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PERTH: FRIDAY, 30th DECEMBER.

[1955.]

COAL MINES REGULATION ACT, 1946-1951.

Department of Mines,
Perth, 7th December, 1955.

HIS Excellency the Governor in Executive Council, under the provisions of the Coal Mines Regulation Act, 1946-1951, has been pleased to amend, in the manner set forth in the schedule hereunder, the Regulations and General Rules made under the Act and published in the *Government Gazette* on the 19th day of September, 1947, and amended from time to time thereafter.

A. H. TELFER,
Under Secretary for Mines.

Schedule.

The abovementioned Regulations and General Rules are amended as follows:—

1. Regulation 9 is amended by deleting the word "approval" in line four and inserting the word "control" in lieu thereof.
2. Regulation 69 is deleted and the following inserted in lieu thereof:—
69. No person shall be allowed to work as a coal, shale or clay getter otherwise than under the supervision of a skilled workman until he has had two years' experience of such work under such supervision or unless he has been previously employed for two years in or about the face of the workings, nor shall a skilled workman have under his supervision at the same time more than one person who has not had such experience or been so employed as aforesaid.
3. Subregulation (7) of Regulation 70 is deleted and the following inserted in lieu thereof:—
(7) Where it has been mutually agreed by the State Coal Mining Engineer, the manager and the President of the Union concerned, that roof bolting be used to support the roof, then it shall be kept under close supervision and subject to the departmental inspector's approval, until roof bolting is established as an efficient method of support.
4. Subregulation (4) of Regulation 110 is amended by deleting the word "departmental" appearing in line two.
5. Subregulation (5) of Regulation 129 is amended by deleting the word "departmental" appearing in line two.
6. Regulation 136 is amended by deleting the word "departmental" appearing in line one.
7. Subregulation (1) of Regulation 161 is amended by deleting the words "qualified to render first aid" appearing in lines one and two.
8. Subregulation (2) of Regulation 161 is deleted.

9. Subregulation (1) of Regulation 162 is amended by inserting after the word "and" appearing first in line three the word "workmen's."

10. Regulation 163 is amended by deleting the word "Minister" appearing in line two and inserting in lieu thereof the word "inspector."

11. Regulation 166 is amended by deleting the word "Minister" appearing in line two and inserting in lieu thereof the word "inspector."

EDUCATION ACT, 1928-1952.

Education Department,
Perth, 15th December, 1955.

Ex. Co. No. 2196.

HIS Excellency the Governor in Executive Council has been pleased to approve of the amendment by the Minister for Education in the manner set forth in the Schedule hereunder, of the Education Act Regulations, 1949, made by the Minister under the provisions of the Education Act, 1928-1952, and published in the *Government Gazette* on the 26th July, 1949, and amended from time to time thereafter.

(Sgd.) T. L. ROBERTSON,
Director of Education.

Schedule.

The abovementioned Regulations are amended as follows:—

1. Subparagraph (vii) of the proviso to paragraph (b) of regulation 53 (G.G. 12/6/53) is amended by substituting for the words "service in the Department which is not continuous" in line one the words "teachers employed 'on supply'."

2. The Schedule—Salaries—is amended by adding to Item 2, paragraph (a) of Part V (G.G. 17/6/55) a new subparagraph (vi) as follows:—

(vi) Principal, Technical School, Class III 235

Approved by His Excellency the Governor in Executive Council, 7th December, 1955.

R. H. DOIG,
Clerk of the Council.

STOCK DISEASES ACT, 1895-1954.

Department of Agriculture,
Perth, 7th December, 1955.

Agric. File 168/55, Ex. Co. No. 2261.

HIS Excellency the Governor in Executive Council, acting under the provisions of the Stock Diseases Act, 1895-1954, has been pleased to amend, in the manner mentioned in the Schedule to this notice, the Stock Diseases Act Regulations, 1939, made under the Act, and published in the *Government Gazette* on the 17th March, 1939, and amended from time to time thereafter by notices published in the *Government Gazette*.

W. HOPKINSON,
Chief Administrative Officer.

Schedule.

The Second Schedule of the abovementioned Regulations is amended by inserting in the third column opposite item K.—Sheep, a new paragraph as follows:—

(4) a certificate by the Chief Veterinary Surgeon of the exporting State that the sheep show no clinical evidence of infectious footrot and that they were derived from a property upon which the disease is neither known nor suspected to exist.

Approved by His Excellency the Governor in Executive Council 7th December, 1955.

R. H. DOIG,
Clerk of the Council.

MARKETING OF ONIONS ACT, 1938-1953.

Department of Agriculture,
Perth, 7th December, 1955.

Agric. File 382/43, Ex. Co. No. 2260.

HIS Excellency the Governor in Executive Council has been pleased to approve of the regulations set out in the Schedule hereunder, made by the Onion Marketing Board under the power in that behalf conferred by section 19 of the Marketing of Onions Act, 1938-1953.

W. HOPKINSON,
Chief Administrative Officer.

Schedule.

1. In these regulations the Marketing of Onions (Management of Board) Regulations, published in the *Government Gazette* on the 18th day of July, 1941, and amended from time to time thereafter by regulations amending the same published in the *Government Gazette* are referred to as the principal regulations.

2. The principal regulations are amended by substituting for regulation 22 the following regulation:—

22. (1) Every grower shall complete and forward to the Board a return in Form No. 2 in the Appendix to these regulations to reach the Board at its office in Perth not later than seven days prior to the first day of any month in which he will have onions which are matured or in the opinion of the Board ready for delivery.

(2) A grower who commits a breach of the provisions of this regulation commits an offence and on conviction is liable to a penalty of twenty pounds.

3. Regulation 23 of the principal regulations is amended by substituting for the words "in each and every year" at the end of subregulation (2) the passage "following every proclamation issued under section 4 of the Act. A grower who commits a breach of the provisions of this subregulation commits an offence and on conviction is liable to a penalty of twenty pounds."

4. The principal regulations are amended by substituting for regulation 27 and its heading the following regulation and heading:—

Certificate of Estimate under s. 11 (i) of the Act.

27. The certificate when issued to a grower by the Board as provided for in paragraph (i) of section eleven of the Act shall be in the Form No. 5 in the Appendix to these regulations.

5. The principal regulations are amended by adding after regulation 27 the following regulation and heading thereto:—

Exemptions from Operation of Section 11.

27A. (1) The Board may in such cases and on such terms as the Board thinks fit, exempt, either generally or in any particular case, from the operation of section eleven of the Act—

(i) any sale by a grower to a wholesaler operating outside the metropolitan area, and

(ii) any purchase by a wholesaler operating outside the metropolitan area from a grower,

of onions produced outside the metropolitan area.

(2) The exemption so granted may be revoked at any time by the Board.

(3) In this regulation metropolitan area means the metropolitan area within the meaning of the Traffic Act, 1919-1954.

6. The principal regulations are amended by substituting for Form No. 2 in the Appendix to the regulations (Return of Onions by Growers' Agents) the following form:—

Marketing of Onions Act, 1938.

Form No. 2 (Regulation 22).

(To be at Board office not later than seven days prior to 1st of month in which onions mature or are in Board's opinion ready for delivery.)

ONIONS READY FOR DELIVERY—MONTHLY ADVICE.

