



# Government Gazette

OF

## WESTERN AUSTRALIA

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No. 58]

PERTH : TUESDAY, 6th JULY

[1971

### POLICE ACT, 1892-1970.

Police Department,  
Perth, 1st July, 1971.

File 65/548.

HIS Excellency the Governor in Executive Council, acting pursuant to the provisions of section 138A of the Police Act, 1892-1970 and section 11 of the Interpretation Act, 1918-1970, has been pleased—

- (a) to revoke the regulations entitled "Regulations Made Under and For the Purposes of Part VIA of the Police Act, 1892, (as amended by section 2 of the Police Offences (Drugs) Act, 1928)" reprinted and published as so reprinted in the *Government Gazette* on the 12th November, 1958, as amended from time to time; and
- (b) to make the regulations set forth in the Schedule to the attached notice.

A. L. M. WEDD,  
Commissioner of Police.

### SCHEDULE.

#### Police Act (Dangerous Drugs) Regulations.

1. These regulations may be cited as the Police Act (Dangerous Drugs) Regulations. Citation.
2. In these regulations—  
"the Act" means the Police Act, 1892 as amended from time to time. Definition.
3. For the purposes of sections 94B and 94G of the Act, the prescribed quantities of drugs are those set out in the First Schedule to these regulations. Prescribed Quantities of certain drugs.
4. For the purposes of subsection (7) of section 94E of the Act and section 94H of the Act, a certificate of the result of the analysis of a drug substance by an analyst appointed under the provisions of the Health Act, 1911 shall be in the form of Form 1 in the Second Schedule to these regulations. Certificate of analysis.

Form of search warrant. 5. A search warrant for the purposes of section 94D or section 94H of the Act may be in the form of Form 2 in the Second Schedule to these regulations.

## FIRST SCHEDULE.

Drug	Prescribed quantity
Acetyldihydrocodeinone	500 milligrammes.
Alphaprodine	3 grammes.
Amphetamine	500 milligrammes.
Anileridine	2.5 grammes.
Cannabis, excluding the separated resin	25 grammes.
Cannabis resin	5 grammes.
Cannabis	40 cigarettes each containing any proportion of cannabis.
Cocaine	500 milligrammes.
Codeine except where Schedule Two or Four of the Poisons List applies	3 grammes.
Dextromoramide	1 gramme.
Dihydrocodeine except where Schedule Two or Four of the Poisons List applies	3 grammes.
Diphenoxylate except where Schedule Four of the Poisons List applies	1 gramme.
Dipipanone	2.5 grammes.
Ethylmorphine except where Schedule Two or Four of the Poisons List applies	1.5 grammes.
Fentanyl	30 milligrammes.
Heroin	500 milligrammes.
Hydrocodone	750 milligrammes.
Hydromorphenol	750 milligrammes.
Hydromorphone	250 milligrammes.
Levorphanol	250 milligrammes.
Lysergide	4 milligrammes.
Lysergic acid, lysergide, bufotenine, N,N-dimethyltryptamine, psilocin, psilocybine and their derivatives having hallucinogenic properties	10 discrete dosage units.
Mescaline	7 grammes.
Mescaline, 2,5-dimethoxy-4-methylamphetamine and other substances structurally derived from methoxyphenylethylamine having hallucinogenic properties	10 discrete dosage units.
Methadone	1.5 grammes.
Methylamphetamine	500 milligrammes.
Methylphenidate	500 milligrammes.
Metopon	300 milligrammes.
Morphine except where Schedule One of the Poisons List applies	500 milligrammes.
Normethadone	375 milligrammes.
Opium	5 grammes.
Oxycodone	1.5 grammes.
Oxymorphone	250 milligrammes.
Pethidine	5 grammes.
Phenadoxone	2.5 grammes.
Phenazocine	250 milligrammes.
Phenmetrazine	2.5 grammes.
Phenoperidine	250 milligrammes.
Pholcodine except where Schedule Two or Four of the Poisons List applies	750 milligrammes.
Piminodine	2.5 grammes.
Psilocin	100 milligrammes.
Psilocybine	100 milligrammes.
Tetrahydrocannabinol	40 cigarettes each containing any proportion of tetrahydrocannabinol.
Trimeperidine	3 grammes.

SECOND SCHEDULE.

Form 1.

Western Australia.

Police Act, 1892.

CERTIFICATE OF ANALYSIS.

Analysis Register No. ....

I, ....., an Analyst duly appointed under the provisions of the Health Act, 1911, hereby certify that the seal on the sample of ..... received by me from ..... on the ..... day of ....., 19....., and marked ....., was unbroken.

