

[1961]



VICTORIA GOVERNMENT GAZETTE.

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No. 150]

WEDNESDAY, AUGUST 12.

[1936

ACTS OF PARLIAMENT.

PROCLAMATION

By His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia. &c., &c., &c.

I, THE Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, in the Commonwealth of Australia, do hereby declare that I have this day assented, in His Majesty's name, to the Bills passed by the Parliament of the said State, the titles whereof are hereunder set forth, that is to say:—

No. 4370. "An Act to amend Part VIII. of the *Instruments Act 1928*."

No. 4371. "An Act to amend the *Water Act 1928*."

No. 4372. "An Act to apply out of the Consolidated Revenue the sum of Three hundred and forty-one thousand six hundred and eighty-two pounds to the service of the year One thousand nine hundred and thirty-five and One thousand nine hundred and thirty-six."

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this eleventh day of August, in the year of our Lord One thousand nine hundred and thirty-six, and in the first year of the reign of His Majesty King Edward VIII.

(L.S.)

F. W. MANN.

By His Excellency's Command,

A. A. DUNSTAN.

GOD SAVE THE KING!

PUBLIC HOLIDAYS.

PROCLAMATION

By the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia. &c., &c., &c.,

IN pursuance of the provisions contained in Part VII. of the *Public Service Act 1928* (19 Geo. V. No. 3757), I, the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, in the Commonwealth of Australia, by and with the advice of the Executive Council of the said State, do by this my Proclamation appoint

No. 150.—9647.—Price 6d.; Quarterly, 7s. 7d.; Half-Yearly, 15s. 2d.; Yearly, 30s. 4d.

the days and dates hereunder mentioned to be observed as Public Holidays or Public Half-Holidays (as the case may be) at the places respectively specified, viz.:—

Public Holidays:—

- MONDAY, THE 31ST DAY OF AUGUST, 1936, throughout the Borough of Queenscliffe;
- THURSDAY, THE 17TH DAY OF SEPTEMBER, 1936, throughout the Shire of Arapiles*;
- WEDNESDAY, THE 7TH DAY OF OCTOBER, 1936, throughout the Shire of Chiltern*;
- THURSDAY, THE 15TH DAY OF OCTOBER, 1936, throughout the West Riding of the Shire of Dimboola*;
- TUESDAY, THE 20TH DAY OF OCTOBER, 1936, throughout the Shire of Dimboola*;
- THURSDAY, THE 22ND DAY OF OCTOBER, 1936, throughout the North and Centre Ridings of the Shire of Dimboola*;
- SATURDAY, THE 24TH DAY OF OCTOBER, 1936, throughout the Shire of Rodney*;
- SATURDAY, THE 14TH DAY OF NOVEMBER, 1936, throughout the Shire of Dimboola*;
- WEDNESDAY, THE 18TH DAY OF NOVEMBER, 1936, throughout the Shire of Metcalfe*.

Public Half-Holidays from the Hour of Twelve o'clock noon:—

- WEDNESDAY, THE 19TH DAY OF AUGUST, 1936, throughout the City of Bendigo†;
- THURSDAY, THE 27TH DAY OF AUGUST, 1936, throughout the East Riding of the Shire of Kowree*;
- TUESDAY, THE 8TH DAY OF SEPTEMBER, 1936, throughout the Central, West, and North Ridings of the Shire of Kowree*;
- WEDNESDAY, THE 30TH DAY OF SEPTEMBER, 1936, throughout the City of Geelong West and the Town of Newtown and Chilwell*;
- SATURDAY, THE 17TH DAY OF OCTOBER, 1936, throughout the South and West Ridings of the Shire of Dimboola*;
- WEDNESDAY, THE 18TH DAY OF NOVEMBER, 1936, throughout the Town of Ararat* and the North and East Ridings of the Shire of Ararat*.

* Agricultural Show. † Races.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this eleventh day of August, in the year of our Lord One thousand nine hundred and thirty-six, and in the first year of the reign of His Majesty King Edward VIII.

(L.S.)

F. W. MANN.

By His Excellency's Command,

H. S. BAILEY,
Chief Secretary.

GOD SAVE THE KING!

