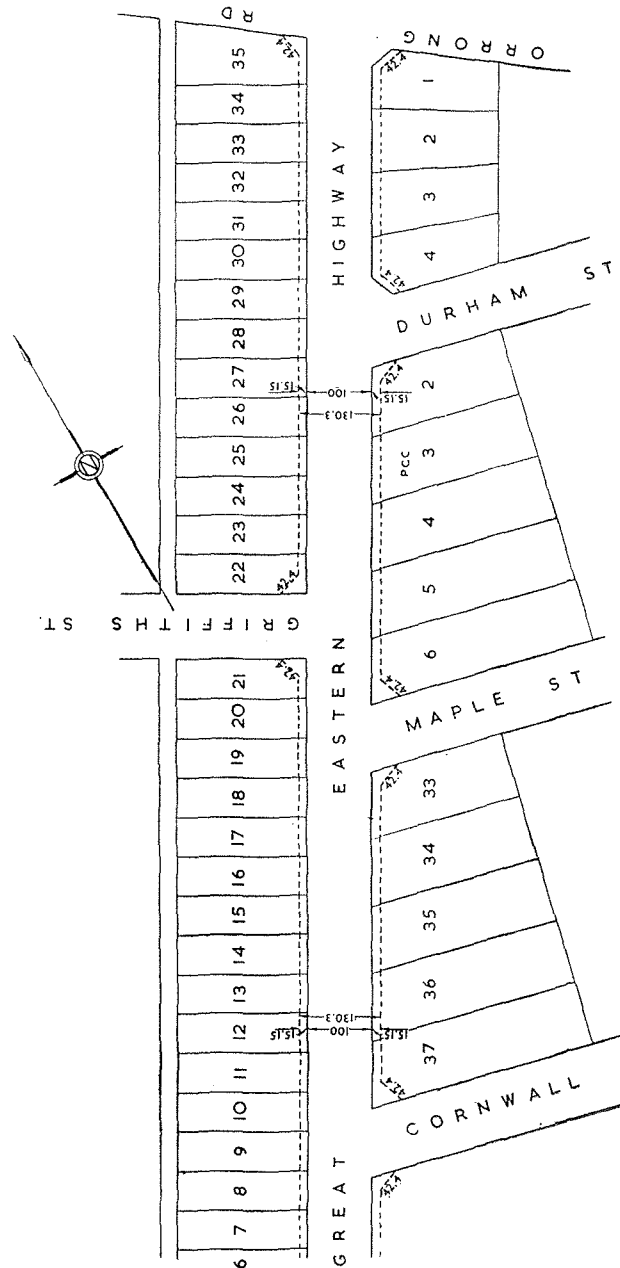
By-law No. 51 (Building Line).

A BY-LAW of the Municipality of the City of Perth made under the provisions of the Municipal Corporations Act, 1906-1953, and the City of Perth Act, 1925-1926, and numbered 51 for the provision of new building lines.

In pursuance of the powers conferred by the Municipal Corporations Act, 1906-1953, and the City of Perth Act, 1925-1926, the Lord Mayor and Councillors of the City of Perth hereby prescribe new building lines on each side of Great Eastern Highway, between Rutland Avenue and Orrong Road, as shown on the plan in the Schedule hereto.

Schedule.





Passed by the Council of the City of Perth at the ordinary meeting of the Council held on the 16th day of November, 1954.

[L.S.]

J. MURRAY
 Lord Mayor.
 W. A. McI. GREEN,
 Town Clerk.

Recommended—

(Sgd.) G. FRASER,
 Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 23rd day of March, 1955.

(Sgd.) R. H. DOIG,
 Clerk of the Council.

MUNICIPAL CORPORATIONS ACT, 1906-1953.

The City of Perth.