I further certify, that I have analysed the said sample, and that the result of such analysis is as follows:—

.....

Signed the ..... day of ....., 19.....

(Analyst's signature)  
(Address)

Form 2.

FORM OF WARRANT.

TO WIT

To:

WHEREAS it appears to me ..... A Justice of the Peace, by the complaint on oath of ..... of ..... in the State ....., pursuant to the provisions of Section 94D Sub-section 2 of the Police Act, 1892-1969 that there is reasonable ground for suspecting that in the house or premises situated at ..... in the State.

.....  
.....  
.....  
.....  
.....

This is therefore to authorise and require you with such assistants as may be necessary to enter into and upon and search such house or premises at any time during the day or night and there to open or break open if necessary and search all things found therein or thereon and to search all persons found therein or thereon and if necessary to use force in making such entry into or upon such house or premises whether by breaking open doors or otherwise, and to arrest and bring before a stipendiary magistrate or two Justices of the Peace all persons found therein or thereon and seize all substances and preparations found in or on such house or premises, or in the possession or under the control of any person therein as may reasonably be suspected of being or containing a drug or are in contravention of any provision of Part VI-A or Part VI-B of the Police Act, 1892-1970, or the regulations made thereunder, and all articles used or capable of being used for the purpose of preparing, taking or administering any drug of addiction or specified drug for the purposes of addiction, and all documents relating to any transaction or dealing that would, if carried out, be an offence against the said Act or regulations, or any corresponding law in force outside the State, to be dealt with according to law:

And for so doing this shall be your Warrant.

Given under my hand at ..... in Western Australia, this ..... day of ....., 19.....

## LOCAL GOVERNMENT ACT, 1960-1970.

The Municipality of the Shire of Mundaring.

By-laws Relating to New Street Alignments.

LG. 31/59.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the eighteenth day of February, 1971 to make and submit for confirmation by the Governor the following by-law:—

New Street Alignment By-law No. 1: Pursuant to the provisions of section 364 (1) of the Local Government Act, 1960, the Council hereby prescribes the lines shown on the plan in the schedule hereto as the new street alignment for those parts of Great Eastern Highway that are shown on the said plan for the purpose of extending the width of such street to such new street alignment.

Dated the 18th day of February, 1971.

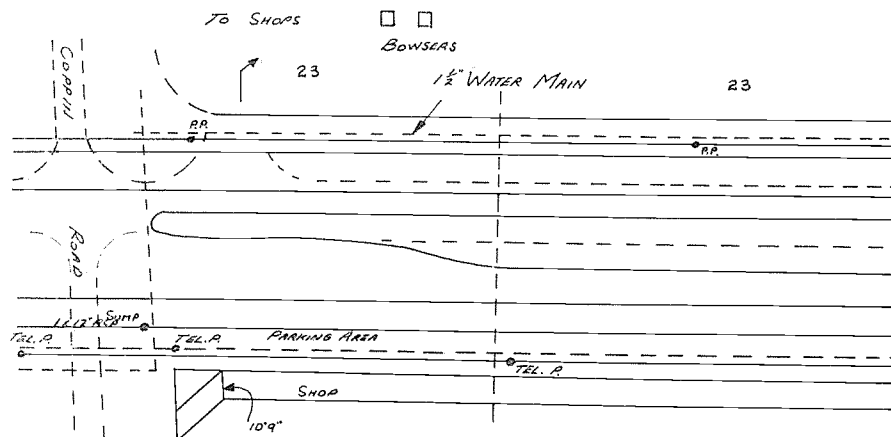
The Common Seal of the Shire of Mundaring  
was hereunto affixed pursuant to resolution  
of the Council in the presence of—

[L.S.]

K. A. PUSTKUCHEN.  
President.  
T. F. STRIBLING.  
Shire Clerk.

## Schedule.

## Plan.



Recommended—

R. H. C. STUBBS,  
Minister for Local Government.

Approved by his Excellency the Governor in Executive Council this 23rd  
day of June, 1971.

W. S. LONNIE,  
Clerk of Council.

MARKETING OF LINSEED ACT, 1969.

Department of Agriculture,  
South Perth, 29th June, 1971.

HIS Excellency the Governor, acting with the advice and consent of the Executive Council, pursuant to the powers conferred by the Marketing of Linseed Act, 1969, has been pleased to make the regulations set forth in the schedule hereunder:

E. N. FITZPATRICK,  
Director of Agriculture.

Schedule.

Regulations.