PUBLIC HIGHWAY.—CITY OF MALVERN.

PROCLAMATION

By His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS by the *Local Government Act 1928* (No. 3720), sections 518 and 519, it is amongst other things enacted that it shall be lawful for the Governor in Council at any time, and from time to time, upon the request of the Council of any municipality, by notice in the *Government Gazette*, to declare any land reserved, used, or by purchase or exchange acquired for a street, road, highway, thoroughfare, bridge, square, court, alley, or right-of-way to be a public highway, and that such land shall thereupon and thenceforth from the date of such Proclamation become and be absolutely dedicated to the public as a public highway within the meaning of any law then or thereafter in force: And whereas the Council of the City of Malvern has requested that the land hereinafter mentioned, which has been used as a street, be so declared to be a public highway: Now therefore I, the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, in the Commonwealth of Australia, by and with the advice of the Executive Council of the said State, do by this Proclamation declare the land used as a street hereinafter named and described, and situated within the City of Malvern aforesaid, to be a Public Highway within the meaning of the said Act, viz:—

PUBLIC HIGHWAY.—CITY OF MALVERN.

Name of Street.	Extent.	Width of Carriage-way.	Width of Footways on Each Side.	Total Width.
Denham-place	Commencing at a point on the north building line of Malvern-road 7 ft. west of the eastern boundary of Crown section 26, Parish of Prahran, County of Bourke, thence by a line bearing north 0 deg. 52 min. west for a distance of 1087 ft. 11 in.; thence by line bearing east for a distance of 40 ft.; thence by a line bearing south 0 deg. 52 min. east for a distance of 1078 ft. 11 in.; thence by a line bearing west for a distance of 40 ft. to the starting point	27 ft.	6 ft. 6 in.	40 ft.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this third day of August, in the year of our Lord One thousand nine hundred and thirty-six, and in the first year of the reign of His Majesty King Edward VIII.

(L.S.)

F. W. MANN.

By His Excellency's Command,

GEO. L. GOUDIE,
Commissioner of Public Works.

GOD SAVE THE KING!

Marketing of Primary Products Act 1935 (No. 4337).

DECLARATION THAT A BOARD SHALL BE CONSTITUTED IN RELATION TO MAIZE.

PROCLAMATION

By His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS in accordance with sub-section (5) of section 6 of the *Marketing of Primary Products Act 1935*, more than sixty per centum of the producers of maize entitled to vote at a poll taken on the question whether a Marketing Board shall be constituted in relation to maize voted thereat, and more than sixty per centum of the votes polled are in favour of the constitution of a Board. Now therefore I, the Lieutenant-Governor, as Deputy for the Governor of the State of Victoria, in the Commonwealth of Australia, by and with the advice of the Executive Council of the said State, by this my Proclamation hereby declare that a Marketing Board shall be constituted in relation to maize, and that the provisions of the said Act shall apply to maize.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this eleventh day of August, in the year of our Lord One thousand nine hundred and thirty-six, and in the first year of the reign of His Majesty King Edward VIII.

(L.S.)

F. W. MANN.

By His Excellency's Command,

E. J. HOGAN,
Minister of Agriculture.

GOD SAVE THE KING!

PUBLIC HIGHWAY.—CITY OF MOORABBIN.

PROCLAMATION

By His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS by the *Local Government Act 1928* (No. 3720), section 518, it is amongst other things enacted that it shall be lawful for the Governor in Council at any time, and

from time to time, upon the request of the Council of any municipality, by notice in the *Government Gazette*, to declare any land reserved, used, or by purchase or exchange acquired for a street, road, highway, thoroughfare, bridge, square, court, alley, or right-of-way to be a public highway, and that such land shall thereupon and thenceforth from the date of such Proclamation become and be absolutely dedicated to the public as a public highway within the meaning of any law then or thereafter in force: And whereas the Council of the City of Moorabbin has requested that the land hereinafter mentioned, which has been used as a street within the said city, be so declared to be a public highway: Now therefore I, the Lieutenant-Governor, as Deputy for the Governor of the State of Victoria, in the Commonwealth of Australia, by and with the advice of the Executive Council of the said State, do by this Proclamation declare the land used as a street hereinafter described, and situated within the City of Moorabbin aforesaid, to be a public highway within the meaning of the said Act, viz:—

PUBLIC HIGHWAY.—CITY OF MOORABBIN.