I advise that I will have ready for market the following onions in the month of.....

Week.	Brown.		White.		Picklers,
	No. 1	No. 2 Large.	No. 1	No. 2 Large.	
1st
2nd
3rd
4th

Total deliveries to date shown on reverse.

Quantity advised in Form No. 3.

I certify the above particulars are correct.

(Grower's signature.)

Grower's number.....

Date

[Reverse Side of Form No. 2.]

DELIVERIES.

Grower's Number.	Date.	Delivery Number.	Brown.	White.	Picklers.

7. The principal regulations are amended by adding at the foot of Form No. 3 (Return by Grower of Onions Intended for Sale) in the Appendix to the regulations a form of Statutory Declaration as follows:—

I,.....(insert full name of grower) of.....(insert place of abode) the grower referred to above, do solemnly and sincerely declare that the particulars filled in above are to the best of my knowledge and belief true and correct as on the date hereof.

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

Declared at.....this.....day of.....19....., before me.

.....
Justice of the Peace or
Commissioner of Declarations.

(To be made before a Justice of the Peace or Commissioner of Declarations.)

8. Form No. 5 (Growers' Certificate) in the Appendix to the regulations is amended—

- (a) by substituting for the heading "Growers' Certificate (Regulation 27)" the following heading "Certificate of Estimated Quantity (Regulation 27)";
- (b) by substituting for the passage commencing with the words "This is to certify—" and ending with the words, "3 Marquis Street, Perth" the following passage:—

This is to certify that the quantity of onions detailed hereunder as determined and fixed by the Western Australian Onion Marketing Board under section 11 (i) of the Act is approved as a quantity within the estimate of onions produced or in course of production by grower.....
(here insert full name of grower) of
(here insert grower's address).

The above regulations were adopted by resolution of the Board on 23rd day of November, 1955.

FREDK. MANN,
Chairman.

A. J. H. WILSON,
Secretary.

Approved by His Excellency the Governor in Executive Council 7th December, 1955.

R. H. DOIG,
Clerk of the Council.

WATER BOARDS ACT, 1904-1954.

Water Supply, Sewerage and Drainage Department,

Perth, 7th December, 1955.

Ex. Co. No. 2206.

HIS Excellency the Governor in Executive Council, under the provisions of section 143 of the Water Boards Act, 1904-1954, has been pleased to approve of the amendment, in the manner mentioned in the Schedule hereunder, of the by-laws made by the Minister under sections 141 and 161 of the Act in respect of the Geraldton Water Area and published in the *Government Gazette* on the 18th May, 1923, and amended from time to time thereafter by notices published in the *Government Gazette*.

R. J. BOND,
Under Secretary for Water Supply.

Schedule.

The Schedule of Prices of Water contained in Schedule I of the abovementioned by-laws is amended by substituting the figures "4 0" for the figures "3 0" appearing opposite the item "Water in return for amount of rates paid or of minimum charges in lieu of rates."

Approved by His Excellency the Governor in Executive Council, 7th December, 1955.

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

HEALTH ACT, 1911-1954.

Harvey Road Board—Resolution.

Ex. Co. No. 2218.

WHEREAS under the provisions of the Health Act, 1911-1954, a local authority may make or adopt by-laws and may alter, amend or repeal any by-laws so made or adopted; and whereas Model By-laws described as Series "A" have been made and published in the *Government Gazette* on the 4th day of December, 1944; Now, therefore, the Harvey Road Board, being a local health authority within the meaning of the Act, and having adopted the Model By-laws described as Series "A" and published in the *Government Gazette* on the 4th day of December, 1944, doth hereby amend the said adopted by-laws as follows, that is to say:—

Insert a new by-law after by-law 14 of Part I to stand as by-law 14A, as follows:—

Prescribed Areas Under Section 112A.

14A. Pursuant to section 112A of the Act, the areas described in the schedule hereto are described as areas within which every occupier of premises shall not, unless he is authorised by the local authority so to do, remove any house and trade refuse and other rubbish from the premises, and shall pay to the local authority or its contractor, as the case may be, the prescribed charge for the removal.

Provided that the area prescribed in the schedule shall not include any premises which, for the time being, have not a made road or trafficable track to one of the boundaries of the premises.

Schedule.

- (a) Townsite of Brunswick Junction.
- (b) Townsite of Harvey.
- (c) Yarloop.

Passed at a meeting of the Harvey Road Board this 18th day of October, 1955.

R. L. HESTER,
Chairman.

W. R. ECKERSLEY,
Secretary.

Approved by His Excellency the Governor in Executive Council 7th December, 1955.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1954.

Cue Road Board—Resolution.

Ex. Co. No. 2219.

WHEREAS under the provisions of the Health Act, 1911-1954, the Governor may cause to be prepared Model By-laws for all or any of the purposes for which by-laws may be made by a local authority under any of the provisions of the Act; and whereas a local authority may, of its own motion, by resolution adopt the whole or any portion of such by-laws with or without modification; and whereas Model By-laws described as Series "A" have been prepared in accordance with the said Act and published in the *Government Gazette* on the 4th December, 1944, and amended from time to time thereafter: Now, therefore, the Cue Road Board, being a local health authority within the meaning of the Act, doth hereby resolve and determine that the amendment

to the said Model By-laws published in the *Government Gazette* on the 23rd July, 1954; 20th August, 1954; 9th February, 1955; 18th February, 1955; 3rd May, 1955, and 18th May, 1955, shall be adopted without modification.

Passed at a meeting of the Cue Road Board this 20th day of September, 1955.

R. P. S. BURT,
Chairman.
R. J. McCARTHY,
Secretary.

Approved by His Excellency the Governor in Executive Council 7th December, 1955.

R. H. DOIG,
Clerk of the Council.

HEALTH ACT, 1911-1954.

Marble Bar Road Board—Resolution.

Ex. Co. No. 2221.

WHEREAS under the provisions of the Health Act, 1911-1954, the Governor may cause to be prepared Model By-laws for all or any of the purposes for which by-laws may be made by a local authority under any of the provisions of the Act; and whereas a local authority may, of its own motion, by resolution, adopt the whole, or any portion of such by-laws with or without modification; and whereas Model By-laws described as Series "A" have been prepared in accordance with the said Act and published in the *Government Gazette* on the 4th December, 1944, and amended from time to time thereafter: Now, therefore, the Marble Bar Road Board, being a local health authority within the meaning of the Act, doth hereby resolve and determine that the amendment to the said Model By-laws published in the *Government Gazette* on the 31st December, 1952; 6th February, 1953; 20th March, 1953; 21st August, 1953; 23rd July, 1954; 20th August, 1954; 9th February, 1955; 18th February, 1955; 3rd May, 1955; and 18th May, 1955, shall be adopted without modification.

Passed at a meeting of the Marble Bar Road Board this 17th day of September, 1955.

J. C. GREENE,
Chairman.
T. MASKREY,
Secretary.

Approved by His Excellency the Governor in Executive Council 7th December, 1955.

R. H. DOIG,
Clerk of the Council.

ROAD DISTRICTS ACT, 1919-1954.

Bayswater Road Board.

By-law Regarding Minute Book.

L.G. 461/52.