- Principal regs. 1. In these regulations the Linseed Board (Elections) Regulations, 1970, published in the *Government Gazette* on the 12th August, 1970, are referred to as the principal regulations.
- Amendment to reg. 5. 2. Subregulation (1) of regulation 5 of the principal regulations is amended by substituting for the word "fifty", in line one, the word "twenty".

CITY OF PERTH PARKING FACILITIES ACT, 1956-1970.

The Municipality of the City of Perth.

By-law No. 60—Care, Control and Management of Parking Facilities—Amendment

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it the Council of the abovementioned Municipality hereby records having resolved on the 15th day of March, 1971, to make and submit for confirmation by the Governor the following amendments to By-law No. 60:—

1. That Clause 47 be amended by deleting the passage:  
The modified penalties shall be.—  
(a) in the case of an offence under clause 35 (b) Five dollars (\$5.00)  
and substituting therefor the passage:  
The modified penalties shall be—  
(a) in the case of an offence under clauses 28 (a), 29, 30, 34 or 35 (b) Five dollars (\$5.00).
2. That the First Schedule be amended by deleting clause 7 (c) and substituting therefor the following:—  
7. (c) Two hour meter:
 

For a half hour period	....	....	....	....	....	....	....	c
For a one hour period	....	....	....	....	....	....	....	5
For a one and a half hour period	....	....	....	....	....	....	....	15
For a two hour period	....	....	....	....	....	....	....	20

Dated this 20th day of May, 1971.  
The Common Seal of the City of Perth was hereunto affixed in the presence of—

[L.S.] T. E. WARDLE,  
Lord Mayor.  
G. O. EDWARDS,  
Town Clerk.

Recommended— J. DOLAN,  
Minister for Police and Transport.

Approved by His Excellency the Governor in Executive Council this 23rd day of June, 1971.  
W. S. LONNIE,  
Clerk of the Council.

## HOSPITALS ACT, 1927-1969.

## Yarloop District Hospital Board—Resolution.

WHEREAS under the provisions of section 23 of the Hospitals Act, 1927-1969, a Board may itself establish and manage a Medical Fund, the object of which shall be to secure for its subscribers medical attendance, hospital treatment, or other similar benefits; and may, by by-laws, provide for the regulation and control of such funds; and whereas a Medical Fund has been established by the Board of Management of the Yarloop District Hospital: Now, therefore, the said Board of Management, acting pursuant to section 23 of the Hospitals Act, 1927-1969, do hereby make by-laws for the regulation and control of the said Medical Fund in the manner set forth in the schedule hereunder.

## Schedule.

1. Repeal: The by-laws hereto made by the Yarloop Hospital Board and published in the *Government Gazette* on the 5th May, 1967, and amended from time to time thereafter, are hereby repealed.
2. Name: The fund shall be known as the Yarloop District Medical and Ancillary Fund (hereinafter called for the purposes of these by-laws the Medical Fund or Ancillary Fund or Organisation as the context requires).
3. "A Medical Benefits Fund is to be conducted by the Organisation in respect of the State of Western Australia."
4. Board of Management: The administration of the fund shall be vested in the Yarloop Hospital Board as constituted from time to time in accordance with the provisions of the Hospitals Act, 1927-1969.
5. Alteration: The Board may make any alterations to these by-laws provided that due notice of motion of such alterations shall be submitted to the Governor in Council, and to the Commonwealth Director of Health for their approval.

## Membership.

6. Any person may apply to become a subscriber to the Medical Fund and/or Ancillary Fund, but the Board reserves the right to accept or reject any application for membership at its absolute discretion.
7. The term "Subscriber" shall mean any person who is financial and has paid his or her subscription in accordance with these by-laws before seeking any benefits or privileges and shall include, so far as benefits are concerned, all dependants of the subscriber.
8. The word "Dependant" shall mean the wife, parents and grandparents of a subscriber, the sons, daughters, brothers and sisters not over 16 years of age of a subscriber, who actually are residing with, and are wholly dependent on him at the date of illness or accident which the Medical Officer is required to treat and a female relative who is employed as a full-time housekeeper by, and who is wholly dependent on the subscriber at the date of such illness or accident.
9. If the Medical Officer is not aware or is in doubt as to whether any person is or is not a dependant he may refer the matter to the Secretary and be guided by his decision.
10. Every subscriber to the Medical Fund and his dependants shall, if required, submit to a medical examination by the Fund Medical Officer before he is accepted as a subscriber.
11. Dependants who are full time students shall be entitled to receive benefits on a "Fee for Service" basis whilst living away from home.  
For Fund Benefit purposes, a student dependant is one who has been accepted by this Organisation beyond 16 years of age and who is (a) unmarried; (b) a full time student at a school, college or university which is recognised for Income Tax purposes; (c) under the age of 24 years; and (d) not liable to pay income tax.
12. A subscriber may continue membership of the Fund although not residing within the Fund area and shall be entitled to those benefits given under a "Fee for Service".