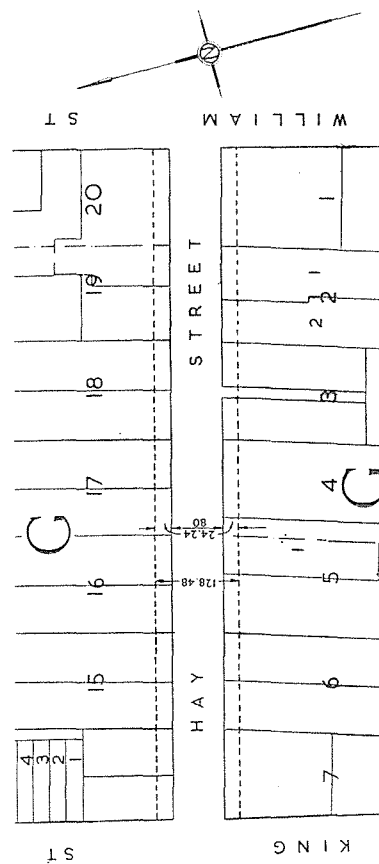
By-law No. 52 (Building Lines).

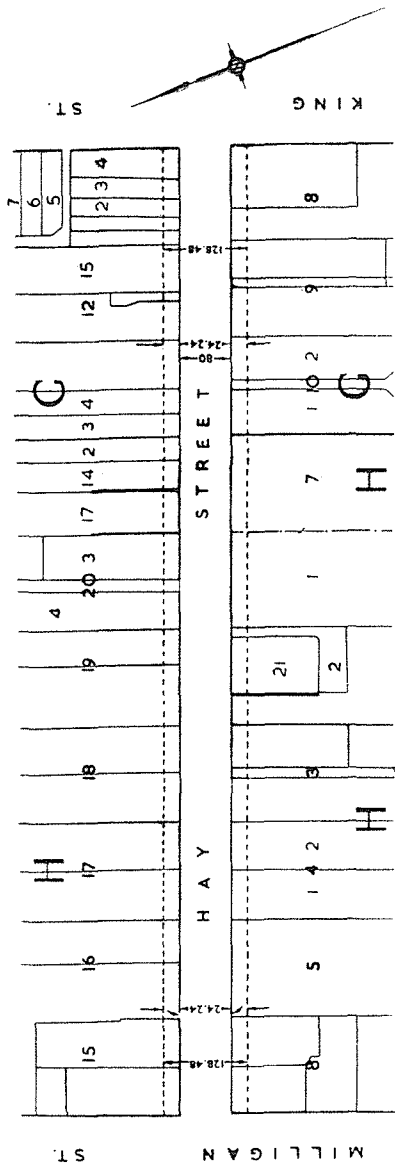
L.G. 2123/52.

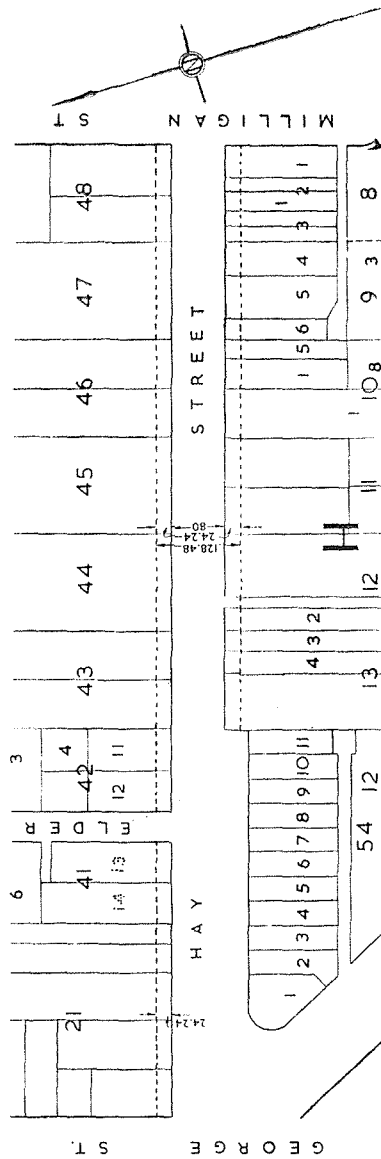
A BY-LAW of the Municipality of the City of Perth made under the provisions of the Municipal Corporations Act, 1906-1953, and the City of Perth Act, 1925-1926, and numbered 52 for the provision of new building lines.

In pursuance of the powers conferred by the Municipal Corporations Act, 1906-1953, and the City of Perth Act, 1925-1926 the Lord Mayor and Councillors of the City of Perth hereby prescribe a new building line on the North side of Hay Street between William Street and George Street and a new building line on the South side of Hay Street between William Street and the Western boundary of Perth Town Lot H13, as shown on the plan in the Schedule hereto.