Sherwood-street.

Commencing at a point on the east building line of Thomas-street and at a distance of 703 feet south from North-road; thence north-easterly 89 deg. 7 min. for a distance of 330 ft. 2 in.; thence north-easterly 89 deg. 19 min. for a distance of 166 ft. 1 in.; thence south-easterly 179 deg. 17 min. for a distance of 53 ft. 11 in.; thence south-westerly 269 deg. 19 min. for a distance of 486 ft. 3 in.; thence south-easterly 224 deg. 27 min. for a distance of 14 ft. 24 in. to the east building line of Thomas-street; thence northerly along the eastern building line of Thomas-street for a distance of 62 ft. 10 in. to the commencing point.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this third day of August, in the year of our Lord One thousand nine hundred and thirty-six, and in the first year of the reign of His Majesty King Edward VIII.

(L.S.)

F. W. MANN.

By His Excellency's Command,

GEO. L. GOUDIE,
Commissioner of Public Works.

GOD SAVE THE KING!

APPOINTMENTS.

HIS Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, has, by Orders made on the 3rd day of August, 1936, been pleased to make the undermentioned appointments, viz.:—

DEPARTMENT OF CHIEF SECRETARY.

Registrar of Births and Deaths.

GEORGE EDWARD CHANDLER
to be Registrar of Births and Deaths at Belgrave, to date from commencement of duty (with fees), *vice* Sydney W. Hunt, removed from office.

Probation Officer.

EDWIN BLOMFIELD RILEY,
pursuant to the provisions of section 536 of the *Crimes Act 1928*, to be a Probation Officer at Melbourne.

Officer in Charge of Gaol (acting).

ROBERT HENRY DAVIS
to be Officer in Charge of the Sale Gaol (acting), to date from 27th July, 1936, during the absence of Robert T. Cox.

Member of Metropolitan Fire Brigades Board.

JAMES LAURENCE MURPHY, M.L.A.,
pursuant to the provisions of section 7 of the *Fire Brigades Act 1928*, to be a member of the Metropolitan Fire Brigades Board for the period ending 31st December, 1936, *vice* the Hon. Samuel Mauger, deceased.

DEPARTMENT OF MENTAL HYGIENE.

In pursuance of the provisions contained in the *Public Service Act 1928* and in the Lunacy Acts, the Permanent Head of the Department having requested that vacancies which have occurred should be filled, and the Director of Mental Hygiene having certified that appointments are required, that there are no persons available and fit in the Public Service to be promoted or transferred to fill the vacant offices, and that the persons named hereunder are entitled, under the provisions of the *Public Service Act 1928*, to be appointed to fill such vacancies on probation for twelve months, and to take effect from the date mentioned in each case, that is to say:—

Nurses, Grade III.

CLARICE DOLORES CLARK—10th July, 1936;
ANNE LUCY IRENE OSTLUND—10th July, 1936; and
MYRTLE BARBARA EUDORA BAIRD—20th July, 1936.

Attendant, Grade III.

JOHN EDWARD TODD—16th July, 1936.

DEPARTMENT OF LANDS AND SURVEY.

Trustees of Site,

WILLIAM GIST, and
ANNIE ISABELLA HUGHES
to be Trustees of the land temporarily reserved on the 10th February, 1862, as a Site for Wesley Church purposes at Smythesdale, in the room of Edward Hore and John Nicholls Bailey, both deceased.

Bailiffs of Crown Lands,

DONALD CHARLES GAZZARD,
KENNETH CHARLES HUDSON, and
GEORGE JOSEPH REYNOLDS, Inspectors of Land Settlement, Department of Lands and Survey,
to be Bailiffs of Crown Lands, without salary, in and for the State of Victoria.

DEPARTMENT OF LAW.

Commissioners for Taking Declarations, &c.,

WILLIAM SHELDON, 257 Brunswick-road, West Brunswick,
to be a Commissioner for taking Declarations and Affidavits under the provisions of Division 8 of Part IV. of the *Evidence Act 1928*, to resign upon removing from the neighbourhood of 257 Brunswick-road, West Brunswick.