13. Contributors who transfer from another Fund within a period of two months from the date to which contributions were last paid, shall be accepted with membership rights not less beneficial than accrued in the previous fund, providing that services other than Fund Medical Officer consultations shall be paid for on a "Fee for Service" basis during the period for which member is exempt from waiting time.

14. A person who contributes to a medical benefits fund conducted by another registered medical benefits organisation is not eligible to contribute to a medical benefits fund conducted by this organisation.

15. A subscriber shall only be entitled to benefits for himself and dependants as long as he shall be a financial member of the Fund, and any subscriber who is four weeks in arrears may be deemed to be unfinancial and, if so deemed, shall forfeit all benefit from the Fund.

#### Subscriptions.

16. (a) Medical Fund subscription rates shall be 40 cents per week. Members between the ages of 16 and 21 years and employees of the Yarloop Hospital shall be 20 cents per week if without dependants.

(b) Ancillary Fund subscription rates shall be 20 cents per week. Single members shall be 10 cents per week if without dependants.

(c) Medical Fund subscription rates for "Fee for service" members shall be 40 cents per week. Single members shall be 20 cents per week if without dependants.

(d) Any person who is in possession of a Pensioners Medical Entitlement card may be accepted at 50 cents per calendar month for the Medical Fund and 25 cents per calendar month for the Ancillary Fund.

#### Waiting Periods.

17. For other than accidents or confinements, benefits will not be available until the expiration of a period of two months after acceptance of membership.

18. The subscriber shall be entitled to benefits from the Fund if he meets with an accident at any time after acceptance of membership.

19. Benefit for confinements will not be available to the subscriber until the expiration of a period of nine months after acceptance of membership. Benefits for premature births will be paid if the estimated date of delivery would have been after nine months' membership.

#### Limitations.

20. Benefit will not be payable in the following cases:—

- (a) Examination for Life Insurance.
- (b) Insanity after certification.
- (c) Tuberculosis after date of Positive diagnosis.

#### Accounts.

21. Separate Accounts shall be maintained for the Medical and Ancillary Funds and a statement of receipts and payments in respect to each Fund shall be compiled monthly. A balance sheet of each Fund shall be published annually. The accounts shall be audited annually by an officer appointed by the Minister for Health under section 26 of the Hospitals Act, 1927-1969.

22. The Secretary as appointed from time to time to the Hospital Board shall be the Secretary of the Medical and Ancillary Fund and shall keep the books and carry out the duties required under the instructions of the Board. He shall also act as the Public Officer of the Funds to perform all acts required under the National Health Act.

23. There shall be credited to the Fund the whole of the income of the Organisation arising out of the carrying on of business in Western Australia as a registered medical benefits organisation.

24. No amount shall be debited to this Fund other than—

- (a) payments by the Organisation of medical fund benefits, or any benefits payable under these rules, in respect of contributors to the Fund;
- (b) costs incurred by the organisation wholly and exclusively in the carrying on of business in Western Australia as a registered medical benefits organisation;

- (c) such proportion of any costs incurred by the organisation in the carrying on of business as a registered medical benefits organisation, not being costs incurred wholly and exclusively in relation to business in this State as is approved by the Director-General as being an equitable proportion; and
- (d) any amount transferred, with the approval of the Minister, to another medical benefits fund conducted by the organisation.

25. The cost of administration shall at no time exceed 12½% (per cent), or the limits laid down by the Director-General of Health.

#### Medical Fund Benefits.

26. Every subscriber and dependant, being a member of the Medical Fund, shall be entitled to medical and surgical treatment, free of charge by the Fund Medical Officer for all cases of sickness and accident, and including midwifery while an inpatient or outpatient of a Hospital attended by the Fund Medical Officer subject to the conditions set forth in these by-laws, except in the case of "Fee for Service" members, who will be covered under the provisions in By-law 28.

27. Payment for diathermy treatment, or for an electrocardiograph whether taken at Yarloop by the Fund Medical Officer or elsewhere, on his recommendation by another Medical Practitioner, shall be paid for on a "Fee for Service" basis.