WHEREAS under the provisions of the Road Districts Act, 1919-1954, the Board of any road district is empowered to make by-laws for any of the purposes mentioned in the said Act. The Bayswater Road Board doth, in exercise of the powers aforesaid, and of every power enabling it in this behalf, hereby make and publish the following by-law:—

Pasting or otherwise permanently affixing the minutes of the meetings of the Board to the leaves of a book shall be equivalent to entry therein, and the reading of the minutes may be dispensed with when members have been supplied with copies thereof at least three days before the holding of such last-mentioned meeting.

Passed by resolution of the Bayswater Road Board on the 9th day of November, 1955.

J. M. TOMS,
Chairman.

A. L. SCOTT,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 7th day of December, 1955.

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

DOG ACT, 1903-1948.

Cunderdin Road Board—By-law.

L.G. 2121/52.

UNDER section 35A of the Dog Act, 1903-1948, and in exercise of all other powers thereto enabling it the Cunderdin Road Board doth hereby make the following by-laws for the control of dogs within the area of the Cunderdin Road District:—

1. In these by-laws the term "Board" shall mean the Cunderdin Road Board.
2. The Board may establish and maintain a pound or pounds for the impounding of dogs seized pursuant to the provisions of the Dog Act, 1903-1948.
3. The pound to be used by the Cunderdin Road Board is established on lot 26, Cunderdin, and is an approved pound situated within the Cunderdin Road Board area.
4. A dog seized by the police or by an officer authorised by the Board may be placed in a pound.
5. Where a dog has been seized or placed in a pound the keeper of the pound or other officer authorised by the Board 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.
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. The poundkeeper shall be in attendanc 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 Board.
8. 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 Board 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 Board in respect of the delivery of a dog in good faith.
9. 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 Board may sell such dog.
10. Upon the sale of a dog the proceeds of sale shall be the property of the board and may be disposed of in such a manner as the Board thinks fit. The owner of a dog sold pursuant to these by-laws shall have no claim against the Board in respect of the proceeds thereof.

11. If within the times mentioned in by-law 9 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.

12. Notwithstanding anything herein contained but subject to the provisions of section 19 of the Dog Act, 1903-1948, any dog seized or impounded may at any time be destroyed upon the authority of the secretary of the Board if in the opinion of the secretary the dog is too savage or noisy to be kept or is suffering from an injury, disease, or sickness.

13. If the Board 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 Board the fee specified in the Schedule hereto.

14. No person shall—

- (a) Unless a poundkeeper or other officer of the Board 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.

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

16. 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 gardens.
- (c) A house of worship.
- (d) A shop or other public business premises.

17. 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 sports ground.
- (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 Board other than a road.

18. No person shall obstruct or hinder an employee of the Board or member of the Police Force in the performance of anything authorised by the provisions of the Dog Act, 1903-1948, or the regulations made in pursuance of those provisions.

19. 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.

20. Any person who shall commit a breach of these by-laws shall upon conviction be liable to a penalty not exceeding £5.

The Schedule.

Fees—

For the seizure or impounding of a dog—10s.

For the sustenance and maintenance of a dog in a pound—5s. per day.

For the destruction of a dog—10s.

Passed by the Cunderdin Road Board at the ordinary meeting of the Board held on the 28th day of October, 1955.

G. F. DENNIS,
Chairman.

A. S. ANDREW,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 7th day of December, 1955.

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

ROAD DISTRICTS ACT, 1919-1954.

L.G. 364/52.

THE Katanning Road Board, in pursuance of the powers vested in it by the Road Districts Act, 1919-1954, and of every other authority enabling it in this behalf, doth hereby make and publish the following by-laws:—

Hawkers.

1. No person, body or corporation shall carry out hawking operations without obtaining a hawker's license from the Board.
2. The maximum number of hawker's licenses granted by the Board in any one calendar year shall be 10, provided that in any one year the Board shall not grant more than four licenses for the hawking of fruit and vegetables and three licenses for the hawking of fish.
3. Each hawker's license granted shall have effect for a period of 12 months from the date it is issued.
4. The annual fee for a hawker's license shall be six pounds (£6).
5. Hawking is absolutely prohibited in the following areas:—
 - (a) In Clive Street, between Conroy Street and Amherst Street.
 - (b) In Austral Terrace, between Bokarup Street and Amabel Street.
 - (c) In Richardson Street, between Clive Street and Cove Street.
 - (d) In Taylor Street, between Clive street and Cove Street.
 - (e) In Dore Street, between Clive Street and Baker Street.

Penalty for breach of any by-law relating to hawkers and hawking—ten pounds (£10).

Passed at the meeting of the Katanning Road Board held on the 23rd day of November, 1955.

E. A. CLEGG,
Chairman,

W. E. BROUGHTON,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 7th day of December, 1955.

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

ROAD DISTRICTS ACT, 1919-1954.

Serpentine-Jarrahdale Road Board.

Amendment to General By-laws.

L.G. 41/52.

THE by-laws made by resolution of the Serpentine-Jarrahdale Road Board on the 15th day of August, 1936, and published in the *Government Gazette* on the 16th day of April, 1937, and amended by resolution of the Board on the 31st day of March, 1947, and published in the *Government Gazette* on the 23rd day of May, 1947, are hereby further amended by repealing by-law 125 under the heading "Poundage, Sustenance and Driving Charges" and inserting the following by-law in lieu thereof:—

125. The following trespass, impounding and sustenance fees shall be charged and collected by the poundkeeper:—

Poundage Fees.

	£	s.	d.
For bulls over the age of one year and for stallions over the age of 18 months	2	0	0
For each head of other great cattle	0	15	0
For each head of small cattle excluding goats	0	3	0
For each goat	0	7	6

Sustenance Fees.

For each head of great cattle above 12 months old, per meal	0	6	0
For each head of great cattle under 12 months old, per meal	0	3	9
For each head of small cattle, per meal	0	1	0
Two meals per day or their equivalent shall be given and charged for.			

Driving Fees.

Great cattle per head per mile up to one mile	0	2	6
Great cattle per head per mile over one mile	0	1	6
Minimum 2s. 6d., maximum 10s. per head.			
Small cattle per head per mile up to one mile	0	0	6
Small cattle per head per mile over one mile	0	0	4
Minimum 6d., maximum 2s. per head.			
Maximum driving fee to one owner either great or small cattle	5	0	0

The following is the scale of damages for trespass which the Board is entitled to recover for trespass upon or damage to land whereof the Serpentine-Jarrahdale Road Board is the owner, or upon land within the limits of the said Road Board District, which shall not be enclosed by a sufficient fence and which abuts any road or reserve within such district or is situated in any townsite in such district:—

For every entire horse, ass or bull, in the daytime not less than £2 or more than £4.

For every such horse, ass, or bull, in the night time, not less than £3 nor more than £5.

For every other head of "great cattle" by night or by day—threepence.

For every other head of "small cattle" by night or by day—one penny.

Passed by resolution of the Serpentine-Jarrahdale Road Board held on the 17th day of October, 1955.

H. WATKINS,
Chairman.

J. GLENNIE,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 7th day of December, 1955.

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

ROAD DISTRICTS ACT, 1919-1951.

Irwin Road Board.

By-law—Hawkers.

L.G. 1609/52.