JAMES COXON MARTIN, Numurkah,
to be a Commissioner for taking Declarations and Affidavits under the provisions of Division 8 of Part IV. of the *Evidence Act 1928*, to resign upon removing from the neighbourhood of Numurkah.

Bailiffs of County Court.

PATRICK JAMES WHEELER, Constable of Police, Werri-mull,
to be also a Bailiff of the County Court at Mildura, *vice* D. A. Morrison, resigned.

EDWARD PAUL OPPERMAN, First Constable of Police, Port Campbell,
to be also a Bailiff of the County Court at Camperdown, *vice* G. J. Hanlon, resigned.

Magistrates.

GEORGE LEOPOLD PUNSHON, 7 Errard-street south, Ballarat;
EDMOND CHRISTIAN DOEPEL, Sturt-street, Ballarat; and
WILLIAM BOWIE GRAY MACDONALD, 48 Lydiard-street south, Ballarat,
to Keep the Peace in the Southern Bailiwick of the State of Victoria.

SPENCER HARPER, 308 Flinders-lane, Melbourne; and
FRANK SELWYN HORN, 59 William-street, Melbourne,
to Keep the Peace in the Central Bailiwick of the State of Victoria.

HENRY EDWARD PETERSEN, Omeo,
to Keep the Peace in the Eastern Bailiwick of the State of Victoria.

DEPARTMENT OF MINES.

Member of Board of Examiners.

THOMAS PLATT, Inspector of Mines,
in pursuance of the provisions of section 25 of the *Coal Mines Regulation Act 1928* (No. 3637), to be a Member of the Board of Examiners for Coal Mine Managers, *vice* Samuel John Prowse, resigned.

Member of Sludge Abatement Board,

PERCY WILLIAM WAGSTAFF,
in pursuance of the powers conferred by section 484 of the *Mines Act 1928*, to be a Member of the Sludge Abatement Board, *vice* Samuel John Prowse, resigned.

Mining Registrar.

FRANCIS MARCUS PLUCKE
to act as Mining Registrar for the Maryborough and Carisbrook Divisions of the Maryborough Mining District, *vice* C. A. Plucke, deceased.

DEPARTMENT OF PUBLIC WORKS.

Wharf Manager,

First Constable CLAUDE HENRY WATSON KNOWLES,
No. 7053,
to be Wharf Manager at St. Leonards, to carry out that portion of Part II. of the *Marine Act 1928* which relates to the management of public wharfs, and to be an officer under section 10 of such Act to levy and collect wharfage rates thereat.

DEPARTMENT OF TREASURER.

Collector of Imposts (acting),

JOHN REGINALD KENT
to act as Collector of Imposts, Department of Agriculture, during the absence of J. Cardiff, on leave.

Receiver of Revenue,

JOHN PATRICK GLOSTER
to be Receiver of Revenue at Mildura, *vice* J. Hogan, relieved.

Receivers of Revenue (acting),

RICHARD HAMILTON GOSS
to act as Receiver of Revenue at Horsham during the absence of J. W. Hayes, on leave.

ROBERT LYNDON PAIGE
to be Receiver of Revenue at Warrnambool, *vice* W. P. Walsh, transferred.

EDMUND O'CONNELL
to act as Receiver of Revenue at Camperdown during the absence of A. R. Penfold, on leave.

Certifier of Accounts,

CLAUDE HUBBART LOFTUS
to certify expenditure accounts in connexion with the Education Department during the absence of R. C. Potter on sick leave from the 27th July to 3rd August, 1936.