Schedule.







Passed by the Council of the City of Perth at a special meeting of the Council held on the 12th day of January, 1955.

[L.S.]

J. MURRAY
Lord Mayor.
W. A. McL. GREEN,
Town Clerk.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 23rd day of March, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

The above notice supersedes a similar notice (without maps) appearing on page 606 of *Government Gazette* (No. 26) of 1st April, 1955.

MUNICIPAL CORPORATIONS ACT, 1906-1953.

The City of Perth.

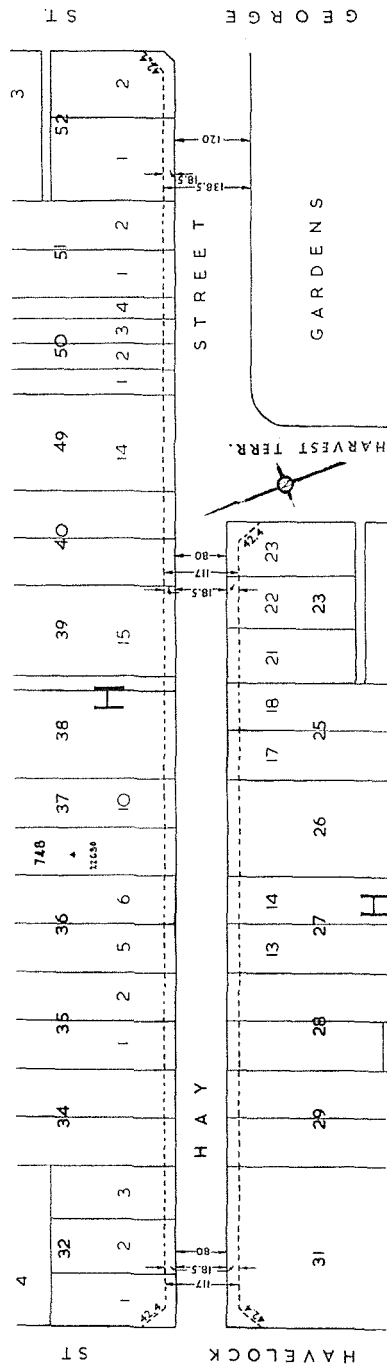
By-law No. 53 (Building Lines).

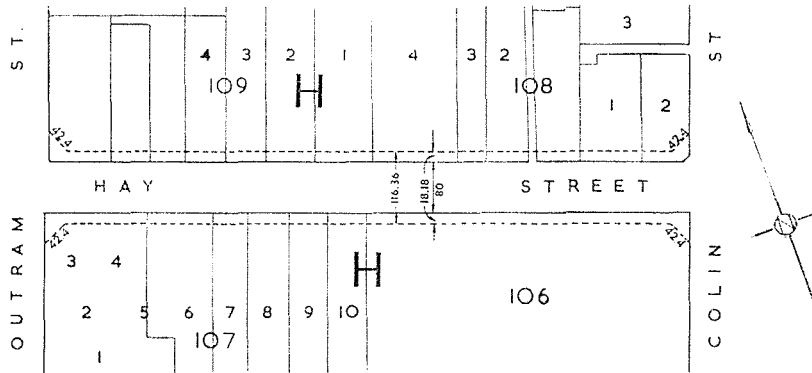
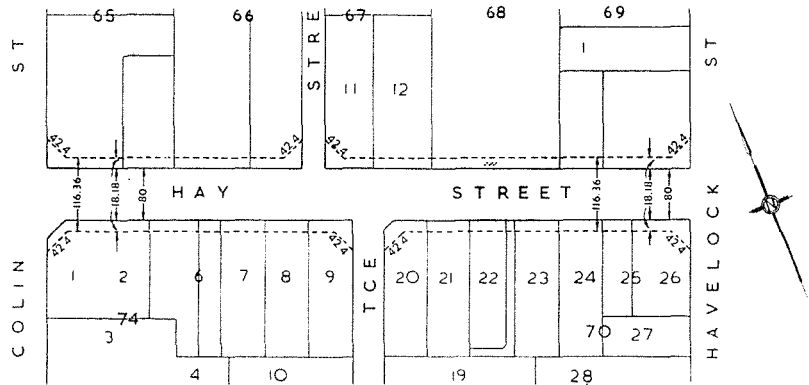
L.G. 2123/52.