PURSUANT to the powers conferred upon it by the Road Districts Act, 1919-1951, and all other powers enabling it in that behalf, the Irwin Road Board doth hereby make and publish the following by-law regulating hawkers:—

In this by-law the word "Board" means the Irwin Road Board. The word "District" means the Irwin Road District. The word "hawk" means to act as a hawker as defined in section 201 (41) (i) of the Road Districts Act, 1919-1951.

No person shall hawk any goods, wares or merchandise in the district unless he holds a current license issued to him by the Board under this by-law.

A person who wishes to obtain a hawker's license shall apply therefor in writing to the secretary of the Board, stating the part or parts of the district and the kind of goods, wares or merchandise for which he wishes to obtain a license.

A hawker's license shall be in the form of Schedule "A" to this by-law.

The secretary of the Board may issue a license to the applicant on payment of the prescribed fee therefor.

The fee to be paid for a hawker's license shall be as set out in Schedule "B" to this by-law.

Forthwith upon the expiry of a license whether by effluxion of time or by cancellation, the holder thereof shall return such license to the secretary of the Board.

Before issuing a hawker's license, the secretary of the Board may require the applicant to produce evidence as to his character and fitness to hold such a license, and the secretary may refuse to issue a license to any applicant who, in his opinion, is not a fit and proper person to hold a hawker's license; provided that if the secretary so refuses, the applicant shall be entitled to have his application considered by the Board.

The Board may cancel any hawker's license if, in the opinion of the Board, the holder thereof is not a fit and proper person to hold such a license.

The holder of a license shall carry his license with him wherever he hawks in the district and he shall, on demand, produce his license for inspection by any officer of the Board or by any person with whom he seeks to trade.

No hawkers' licenses are in any way transferable, either by way of loan, gift, sale or assignment.

Nothing in these by-laws shall be read to apply to any storekeeper registered under the Shops and Factories Act within the district who may be fulfilling by delivery, *bona fide* orders for the goods of his business or store, nor any ratepayer or any occupier of land within the district who may be disposing of the *bona fide* primary products of his or her property situate within the district.

Schedule "A."

Irwin Road Board.

HAWKER'S LICENSE.

No.....

M....., of....., is hereby licensed to hawk..... within such part of the district of the Irwin Road Board as is endorsed on the back hereof, subject to the provisions of the by-laws of the Irwin Road Board in force in respect to hawkers.

Dated this..... day of....., 19.....

.....
Secretary.

Schedule "B."

Irwin Road Board.

HAWKER'S LICENSE.

Fees for hawkers' licenses—Annual fee, £3.

Passed by resolution of the Irwin Road Board at a meeting held on the 12th day of October, 1955.

A. J. GILLAM,
Chairman.

J. PICKERING,
Secretary.

Recommended—

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

Approved by His Excellency the Governor in Executive Council this 7th day of December, 1955.

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

TRAFFIC ACT, 1919-1955.

Department of Local Government,
Perth, 19th December, 1955.

L.G. 332/52.

HIS Excellency the Governor in Executive Council, acting pursuant to the power conferred by Section 74A of the Traffic Act, 1919-1955, has been pleased to make the regulations set out hereunder.

GEO. S. LINDSAY,
Secretary for Local Government.

TRAFFIC ACT, 1919-1955.

Regulations.

The Traffic Regulations, 1954, as amended, are further amended by adding after regulation 411 the following Part:—

Part XI.

Minor Traffic Offence Regulations.

412. The regulations in this Part take effect on the 1st day of January, 1956, in respect of minor offences alleged to have been committed in the Metropolitan Area.

Cf. reg. 3 of
the Traffic
Regulations,
1954.

Commence-
ment.
Cf. reg. 5
ante as to
Metropolitan
Area.

413. In this Part,

"minor offences" means the offences enumerated in the Appendix A to this Part;

Interpreta-
tions.
Appendix A.

"Prescribed Officer" means the person for the time being and from time to time occupying the position of Under Secretary for Law.

414. Penalties for minor offences may be inflicted and collected by the Prescribed Officer in accordance with the regulations in this Part.

Prescribed
officer
empowered
to inflict
and collect
penalties.

- Penalties. 415. The penalties which the Prescribed Officer may inflict for first and subsequent minor offences are the modified penalties specified in the table in Appendix B to this Part.
- Appendix B.
- Notice to alleged offender. 416. (1) Where it appears to the Prescribed Officer after he has considered a report submitted to him by a member of the Police Force of the State that a person has committed a minor offence, the Prescribed Officer may, within six months of the day on which the offence is alleged to have been committed, cause to be served on the alleged offender a notice in or to the effect of Form 1 in Appendix C to this Part.
- Appendix C, Form 1.
- Service of notice. (2) The Prescribed Officer may cause service of the notice to be effected in any manner mentioned in section thirty-one of the Interpretation Act, 1918, the provisions of which apply in respect of service of notices under this regulation, as if this regulation were an Act.
- Cf. No. 30 of 1918, s. 31.
- Contents of notice. (3) In the notice the Prescribed Officer shall
- (a) give particulars of the minor offence alleged to have been committed;
 - (b) specify whether it is a first, second or subsequent minor offence;
 - (c) specify the amount of the modified penalty which may be inflicted and collected by the Prescribed Officer under and in accordance with this Part in respect of the minor offence; and
 - (d) specify a time within which the alleged offender upon whom the notice is served may send a reply in accordance with regulation 418.
- Right of alleged offender to decline to have alleged offence dealt with under this Part. 417. An alleged offender on whom a notice is served under this Part may decline, as prescribed under regulation 420, to have the offence dealt with under this Part.
- Reply to notice. 418. (1) (a) An alleged offender on whom notice has been so served may, within the time specified in the notice, send or deliver to the Prescribed Officer, a reply in or to the effect of Form 2 in Appendix C to this Part, together with the amount of the modified penalty specified in the notice.
- Appendix C, Form 2.
- (b) A reply in the prescribed form sent or delivered to the Clerk of Petty Sessions, Perth, or the Clerk of Courts at Fremantle or Midland Junction shall for the purposes of this Part be regarded as a reply sent or delivered to the Prescribed Officer.
- (2) Where that amount is sent or delivered to the Prescribed Officer within the time specified in the notice or within such extended time as, having regard to the circumstances he allows, and is hereby authorised to allow, the Prescribed Officer may inflict a penalty of that amount, and appropriate the amount in satisfaction of the penalty and shall thereupon issue an acknowledgment accordingly.
- Production of acknowledgment a defence. 419. Production of an acknowledgment issued under subregulation (2) of regulation 418, is a defence to a charge of the offence in respect of which satisfaction of the modified penalty is acknowledged by the acknowledgment.
- How alleged offender may decline to have alleged offence dealt with under this Part. 420. Where an alleged offender upon whom a notice has been served under this Part
- (a) informs the Prescribed Officer within the time specified in the notice that he declines to have the offence dealt with under this Part; or

- (b) omits to send or deliver to the Prescribed Officer payment of the modified penalty specified in the notice, within the time specified in the notice or within such extended time as he allows;

the Prescribed Officer shall return the report mentioned in subregulation (1) of regulation 416 to an appropriate member of the Police Force of the State, together with advice to the effect mentioned in paragraph (a) or (b) of this regulation whichever is applicable to the case, and thereupon the power of the Prescribed Officer to deal with the alleged offence under this Part ceases.