(Assistants (Male),

RUPERT FRANCIS BAGNELL,
FRANK KEON,
JOHN FRANCIS NAUGHTON,
ALWYN CRISP GRIFFITHS,
JAMES OWEN MURPHY,
BASIL GILBERT EASTWOOD,
NORMAN ALEXANDER WILLIAM BILLING,
JOHN GRIFFITH CONDON,
ARNOLD ROWSON,
WILLIAM JOHN ROBERTS,
NORMAN THOMAS STEPHENS,
JAMES LAWRENCE MURPHY,
GERALD MICHAEL ROACH,
JOHN GEOFFREY CLIFFORD,
WILLIAM JOHN GORDON REED,
ARTHUR ROY FARRANT,
KEVIN MYLES STEPHEN HOLLAND,
FRANK HERBERT ELLA,
FRANCIS ERNEST D'ALBEDYHILL LETHBRIDGE,
AYLWIN GEORGE PRIME,
JOHN CHARLES SAUNDERS, and
NEVILLE WILLIAM BIRD

to be Assistants (Male), Taxation Branch; vacancies having occurred, and the Public Service Commissioner having certified on the 20th July, 1936, that appointments are required, that there are no persons available and fit in the Public Service to be promoted or transferred to fill the vacant offices, and that the persons named are entitled, under the provisions of the *Public Service Act 1928*, to be appointed to fill such vacancies on probation for six months.

C. W. KINSMAN,
Clerk of the Executive Council.

At the Executive Council Chamber,
Melbourne, 3rd August, 1936.

CONSUL FOR FRANCE AT MELBOURNE.

HIS Excellency the Governor directs the recognition of M. Charles Marie Claudon as Consul for France at Melbourne.

A. A. DUNSTAN,
Premier.

Premier's Office,
Melbourne, 7th August, 1936.

RESIGNATIONS.

HIS Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, has, by Orders made on the 3rd day of August, 1936, accepted the resignations of the persons named hereunder of the offices mentioned, viz.:-

DEPARTMENT OF MINES.

SAMUEL JOHN PROWSE, Chief Mining Inspector, as a member of the Board of Examiners for Mining Surveyors, as a member of the Sludge Abatement Board, and also as a member of the Board of Examiners for Coal Mine Managers, as from the 20th July, 1936.

DEPARTMENT OF LAW.

GILBERT JOHN HANLON as a Bailiff of the County Court at Camperdown.
DONALD ALEXANDER MORRISON as a Bailiff of the County Court, at Mildura.

C. W. KINSMAN,
Clerk of the Executive Council.

At the Executive Council Chamber,
Melbourne, the 3rd August, 1936.

COUNTY COURTS.

CHANGES OF DATES OF SITTINGS.

NOTICE is hereby given that the Sittings of the County Court, Court of Insolvency, and Court of Mines appointed to be holden at Korumburra on Tuesday, 20th October, 1936; Birchip, on Tuesday, 13th October, 1936; and Donald, on Wednesday, 14th October, 1936, have been altered, and the Sittings of the said Courts, will be holden at Korumburra on Tuesday, 13th October, 1936; Birchip, on Tuesday, 20th October, 1936; and Donald, on Wednesday, 21st October, 1936.

By order of the Judge,

J. D. MUSTOV,
Registrar.

Law Courts, William-street,
Melbourne, C.1, 7th August, 1936.

Public Service Act 1928 (No. 3757), Sections 90 and 91.

EXEMPTIONS.

HIS Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, and upon the recommendation of the Public Service Commissioner, has, by Orders made on the 3rd day of August, 1936, exempted the officers specified hereunder from the provisions of sections 90 and 91 of the *Public Service Act 1928* (No. 3757):-

DEPARTMENT OF AGRICULTURE.

Officers of the Dairying Division, Department of Agriculture, who were required to work overtime in connexion with the issue of licences for dairies and dairy farms—such exemption to be operative for the period from the 22nd June, 1936, to the 22nd July, 1936.

C. W. KINSMAN,
Clerk of the Executive Council.

At the Executive Council Chamber,
Melbourne, the 3rd August, 1936.

Public Service Act 1928.

PRIVATE WORK.

UNDER the provisions of section 161 of the *Public Service Act 1928*, His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, has, by Order made on the 3rd day of August, 1936, granted permission to the undermentioned officer of the Public Service to engage in the work specified below, and to receive remuneration therefor, subject to the condition that the work be performed by him only during hours outside the ordinary hours fixed for the discharge of his duties in the Public Service:-

JOHN ARNOLD SEITZ, Department of Education, work in connexion with the Rural School broadcast.