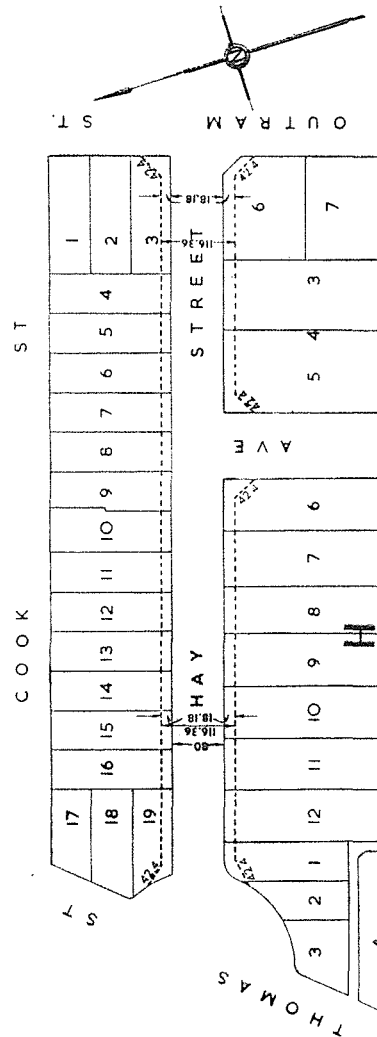
A BY-LAW of the Municipality of the City of Perth made under the provisions of the Municipal Corporations Act, 1906-1953, and the City of Perth Act, 1925-1926, and numbered 53 for the provision of new building lines.

In pursuance of the powers conferred by the Municipal Corporations Act, 1906-1953, and the City of Perth Act, 1925-1926, the Lord Mayor and Councillors of the City of Perth hereby prescribe a new building line on the North side of Hay Street from George Street to Thomas Street and a new building line on the South side of Hay Street from Harvest Terrace to Thomas Street, as shown on the plan in the Schedule hereto.

Schedule.







Passed by the Council of the City of Perth at a special meeting of the Council held on the 12th day of January, 1955.

[L.S.]

J. MURRAY
Lord Mayor.

W. A. McI. GREEN,
Town Clerk.

Recommended—

(Sgd.) G. FRASER,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 23rd day of March, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

TRAFFIC ACT, 1919-1954.

Department of Local Government,
Perth, 6th May, 1955.

L.G. 210/54.

HIS Excellency the Governor in Executive Council, acting pursuant to the powers conferred by the Traffic Act, 1919-1954, has been pleased to make the regulations set out in the Schedule hereunder.

GEO. S. LINDSAY,
Secretary for Local Government.

Schedule.

1. In these regulations the Traffic Regulations, 1954, published in *Government Gazette* (No. 59) on the 15th December, 1954, as amended by the regulations amending the same published in *Gazette* (No. 11) on the 9th February, 1955, and in *Gazette* (No. 26) on the 1st April, 1955, are referred to as the principal regulations. Principal
Regs.
2. Regulation 4 of the principal regulations is amended— Reg. 4
amended.
L.G. 2880/52.
 - (a) by deleting the interpretations of "Causeway" "old causeway," "new causeway" and "circus";
 - (b) by inserting immediately before the interpretation "codified signals," the following new interpretation:—
"Causeway" means the causeway across the Swan River at East Perth and includes the road extensions thereof between the traffic rotaries at the Eastern end of Adelaide Terrace and the Western end of Albany Highway within the City of Perth; Causeway.
 - (c) by inserting immediately before the interpretation "traffic rotary" the following new interpretation:—
"traffic rotary" means a road which wholly surrounds an area of land and into which other roads lead and along which vehicular traffic and animals driven or led are required by these regulations to proceed in a clockwise direction. Traffic
Rotary.
3. The principal regulations are amended by adding after regulation 190 a new regulation as follows:— Reg. 190A
added.

190A. (1) A person driving a vehicle or driving or leading any animal shall, on entering a traffic rotary, proceed to drive or lead the vehicle or animal in a clockwise direction only. Rules
applying to
traffic
rotaries.