421. The Prescribed Officer shall cause adequate records to be kept of all cases in which modified penalties have been inflicted and collected under this Part.

Records to be kept

422. In ascertaining the penalty which he may inflict under this Part, upon an alleged offender, the Prescribed Officer shall take into account only such penalties as have been inflicted by a Court or by the Prescribed Officer himself upon the alleged offender in respect of any of the offences enumerated in Appendix A to this Part during the period of twelve months immediately preceding the date of the offence in respect of which the notice under subregulation (2) of regulation 416 is required to be served on the alleged offender.

How appropriate modified penalty to be ascertained.

423. Where it appears to the Prescribed Officer that an alleged offender cannot under this Part be adequately punished for the offence, he may refrain from exercising the powers conferred upon him by this Part, in which case he shall return the report mentioned in subregulation (1) of regulation 416 together with advice to that effect to an appropriate member of the Police Force of the State, and thereupon the power of the Prescribed Officer to deal with the alleged offence ceases.

Prescribed Officer may refrain from acting under this Part if modified penalty inadequate.

Appendix A to Part XI.

Reg. 413.

A minor offence is any breach of any of the provisions of the Act or any of the Traffic Regulations, 1954, specified in this Appendix, or of any Act or regulations made in amendment of, or substitution for, any of those provisions, namely, the provisions of

- | | |
|-------------------------------------------------------------|-----------------------------------------------------------------------------------------|
| (i) subsection (3) of section 20 and section 21 of the Act; | Affixing, visibility and condition of certificate of registration. |
| (ii) section 27 of the Act and regulations 25 and 27; | Affixing, visibility and condition of number plates. |
| (iii) regulation 181; | Animal or vehicle not to remain on road so as to obstruct. |
| (iv) regulation 182; | Vehicles other than motor vehicles not to be left unattended unless near wheels locked. |

- Vehicle not to be left within 20 feet of junction or intersection or alongside hoarding or obstacle. (v) regulation 183;
- When taking up or setting down passengers vehicle to be driven close and parallel to "near" footpath. (vi) regulation 206;
- Driver not to leave vehicle without stopping motor. (vii) subregulation (2) of regulation 211;
- Driver not to stand vehicle so as to cause obstruction. (viii) subregulation (3) of regulation 211;
- Vehicle not operated on producer gas to have engine stopped when stationary. (ix) regulation 212;
- Vehicle not to be stopped or parked alongside another parked vehicle. (x) subregulation (1) of regulation 216;
- Vehicle not to stand within 2ft. 6in. of fire hydrant. (xi) subregulation (2) of regulation 216;
- Unattended vehicle to have brakes applied, etc. (xii) regulation 217;
- Vehicle not to stand at any entrance to a school during certain hours. (xiii) regulation 218;
- Motor vehicles not to be placed on stand for carts and vice versa. (xiv) regulation 219;
- Motor vehicles not to be placed on stands already full. (xv) subregulation (1) of regulation 220;
- Night stand not to be used before appointed time. (xvi) subregulation (2) of regulation 220;
- Vehicle not to be left standing on gradient or curve on a road unless within view from the rear for 150 feet. (xvii) subregulation (2) of regulation 236;

- (xviii) regulation 239; Vehicles not to stand on two lane roadway where double longitudinal line is marked along the middle.
- (xix) the regulations in Division (3) of Part IV of the Traffic Regulations; Lamps, reflectors and lighting equipment.
- (xx) the provisions of the regulations in Part VI of the Traffic Regulations relating to parking or standing of vehicles. Parking restrictions in specified districts.

Appendix B to Part XI.

Table of Modified Penalties which the Prescribed Officer may Inflict and Collect in respect of Minor Traffic Offences.

Regs. 415 and 422.

For a first offence—Ten shillings.

For a second offence—Fifteen shillings.

For a third and each subsequent offence—One pound.

Appendix C to Part XI.

Form 1.

Minor Traffic Offence Regulations.

Reg. 416 (1).

No.....

To A.B.....

of.....

You are hereby notified that it is alleged that on....., the..... day of..... 19....., at about..... you did..... (time)

(description of offence) in contravention of the provisions of.....

The modified penalty which may be inflicted for this offence, being a..... offence, if dealt with (First, second, etc.) under the Regulations abovementioned is..... shillings. For your information a scale of penalties is set out elsewhere in this form.

You are at liberty to ignore this notice and insist on your right to a Court hearing—

- (1) If you desire to contest the question whether you did in fact commit the offence alleged;
- (2) if you wish to submit to a Court matters in extenuation of penalty;
- (3) for any other reason you may regard as sufficient.

In that event, Court process may issue against you in due course.

If you do not desire the matter to be dealt with by a Court you may complete the form enclosed and forward or deliver it to the Under Secretary for Law at the Crown

Law Department, Perth, or to the Clerk of Petty Sessions, Perth, or the Clerk of Courts at Fremantle or Midland Junction, together with the sum of shillings mentioned above. In that event you will not be liable for any further penalty or costs in this matter.

If the form and the sum aforesaid are forwarded by post this should be done so as to reach the office of the Under Secretary for Law within.....days from the date hereof.

If the form and the sum aforesaid are delivered, delivery should be made and payment effected at..... (place of payment) within.....days of the date hereon, office hours being.....a.m. to.....p.m. on Mondays to Fridays.

Under Secretary for Law.

Scale of Penalties.

Under the Regulations, the modified penalties which may be inflicted for minor offences within any period of twelve months referred to in the Regulations are—

- For a first offence—Ten shillings.
for a second offence—Ten shillings.
For a third and each subsequent offence—One pound.

Reg. 413 (1).

Form 2.

To the Under Secretary for Law,
Crown Law Department, Perth.

I do not wish to contest the allegation that on....., the.....day of....., 19....., at about.....I did..... (time)

..... (description of offence)
in contravention of the provisions of.....

For the purposes of the Regulations I agree to its being recorded that I committed the offence and *remit/tender the sum of.....shillings by....., being the penalty prescribed (insert postal note, money order, etc.) for this offence.

Date.....

Signature.....

* Cross out word not required.

TRAFFIC ACT, 1919-1955.

Department of Local Government,
Perth, 19th December, 1955.

L.G. 210/54.

HIS Excellency the Governor in Executive Council acting pursuant to the powers conferred by the Traffic Act, 1919-1955, has been pleased to make the regulations set out in the Schedule hereunder.

GEO. S. LINDSAY,
Secretary for Local Government.

Schedule.

Regulations.