28. For services rendered on and after 1st July, 1970, Medical Funds benefits payable shall be in accordance with the Schedule of benefits for Western Australia contained in the National Health Act, 1955-1970, or any regulations as made thereunder as may be amended from time to time.

29. The Fund may make payment direct to the Hospital or Doctor concerned or the subscriber on production of an account from the Hospital or Doctor duly receipted as being paid in Full.

30. Where, in respect of a professional service rendered to a subscriber or to a dependant of a subscriber the aggregate of:—

- (i) the amount of the basic Commonwealth medical benefit in respect of the professional service; and
- (ii) the amount indicated as the fund medical benefit in respect of the professional service in the relevant table of fund medical benefits, exceeds the medical expenses incurred by the subscriber in respect of the professional service:
- (iii) fund benefit payable, but for that rule, in respect of the professional service shall be reduced by the amount of the excess, or
- (iv) if the excess is equal to or greater than the fund benefit so payable, fund benefit is not payable in respect of that professional service, but provided that fund benefit is not to be reduced in respect of any associated services in respect of which any Commonwealth additional benefit is payable.

31. (i) Where in respect of medical expenses incurred by a subscriber, he has received or established his right to receive a payment by way of compensation or damages (including a payment in settlement of a claim for compensation or damages) under the law of the Commonwealth or of a State or Territory, and the amount of that payment is not less than the aggregate of the amount of Commonwealth benefit and the amount of fund benefit that would be payable in respect of those medical expenses if he had not received or established his right to receive that payment, fund benefit is not payable in respect of those medical expenses.

(ii) Where in respect of medical expenses incurred by a subscriber, he has received or established his right to receive a payment of the kind referred to in the last preceding rule, but the amount of that payment is less than the aggregate referred to in that rule, fund benefit is not payable in respect of those medical expenses except to the extent of such amount indicated by the Commonwealth Director of Health.

32. Where—

- (i) a subscriber is resident in the State of Western Australia;
- (ii) the subscriber receives a medical service in another State, and



(iii) the Fund benefit prescribed by the National Health Act, or the Regulations under the Act for that service in respect of that other State is higher than the fund benefit prescribed for that service in respect of the State of Western Australia,

the fund benefit payable to the subscriber for that service shall, except with the approval of the Commonwealth Director of Health, be the fund benefit prescribed by the National Health Act or the Regulations under the Act for that service in respect of that State.

33. The model rules contained in Appendix C to Circular MB76/HB61 will apply in respect of Subsidised Medical Services.

Eligible contract subscribers who elect to avail themselves of the benefits under the Subsidised Medical Services Scheme shall be regarded as fee-for-service subscribers during the period of entitlement under the Subsidised Medical Services Scheme.

#### Ancillary Fund Benefits.

34. If a subscriber or any of his dependants on the recommendation of the Fund Medical Officer is required to receive treatment as an outpatient at any Hospital, the Fund shall pay the outpatient attendance fees.

35. If a subscriber or any of his dependants on the recommendation of the Fund Medical Officer is required to travel for the purpose of consulting another Doctor, the Ancillary Fund shall pay the cost of such transport at the following rates. To Perth \$3.00. To Bunbury \$1.50. Half these rates for Pensioners, and fare paying children.

36. If owing to the condition of a subscriber or any of his dependants the Fund Medical Officer recommends transport by ambulance or other vehicle, the Ancillary Fund shall pay the cost of such transport at a rate not exceeding 20 cents per mile one way.

37. On the recommendation of the Fund Medical Officer, and the Secretary, ex gratia payments from the Ancillary Fund shall be made for special dyes, sera, or vaccines, and other essential services as may be required for subscribers or their dependants from time to time.

38. All drugs, dressings and appliances supplied to subscribers shall be provided at the sole discretion of the Fund Medical Officer and from the Fund dispensaries. The cost to subscribers for drugs shall be 50 cents per item supplied, with the exception of Pensioner members to whom no charge will be made.

39. Payment of normal Ancillary Fund benefits shall be made to any financial member of the Yarloop Medical Fund who transfers to membership under By-law 33, providing that member elects to pay normal Ancillary Fund subscriptions whilst an S.M.S. member.

#### Fidelity.

40. The Board may require of any Officer handling any moneys of the Fund such guarantee of fidelity as the Board may decide or the Medical Department may require.

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Passed at a meeting of the Yarloop District Hospital Board of Management on the 18th August, 1970.

B. G. BLACKBURN,  
Chairman.

A. J. GOODMAN,  
Secretary.

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Approved by His Excellency the Governor in Executive Council, this 23rd day of June, 1971.