(2) When any vehicles or animals proceeding from different directions are likely to collide or create a dangerous situation on a traffic rotary, the driver or person in charge of the vehicle or animal from whose right hand side another vehicle or animal is driven or led shall stop or check the speed of the vehicle or animal under his control so as to allow the other vehicle or animal to pass in front of his vehicle or animal.
4. Regulation 342 of the principal regulations is amended by adding— Reg. 342
amended.
L.G. 496/54.
 - (a) after the regulation number "342" in line one the figure "1" in brackets thus: "(1)";
 - (b) a subregulation as follows:—
(2) A person shall not park a vehicle on any portion of Railway Street, between Napoleon Street and Jarrad Street in the Cottesloe Municipal District. East and
West Sides.
5. Regulation 357 of the principal regulations is revoked and re-enacted as follows:— Reg. 357
revoked and
re-enacted.
L.G. 2880/52.

357. (1) In this regulation "slow-moving traffic" means any cattle, driven or led, bicycle, horse-drawn vehicle, hand cart or any vehicle, the driving of which at a speed exceeding 25 miles per hour is prohibited by these regulations. Regulation
of traffic on
Causeway
and
Approaches.

- (2) (a) The roadway along the Causeway shall have a double longitudinal line along the middle thereof and be divided into six traffic lanes which shall be clearly defined by the local authority. Causeway to have six traffic lanes.
- (b) The three lanes on the Northern side of the double longitudinal line shall be used exclusively by East bound traffic and the three lanes on the Southern side shall be used exclusively by West bound traffic.
- (c) East bound slow-moving traffic shall not use any lane other than the Northernmost lane of the roadway. East bound slow-moving traffic to use Northern lane.
- (d) West bound slow-moving traffic shall not use any lane other than the Southernmost lane thereof. West bound slow-moving traffic to use Southern lane.
- (3) Notwithstanding any rule prescribed in Division (2) of Part V of these regulations to the contrary, a person shall not drive a vehicle on the Causeway from one lane to another lane except under the directions of a Police officer or unless the lane which he first entered is obstructed by reason of a breakdown of other traffic or of repairs being effected to the road. Driving from one lane to another prohibited.
- (4) Subject to regulation 240, a person driving a vehicle on any lane on the Causeway may overtake another vehicle which is travelling on a different lane in the same direction, notwithstanding that in so doing his vehicle will pass the other vehicle on the left hand side. Overtaking on the left.
- (5) A person shall not ride a bicycle alongside or abreast of any other bicycle over the Causeway or on either of the traffic rotaries at the Eastern and Western ends thereof except for the purpose of overtaking such bicycle. Bicycles.
- (6) A person shall not turn a vehicle or an animal on the Causeway for the purpose of proceeding in the opposite direction. Turning.
- (7) A person shall not drive a vehicle on either of the traffic rotaries at the Eastern and Western ends of the Causeway at a speed exceeding 20 miles per hour. Speed limit on Causeway Rotaries.
- (8) Except under the directions of a Police officer or when occasioned by a mechanical fault the standing of a vehicle on the Causeway or on either of the traffic rotaries at the Eastern and Western ends of the Causeway is prohibited. Standing of vehicle on Causeway or Rotary prohibited.
- (9) A person in charge of or driving a vehicle or animal proceeding along or who uses the Causeway or either of the traffic rotaries at the Eastern and Western ends of the Causeway in contravention of the provisions of this regulation, commits a breach of this regulation. Contravention of this reg.
6. The principal regulations are amended by adding after regulation 357 a new regulation as follows:—
 357A. A person shall not park a vehicle on any portion of a road, being a direct approach road to a traffic rotary at the Eastern or Western end of the Causeway, within a distance of five hundred feet of the centre of the area of land surrounded by such rotary. Reg. 357A added. L.G. 2880/52. Parking within 500ft. of Causeway Rotaries prohibited.
7. The principal regulations are amended by adding after regulation 392A a new regulation as follows:—
 392B. A person shall not park a vehicle at any time on any portion of Stirling Highway. Reg. 392B added. L.G. 505/54. Parking in Stirling Highway prohibited.
8. Regulations 338 and 381 of the principal regulations are revoked. Regs. 338, 381 revoked.

CEMETERIES ACT, 1897-1946.

Ravensthorpe Public Cemetery By-laws.