1. In these regulations the Traffic Regulations, 1954, published in the *Government Gazette* on the 15th December, 1954, and amended by the regulations amending the same published in the *Gazette* on the 9th February, 1955, the 1st April, 1955, the 11th May, 1955, the 17th June, 1955, the 9th August, 1955, and the 30th September, 1955, are referred to as the principal regulations. Principal
Regs.
2. Regulation 5 of the principal regulations is amended by adding after the passage "and all the land comprising the Kwinana Road District as constituted by the Kwinana Road District Act, 1953, or any law amending, or substituted for, that Act," the passage "and the land comprising the Rockingham Road District as constituted pursuant to the Road Districts Act, 1919, or any law amending, or substituted for, that Act,". Reg 5.
amended.
Vide G.G.
17/6/55,
p. 1526.
Reg. 2.
3. Subregulation (1) of regulation 24 of the principal regulations is amended by substituting for the words "seven shillings and sixpence" in line two of paragraph (b) the words "ten shillings," Reg. 24
amended.
4. Regulation 97 of the principal regulations is amended by substituting for subregulation (1A) the following subregulation:— Reg. 97
amended.
- (1a) Notwithstanding the provisions of subregulation (1) of this regulation, the parking on a road of a motor car, as described in the Second Schedule to the Act, and without any front lamps alight during the hours of darkness is not a breach of this regulation if either the rear clearance lamps or the rear lamp or lamps with which it is required to be equipped is or are kept alight. Motor car
may be
parked
without
front lamps
alight.
5. Regulation 170 of the principal regulations is amended by adding after proviso (b) to subregulation (2) a subregulation as follows:— Reg. 170
amended.
- (2a) Notwithstanding the provisions of subregulation (1) or subregulation (2) of this regulation a person shall not drive or employ a person to drive on a road a vehicle
- (i) any single tyre of which carries a weight exceeding 5,000 lb.;
- (ii) any single axle of which carries a weight exceeding 17,000 lb.;
- (iii) any tandem axle of which, having single wheels, carries a weight exceeding 20,000 lb.; or
- (iv) any tandem axle of which, having dual wheels, carries a weight exceeding 22,000 lb.
6. Subregulation (6) of regulation 240 of the principal regulations is amended— Reg. 240 (6)
amended.
- (a) by adding after the passage "if any," in line four the passage "and the weight of the trailer or semi-trailer whether laden or unladen."; Vide G.G.
9/3/55,
p. 1879.
- (b) by substituting for the passage "(with or without trailer or semi-trailer) of a gross weight—" in column 1 of the tabulation the passage "of a gross weight (inclusive of load and of gross laden weight of trailer or semi-trailer, if attached)—" Vide G.G.
9/3/55,
p. 1879.
7. Subregulation (1) of regulation 340 of the principal regulations is amended— Reg. 340 (1)
amended.
- (a) by adding after the word "Cottesloe" being the last word in paragraph (i) the words "between North Street and Grant Street";

(b) by substituting for paragraph (ii) a paragraph as follows—

Eric Street.

(ii) on that portion of Eric Street, Cottesloe, between Marine Parade and any point 250 feet East of Marine Parade except—

in such areas as are set apart for the parking of vehicles, and

in such manner as is prescribed for the parking of vehicles in those areas,

in accordance with the following provisions, namely—

(a) on the Northern side, an area approximately 21 feet wide, which shall be defined on the street and which lies between a line 30 feet East of and parallel to a prolongation of the Eastern building line of Marine Parade and any point 170 feet East of that line, is set apart for the parking of vehicles as near as practicable to the kerb and at such angle from the kerb of the street as is indicated by lines marked within the area;

(b) on the Southern side, an area approximately 9 feet wide, which shall be defined on the street, and which lies between a line 20 feet East of and parallel to a prolongation of the Eastern building line of Marine Parade and any point 190 feet East of that line, is set apart for the parking of vehicles as near as practicable, and parallel, to the kerb;

(c) an area 21 feet wide, which lies 20 feet North of the Southern kerb of the street between a line 20 feet East of and parallel to a prolongation of the Eastern building line of Marine Parade and any point 190 feet East of that line, and which area shall be defined on the street, is set apart for the parking of vehicles at such angle from the kerb of the street as is indicated by lines marked within the area.

Reg. 343
revoked.

8. Regulation 343 of the principal regulations is revoked.

Reg. 344
amended.

9. Regulation 344 of the principal regulations is amended by substituting for subregulation (1) a subregulation as follows:—

Right hand
turns
restricted
at inter-
section of
High Street
and Market
Street.

(1) Between the hours of 8.30 a.m. and 9.30 a.m. and between the hours of 3.30 p.m. and 5.30 p.m. on any day of the week, excepting Saturdays and Sundays, and between the hours of 8.30 a.m. and 12.30 p.m. on any Saturday, the driver of any vehicle shall not turn the vehicle to the right at the intersection of High Street and Market Street, within the City of Fremantle, when traffic at the intersection is being regulated by a member of the Police Force unless so directed by the member of the Police Force.

New Reg.
348A added.

10. The principal regulations are amended by adding after regulation 348 a regulation as follows:—

Portions of
James Street,
Meadow
Street, Swan
Street and
Terrace Road
to be one-
way roads.

348A. A person shall not ride or drive any animal or vehicle on any of the sections of roads within the Guildford Municipal District described in Column 1 of the tabulation hereunder, except in the specified direction appearing opposite and corresponding to that section in Column 2 of the tabulation.

Column 1. Section of Road.	Column 2. Specified Direction.	
(a) James Street, between the Eastern building line of Johnson Street and the Western building line of Meadow Street:		
Northern roadway	West to East.	
Southern roadway	East to West.	
(b) Meadow Street, between the Northern building line of Stirling Street and the Southern building line of Swan Street:		
Eastern roadway	North to South.	
Western roadway	South to North.	
(c) Swan Street, between the Eastern building line of Meadow Street and any point two chains West of the Western building line of Hugh Street:		
Northern roadway	West to East.	
Southern roadway	East to West.	
(d) Terrace Road, between the Northern building line of Swan Street and any point four and a half chains from the junction of Swan Street and Terrace Road:		
North-Western roadway ..	In a North-Easterly direction.	
South-Eastern roadway ..	In a South-Westerly direction.	
11. Subregulation (1A) of regulation 356 of the principal regulations is amended by adding to the list of hotels after "Imperial Hotel" the following:—		Reg. 356 (1A) amended.
"King Edward Hotel."		
12. The principal regulations are amended by adding after regulation 366 the following regulation:—		New Reg. 366A added.
366A. (1) A person shall not park a vehicle at any time on the Eastern side of—		Parking restrictions in Catherine, Axon and Ellen Streets and May Avenue.
Catherine Street, Axon Street, Ellen Street, and May Avenue		
within the Subiaco Municipal District.		
(2) A person shall not park a vehicle at any time on the Northern side of York Street, between Catherine Street and Hamilton Street, within the Subiaco Municipal District.		Parking restrictions in York Street.
13. Regulation 373 of the principal regulations is amended by adding after the word "not" in line one the passage ", except between the hours of 9.30 a.m. and 11 a.m. on Saturdays and between the hours of 9.30 a.m. and 4 p.m. on any other day of the week,".		Reg. 373 amended.
14. Regulation 375A of the principal regulations is amended by adding after the word "of" in line three the words "the bitumen carriageway of."		Reg. 375A amended.
15. Regulation 376 of the principal regulations is amended by deleting from the Schedule to that regulation the passages		Reg. 376 amended.
(a) "Welshpool Road (to Boundary at Canning Location 203), Norman Street," in lines one and two of the Schedule;		
(b) "Railway Promenade, Railway Crescent, John Street, Ewing Street," in lines two and three of the Schedule;		
(c) "Railway Street, George Street, Wharf Street," in lines three and four of the Schedule; and		
(d) "Nicholson Road, Fremantle Road," in the last line of the Schedule.		