C. W. KINSMAN,
Clerk of the Executive Council.

At the Executive Council Chamber,
Melbourne, the 3rd August, 1936.

Act No. 3757, Section 86 (VIII.).

REGULATIONS.—CLASSIFICATION OF GENERAL DIVISION.

CHAPTER VII.

THE Public Service Commissioner, in pursuance of the powers vested in him, hereby amends Chapter VII. of the Public Service Regulations as shown below, and submits the same for the approval of the Governor in Council:-

Department and Office.	Yearly Rate of Salary.	
	Minimum.	Maximum.
DEPARTMENT OF TREASURER.	£	£
TAXATION.		
Repeal—		
Assistant, Senior (Male)	250	287
(Increments, 4 of £6 and 1 of £13)		
Assistant (Adult) (Male)	203	261
(Increments, 1 of £6 and 4 of £13)		
Add—		
Stores Officer	250	287
(Increments, 4 of £6 and 1 of £13)		
Assistant, Senior (Male)	203	261
(Increments, 1 of £6 and 4 of £13)		
Assistant (Male)	78	190
To take effect as from the 20th July, 1936.		

J. HARNETTY,
Public Service Commissioner.

W. A. ROBINSON,
Secretary.

Office of the Public Service Commissioner,
Melbourne, 20th July, 1936.

Approved by the Governor in Council,
the 3rd August, 1936.

C. W. KINSMAN,
Clerk of the Executive Council.

Public Service Act 1928 (No. 3757), Sections 66 and 72.

REGULATIONS.—APPOINTMENT OR TRANSFER TO THE
CLERICAL DIVISION.

CHAPTER III.

THE Public Service Commissioner, in pursuance of the powers vested in him hereby amends Chapter III. of the Public Service Regulations, as shown below, and submits the same for the approval of the Governor in Council:—

For—

Clauses 5 and 8—

Read—

5. A candidate shall not be eligible for appointment to the Clerical Division unless he is recorded by the University of Melbourne as having passed the School Intermediate Examination (including the subject of Arithmetic), or has passed such other examinations as may be deemed by the University of Melbourne as equivalent thereto, and passes in Handwriting. Provided that a candidate shall be required to enter for competitive examination in either School Leaving subjects or School Intermediate subjects as hereinafter provided, and in Handwriting.

A candidate who enters for School Leaving subjects shall present himself for examination in at least four of the following subjects as prescribed, viz. :—

Honours Subjects.

English, Languages other than English (not more than two may be taken), Mathematics, I., II., III., IV. (one, two, or three in number, but not more, may be taken), British History, European History, Commercial Principles, Commercial Practice, Economics, Geology, Geography, Physics, Chemistry, Botany, Agricultural Science, Animal Biology.

Pass Subjects.

English, Languages other than English (not more than two may be taken), Mathematics, I., II., III., IV. (one, two, or three in number, but not more, may be taken, provided that Mathematics I. may not be taken with either Mathematics II. or Mathematics III.), British History, European History, Commercial Principles, Commercial Practice, Economics, Geology, Geography, Physics, Chemistry, Botany, Agricultural Science, Animal Biology, Drawing.

Provided that, where a candidate enters for and passes in more than four subjects, only the four subjects in which he obtains the highest number of marks shall be counted in determining his aggregate of marks.

The marks in any subject in which a candidate fails to obtain a pass shall not be counted in determining his aggregate of marks.

A candidate may not enter for both Honours and Pass in the same subject.

A candidate who enters for both Honours and Pass in any of the under-mentioned groups of subjects may select therefrom the subjects in which he desires to be examined as set out hereunder :—

Languages (other than English)—One Honours subject and one Pass subject :

Mathematics—Not more than two Honours subjects and one Pass subject ; provided that Pass Mathematics I. may not be taken with either Honours Mathematics II. or Honours Mathematics III.

A candidate who enters for School Intermediate subjects shall present himself for examination in at least six of the following subjects as prescribed, viz. :—

English, Languages other than English, British History and Civics, Arithmetic, Algebra, Geometry and Trigonometry, Geography, Physical Science, Physics, Chemistry, Botany, Animal Biology, Agricultural Science, Commercial Principles and Practice, Drawing.