Department of Local Government,
Perth, 6th May, 1955.

L.G. 545/53.

HIS Excellency the Governor in Executive Council, acting under the provisions of the Cemeteries Act, 1897-1946, has been pleased to approve of the amendment, in the manner mentioned in the Schedule hereunder, by the trustees of the Ravensthorpe Public Cemetery, of the by-laws made under the Act and published in the *Government Gazette* on the 19th day of January, 1955.

GEO. S. LINDSAY,
Secretary for Local Government.

Schedule.

The abovementioned by-laws are amended by deleting by-law 12 and substituting the following:—

12. No burial shall be allowed to take place in the cemetery nor shall any coffin be allowed to enter the cemetery unless a medical certificate of death or a coroner's order for burial is handed to the secretary, for inspection and return, at the latest upon the funeral entering the cemetery. Should the undertaker or his representative be unable to produce the medical certificate or the coroner's order for burial, he shall give a written guarantee to produce the same within three days and satisfactory reasons must be given for the non-production of the medical certificate or coroner's order for burial in the first instance. In default of production of the medical certificate or coroner's order within three days the undertaker's licence may be suspended until the certificate or order is produced.

TRAFFIC ACT, 1919.

Manjimup Road Board.

Stands for Vehicles.

By-laws.

L.G. 947/52.

THE Manjimup Road Board, pursuant to the powers conferred by the Traffic Act, 1919, and the Traffic Regulations, 1954, hereby makes the following by-laws to have effect in the Manjimup Road District:—

(1) A stand is appointed for a school bus on the Northern side of Meerup Street, Northcliffe, commencing at a point 75 feet West of the junction of Calcup Street with Meerup Street and extending 100 feet Westwards of that point.

(2) A person shall not park on the school bus stand prescribed in by-law (1) any vehicle other than a school bus. Penalty £20.

Passed at a meeting of the Manjimup Road Board held on the 14th day of April, 1955.

C. I. DOUST,
Chairman.

J. McLEAN,
Acting Secretary.

Recommended—

(Sgd.) H. C. STRICKLAND,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day of May, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

TRAFFIC ACT, 1919-1953.

Municipality of Bunbury.

Traffic By-laws.

L.G. 2254/52.

IN pursuance of the powers conferred by His Excellency the Governor by Order in Council published in the *Government Gazette* dated the 13th day of April, 1951, the Bunbury Municipal Council doth hereby make the following by-laws for control of traffic within the Municipality of Bunbury:—

1. No person in charge of any vehicle shall cause or permit such vehicle to stand on the West side of Turner Street, Picton Crescent (between Brend Tor Street and Turner Street), Zoe Street, Bourke Street, Moore Street, Albert Road, Buswell Street, Jarvis Street, or on the North side of Sampson Road, Teede Street, Ramsay Road, Stone Street, Stuart Street, Rose Street, Ednie Street, Money Street, Bolton Street, Fielder Street, Francis Street, Hennessey Road (between King Road and the South-West Railway), Forrest Street (between Buswell Street and Hough Road) or on the East side of George Street or on the South side of Strickland Street.

2. Any person committing a breach of the foregoing by-law shall on conviction, be liable to a penalty not exceeding twenty pounds or to imprisonment for not more than one month.

Made and passed by the Bunbury Municipal Council at a properly convened meeting of the Council held on the 15th day of February, 1955.

[L.S.]

F. J. WITHERS,
Mayor.
R. HOUGHTON,
Town Clerk.

Recommended for approval—

(Sgd.) H. C. STRICKLAND,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council, this 4th day of May, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919.

Marble Bar Road Board.

By-laws.

L.G. 1903/52.

THE General By-laws published in the *Government Gazette* of the 19th of January, 1940, at pages 51 to 54, both inclusive, are amended by inserting therein a new by-law to stand after by-law 48 and to be designated by-law 48A as follows:—

48A. No person shall deposit or leave any rubbish, refuse, animal or fish offal, broken glass, tins, papers or any other litter of any kind on any of the reserves under the control of the Board.

Passed at a meeting of the Marble Bar Road Board on the 16th day of April, 1955.

J. C. GREENE,
Chairman.
T. E. JENSEN,
Secretary.

Recommended—

(Sgd.) H. C. STRICKLAND,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day of May, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919-1948.