- Reg. 377A amended.
16. Regulation 377A of the principal regulations is amended by adding after the word "District" being the last word of the regulation the passage—
 "except between
 the hours of 9.30 a.m. and 11 a.m. on Saturdays, and
 the hours of 9.30 a.m. and 4 p.m. on any other day of
 the week."
- Reg. 378A revoked.
17. Regulation 378A of the principal regulations is revoked.
- New Reg. 378B added.
18. The principal regulations are amended by adding after regulation 378A a regulation as follows—
- Portions of Canning Highway to be one-way roads.
- 378B. A person shall not ride or drive any animal or vehicle on any of the sections of Canning Highway, within the Melville Road District, described in Column 1 of the tabulation hereunder, except in the specified direction appearing opposite and corresponding to that section in Column 2 of the tabulation.
- | Column 1.
Section of Canning Highway. | Column 2.
Specified Direction. |
|--------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|-----------------------------------|
| (a) Northern roadway between any point half a chain East of the Eastern building line of Hislop Street and any point seven chains East of the Eastern building line of Prinsep Road. | West to East. |
| (b) Southern roadway between any point half a chain East of the Eastern building line of Hislop Street and any point seven chains East of the Eastern building line of Prinsep Road. | East to West. |
- Regs. 386, 387 revoked.
19. Regulations 386 and 387 of the principal regulations are revoked.
- New Reg. substituted for Reg. 392A.
20. The principal regulations are amended by substituting for regulation 392A the following regulation:—
- Parking restrictions on Canning Highway.
- 392A. A person shall not park a vehicle on any portion of Canning Highway at any time except between
 the hours of 9.30 a.m. and 11 a.m. on Saturdays,
 and the hours of 9.30 a.m. and 4 p.m. on any other
 day of the week.
- Reg. 392B amended.
21. Regulation 392B of the principal regulations is amended by adding after the word "Highway" being the last word of the regulation the passage
 "except between
 the hours of 9.30 a.m. and 11 a.m. on Saturdays, and
 the hours of 9.30 a.m. and 4 p.m. on any other day
 of the week."
- 11th Sch. Table A amended. Item 2ca added.
22. Table A of the Eleventh Schedule to the principal regulations is amended by adding immediately after item "2c. Bridge Street" an item as follows:—
- | In Column 1. | In Column 2. |
|-------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
| 2ca. Charles Street—East and West sides—between Carrington Street and Hilda Street. | Parking of vehicles prohibited at all times except between the hours of 9.30 a.m. and 11 a.m. on Saturdays and between the hours of 9.30 a.m. and 4 p.m. on any other day of the week. |
- Item 14 of Table A of 11th Sch. amended.
23. Table A of the Eleventh Schedule to the principal regulations is amended—
- (a) by adding after the word "Street" being the last word in Column 1 of sub-item (c) of item "14. Mounts Bay Road" the passage "and between Spring Street and any point 120 feet West of Spring Street";

(b) by adding after the word "Drive" being the last word in Column 1 of sub-item (d) of item "14. Mounts Bay Road" the passage "and between Riverside Drive and any point 120 feet West of a prolongation of the Western building line of Spring Street."

24. Table A of the Eleventh Schedule to the principal regulations is amended by substituting for the figures "330" in Column 1 of paragraph (ii) of sub-item (b) of item "19. Railway Parade" the figures "440." Item 19 of Table A of 11th Sch. amended.

25. Table A of the Eleventh Schedule to the principal regulations is amended by adding immediately after sub-item (c) of item "23. St. George's Terrace" a sub-item as follows:— Item 23 of Table A of 11th Sch. amended.

In Column 1.	In Column 2.
(ca) From the Western building line of William Street for a distance of 125 feet West thereof.	Parking of vehicles prohibited at all times.

26. Table A of the Eleventh Schedule to the principal regulations is amended by substituting for sub-item (d) of item "26. Wellington Street" sub-items as follows:— Item 26 of Table A of 11th Sch. amended.

In Column 1.	In Column 2.
(d) North and South sides, between Barrack Street and any point 140 feet East thereof.	Parking of vehicles prohibited at all times.
(e) North and South sides, between George Street and Lord Street, excepting those portions described in sub-items (a), (b), (c) and (d) of this item.	Between 6.30 a.m. and 6.30 p.m. on any day of the week excepting Sundays, parking of vehicles restricted to 30 minutes.

FACTORIES AND SHOPS ACT, 1920-1954.

Department of Labour,
Perth, 7th December, 1955.

HIS Excellency the Governor in Executive Council under the provisions of the Factories and Shops Act, 1920-1954, has been pleased to make the Benzene Regulations, 1955, as set forth in the Schedule hereunder.

F. W. WARMAN,
Chief Inspector of Factories.

Schedule.

Benzene Regulations, 1955.

1. These regulations may be cited as the Benzene Regulations, 1955.
2. In these regulations unless inconsistent with the context or subject matter—

"benzene" means the chemical compound benzene, sometimes known as benzol or benzole, and having the chemical formula C_6H_6 or any liquid containing more than 97 per cent. of this chemical constituent;

"medical practitioner" means a legally qualified medical practitioner registered under the Medical Act, 1894-1952;

"distant breathing air mask" means an arrangement of face mask equipped with the necessary valves and fitted with a hose connected in such a way and of such a length that the distal end of the hose is placed in fresh air uncontaminated by benzene;

"positive pressure air mask" means an arrangement of face mask or hood and a hose connected thereto through which fresh air is supplied to the wearer by a compressed air cylinder or compressor;

"oxygen mask" means an arrangement of a face mask or hood and a hose connected thereto through which oxygen is supplied to the wearer by a cylinder of compressed oxygen.

3. (1) Where a liquid or other substance consisting of benzene or containing in excess of five parts per centum by weight of benzene is used in any process or occupation in any factory, the person by whose authority the process or occupation is carried on shall display or cause to be displayed in a conspicuous position and in the vicinity of the process a poster containing the information set out in the First Schedule to these regulations.

(2) Where the Inspector is satisfied that the position of a poster displayed pursuant to paragraph (1) of this regulation is not sufficiently conspicuous or not sufficiently near to the process he may order that the poster be displayed in such other position as the Inspector may order.

4. (1) Subject to the provisions of subregulation (2) of this regulation the occupier of a factory shall not permit the use of any liquid or other substance consisting of benzene or containing benzene in excess of five parts per centum by weight in any container holding more than six fluid ounces of the liquid or other substance unless the container has displayed on it in a legible manner the following:—

- (a) The appropriate symbol adopted by the Medical Industries Committee, I.L.O.
- (b) The name and address of the seller.
- (c) The amount of benzene present in the liquid or other substance, expressed as parts per centum by weight.
- (d) The word "Danger" in bold-faced sans serif capital letters which shall be of not less than 18 points for a container of less than 1 gallon capacity and of not less than 72 points for a container of 1 gallon or more capacity.
- (e) The information set out in the Second Schedule to these regulations.

(2) Where such liquid or other substance is to be used as a motor fuel only and contains less than 20 parts per centum by weight of benzene such container may have displayed on it instead in a legible manner the following:—

- (a) The appropriate symbol adopted by the Medical Industries Committee of the International Labour Organisation.
- (b) The name and address of the seller.
- (c) The words "Dangers of Benzene (benzol)" in bold-faced sans-serif capital letters of not less than 18 points face measurement.
- (d) The warning matter as set out in the Third Schedule to these regulations.

5. A person shall not use any liquid containing more than one part per centum by weight of benzene for the purpose of spray painting except in accordance with the provisions of The Spray Painting Regulations, 1928.

6. (1) Every person employed in, on or about a factory shall, whenever required so to do by the occupier of the factory or the Commissioner of Public Health, or by the Chief Inspector of Factories, submit to an examination by the Commissioner of Public Health or some duly qualified medical practitioner appointed by the Commissioner.

(2) The examination shall take place at intervals as directed by the Commissioner of Public Health or a duly qualified medical practitioner.

7. The Commissioner or the medical practitioner who conducts an examination in accordance with regulation 6 of these regulations may order the suspension from employment in any process involving the use of benzene of any person examined by him; and no person whose suspension from employment has been so ordered shall work or be employed in a factory without the approval in writing of the Commissioner of Public Health, or of the medical practitioner who examined the employee.

8. Unless the air in any vat or other container which has contained benzene has been proved by appropriate test to contain less than 30 parts per million of benzene by volume, a person shall not be permitted to enter such vat, tank or container unless he is wearing a distant breathing air mask or a positive pressure air mask or an oxygen mask and has attached a safety belt and rope, and is attended by another person who remains outside the vat, tank or container, throughout the period in which he remains in the vat, tank or container.

9. The occupier of any factory or part thereof wherein there is used benzene shall not cause or allow concentrations of benzene in excess of 30 volumes of gas or vapour per million volumes of air to be present in the air in any factory or part of a factory.

10. Subject to regulation 11 of these regulations, the occupier of a factory shall provide to the satisfaction of the Inspector fans or other efficient appliances to carry off and render harmless any concentration of benzene greater than that mentioned in regulation 9.

11. Where the occupier is authorised to do so in writing by the Chief Inspector, the occupier of a factory in lieu of installing fans or other appliances as required by regulation 10 shall provide respirators, distant breathing apparatus or positive pressure air masks for use by all persons likely to inhale a concentration of benzene greater than that mentioned in regulation 9.

12. Every person so provided with personal equipment as described in regulation 11 shall use the apparatus at all times whilst exposed to a concentration of benzene greater than that mentioned in regulation 9.

13. (1) A copy of these regulations shall be exhibited in a conspicuous place in every factory in which benzene is used in any manner.

(2) The copy of the regulations shall be maintained in a legible condition.

14. The penalty for non-observance of these regulations shall be in accordance with section 151 of the Factories and Shops Act, 1920-1952.

First Schedule.

Dangers of Benzene (Benzol).

Benzene liquid is highly inflammable.

Benzene readily vaporises and the vapour is explosive over a wide range of concentrations with air.

Smoking or the presence of any naked flame, spark or heating element in the vicinity of benzene or benzene vapour is dangerous.

Benzene is poisonous.

The liquid may be absorbed through the skin and cause poisoning.

The vapour if breathed in large quantities may be immediately fatal. Chronic poisoning may arise from exposure to repeated small doses of vapour or contact of the skin with the liquid. Chronic poisoning may prove fatal years after contact.

Prevention and Treatment:

Do not breathe the vapour. If skin is contaminated with the liquid, wash it off. Do not wear garments soaked with benzene.

If a person collapses while in contact with vapour remove to fresh air and call a doctor. If breathing stops, give artificial respiration.

If proper precautions are taken in handling benzene it is unlikely to cause illness.

If at any time you feel persistently unwell, consult a doctor and inform him that you have been in contact with benzene.

Second Schedule.

This..... (name of substance) contains.....
(number of parts) per centum of benzene (benzol).

Dangers of Benzene (Benzol).

Inhalation of low concentrations for prolonged periods may cause serious illness and may even be fatal.

N.B.—If you can smell the benzene it is harmful to health for prolonged exposure.

Third Schedule.

Danger of Benzene (Benzol).

This fuel contains benzene and is to be used as a motor spirit only. Its use for other purposes such as dry cleaning, degreasing, etc., may endanger health.

Fourth Schedule.
Method of Analysis.

Determination of Benzene in Liquid or Other Substance.

Reagents Required:

- Nitro-sulphuric acid—equal parts of concentrated sulphuric acid (sp. gr. 1.84) and fuming nitric acid (sp. gr. 1.49-1.50).
Chromic acid solution—saturated.
Sodium hydroxide solution—40 per cent.
Alcohol—95 per cent.
Butanone (methyl ethyl ketone).
Ether (diethyl ether).
Petroleum ether (benzene-free).

Preliminary Procedure:

- (a) Remove the solvent from a known weight (W) of commercial product (*e.g.*, rubber, cement, millinery stiffener, etc.) by steam distillation into an erlenmeyer flask immersed in ice. Transfer distillate to separating funnel and run off aqueous layer.
- (b) Fractionally distil the solvent so obtained and collect the fraction between 70° and 95° C. Measure the volume of this fraction (v).
- (c) Where the sample is a solvent, take a known weight (W) and fractionally distil, collecting the fraction between 75° and 95° C. Measure the volume of this fraction (v).

Determination:

- (a) Accurately measure 0.10 ml of the fraction and transfer to a thoroughly dry test tube immersed in a beaker of water at 20° C.
- (b) Add slowly 2.0 ml of nitro-sulphuric acid at the rate of about one drop every two seconds. Immediately add one drop of chromic acid solution.
- (c) Stand in water bath for ten minutes, remove and add 25 ml distilled water.
- (d) When cold, transfer contents to separating funnel, extract nitrated product with 25 ml ether, wash ether extract, with two 25 ml lots of water and discard aqueous layers.
- (e) Transfer ether extract to 100 ml volumetric flask and make to mark with alcohol.
- (f) Place a 10 ml aliquot in a test tube, add 1 ml butanone and two drops sodium hydroxide solution, shake and allow to stand.
- (g) After standing 20 minutes in the dark at room temperature, measure the intensity of crimson colour produced from the m-dini-trobenzene by use of a suitable photoelectric colorimeter and colour filter with maximum transmission at 550 millimicrons (*e.g.*, Spekker Photoelectric Absorptiometer and Ilford Yellowish-Green Filter 605). If the colour intensity is too strong for accurate measurement, repeat from paragraph (f) with a smaller aliquot, diluted to 10 ml with alcohol.
- (h) Using colorimeter reading, determine benzene content (B) of the fraction as per cent. vol./vol. from graph in "standardisation" below.

Standardisation:

Prepare benzene solutions in benzene-free petroleum ether containing 0.5, 1.0, 1.5, 2.0, 2.5 and 3.0 per cent. benzene (vol./vol.) respectively. Treat 0.10 ml of each of these solutions exactly as under "Determination" above. Graph colorimeter readings against percentage of benzene.

Calculation:

- (1) Percentage of benzene (wt./wt.) in sample is calculated thus—

$$B \times \frac{v}{100} \times 0.87 \times \frac{100}{W}$$