Belmont Park Road Board.

Building By-laws.

L.G. 290/54.

PURSUANT to the powers conferred by the Road Districts Act, 1919-1948, the Belmont Park Road Board hereby amends the building by-laws published in the *Government Gazette* of 18th July, 1952, as follows:—

By-law No. 2.—Clause 5.

In clause 5 (c) delete the words "12 feet" and insert in lieu the words "20 feet."

Passed by resolution of the Belmont Park Road Board on the 14th day of February, 1955.

R. H. SELBY,
Chairman.

W. G. KLENK,
Secretary.

Recommended—

(Sgd.) H. C. STRICKLAND,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day of May, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919-1951.

Melville Road Board.

By-law Relating to Lawns and Gardens in Roads.

L.G. 830/52.

IN pursuance of the powers in that behalf contained in section 201 of the Road Districts Act, 1919-1951, the Melville Road Board makes the following by-law relating to lawns and gardens in roads:—

1. In this by-law, unless the context otherwise requires:—
 - "Board" means the Melville Road Board.
 - "Carriage-way" means that part of a road which is formed or paved for use by vehicles.
 - "Footpath" means that part of a road which is formed or paved for use by pedestrians.
2. The owner or occupier of premises abutting on a road may plant and maintain a lawn in the road subject to the following conditions:—
 - (a) The lawn shall not extend beyond the side boundaries of the premises where they abut on the road. Provided that in the case of premises at the corner of two roads the lawn may extend round the corner.
 - (b) The lawn shall not extend beyond the edge of the carriage-way nor shall it encroach on a footpath.
 - (c) The lawn shall have an even surface from the edge of the carriage-way, or if there is a kerb to the carriage-way from the top of such kerb, to the footpath or edge of the road as the case may be.
3. (1) The owner or occupier of premises abutting on a road may with the written permission of the Board under the hand of the secretary of the Board form and plant a garden in the road.
 - (2) The application for such permission shall be accompanied by a plan showing the position and measurements of the garden by reference to the carriage-way and the front boundary of the premises.
 - (3) The permission may be granted subject to such conditions as the Board may in any case decide.

4. The Board may at any time and without notice and without paying any compensation in respect thereof remove from a road any lawn or garden, or any part thereof, maintained in a road under this by-law.

5. No person shall ride or drive any animal or vehicle over any lawn or garden maintained in a road pursuant to this by-law.

Adopted by resolution of the Melville Road Board on 22nd March, 1955.

W. R. BROWN,
Chairman.

J. E. ELLIS,
Secretary.

Recommended—

(Sgd.) H. C. STRICKLAND,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day of May, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919-1951.

Cockburn Road Board.

Amendment to By-laws Relating to Building Regulations.

L.G. 32/53.

THE by-laws of the Cockburn Road Board relating to building regulations as published in the *Government Gazette* of the 24th December, 1948, at pages 3064 and 3073, under the heading of Fremantle Road Board, are hereby amended by deleting the whole of the second schedule, as amended in the *Government Gazette* of the 15th October, 1954, at page 1784, therefrom and inserting in lieu thereof the following:—

Second Schedule.

Prescribed Fees.

	£	s.	d.
New buildings of an area of two squares or less	0	15	0
New buildings of an area of more than two squares and up to and including 25 squares, 5s. per square.			
For every additional square of floor area up to and including 50 squares, 4s. per square			
For every additional square of floor area over 50 squares, 3s. per square.			
Additions or alterations to building—			
Where the value of the addition or alteration does not exceed £50	0	15	0
Where the value of the addition or alteration exceeds £50 but does not exceed £100	1	0	0
Where the value of the addition or alteration exceeds £100 at the rate of 10s. per £100.			
Erection of garage, bungalow, or detached room or outbuildings, two squares or less	0	15	0
Inspection fee for the extension of a license granted for temporary accommodation	1	0	0

Passed by resolution of the Cockburn Road Board at a meeting held on the 23rd day of March, 1955.

J. H. COOPER,
Chairman.

E. L. EDWARDES,
Secretary.

Recommended—

(Sgd.) H. C. STRICKLAND,
Acting Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day of May, 1955.

(Sgd.) R. H. DOIG,
Clerk of the Council.