Provided that, where a candidate enters for and passes in more than six subjects, only the six subjects in which he obtains the highest number of marks shall be counted in determining his aggregate of marks.

A candidate who enters for Physical Science may not enter also for either Physics or Chemistry.

The maximum number of marks that may be awarded to a candidate shall be:—

School Leaving Honours subjects	..	200	each.
School Leaving Pass subjects	..	100	each.
School Intermediate subjects	..	100	each.
Handwriting	.. ..	80.	

The minimum number of marks required in order to obtain a pass, third class honours, second class honours, or first class honours, in each subject of examination shall be as determined by the examiners.

The marks obtained by candidates in honours subjects shall be standardized in such manner as determined by the Commissioner.

A candidate who does not obtain at least the minimum number of marks required for a pass in Handwriting and in at least three School Leaving subjects or six School Intermediate subjects (as the case may be) for which he has entered shall not be included in the number to be selected for appointment.

8. The Commissioner shall cause to be entered in the "Register of Qualified Candidates," in the order of their merit, the names of candidates qualified under the provisions of clause 7, and then, up to but not beyond the published number to be selected for appointment, the names of all other candidates who have passed the examination, including eligible officers of the General Division. The names of the candidates who passed or obtained honours at the examination in four School Leaving subjects shall be entered first in order of merit, then the names of those who passed or obtained honours at the examination in three School Leaving subjects; and then the names of those who passed the examination in School Intermediate subjects. If two or more successful candidates secure the same total number of marks, their order of merit shall be determined by the number of marks awarded to them in Handwriting, and if these numbers are the same, then by the number of marks in the subject in which each of them obtained the highest marks, and, if these numbers are also the same, then by lot.

J. HARNETTY,
Public Service Commissioner.

W. A. ROBINSON,
Secretary.

Office of the Public Service Commissioner,
Melbourne, 23rd July, 1936.

Approved by the Governor in Council,
the 3rd August, 1936.

C. W. KINSMAN,
Clerk of the Executive Council.

ESTATES OF DECEASED PERSONS.

PARTICULARS of the Estates of Deceased Persons which have been placed under the charge of the Curator of the Estates of Deceased Persons for Management during the last month (July, 1936).

No.	Name of Deceased.	Australian Residence.	Supposed British or Foreign Residence.	Date of Order.	Value or Estimated Value of Personal Estate.	Value or Estimated Value of Real Estate.	Time of Deceased's Death.
1	Bretherton, Alfred George	Sassafras; formerly of Kallista	England ..	9.7.36	£ s. d. 111 3 3	£ s. d. 103 0 0	17.6.36
2	Brown, Robert Frederick Lumsden	Deals-road, South Clayton; formerly of 168 King-street, Melbourne, and of 59 High-street, Malvern	Unknown ..	23.7.36	23 2 7	250 0 0	1.7.36
3	Burns, Keith Reginald ..	The lighter <i>Bunyip</i> , River Yarra, Port Melbourne; formerly of 18 Dynnyrne-road, Sandy Bay, Hobart, Tasmania	None ..	16.7.36	20 12 7	..	25.6.36
4	Chalmers, Margaret Johnstone, also known as Chalmers, Margaret	5 Charlton-street, Bentleigh; formerly of Eltham and of Kinglake	Scotland ..	29.7.36	24 4 0	250 0 0	2.5.36
5	Delany, Muriel Ella ..	62 Herbert-street, Northcote ..	England ..	9.7.36	55 15 6	800 0 0	15.9.34
6	Elsey, James Henry ..	103 Nicholson-street, Abbotsford; formerly of 8 Dwyer-street, Clifton Hill	None ..	9.7.36	63 3 11	270 0 0	Between 30.4.36 and 2.5.36
7	French, James Hery ..	Witt-street, Yarrowonga	None ..	23.7.36	18 2 8	..	16.3.36
8	Gallagher, Bernard Peter ..	45 Rowena-parade, Richmond ..	Unknown ..	23.7.36	36 9 1	..	6.4.36
9	Harris, William ..	402 Queen-street, Melbourne; formerly of 384 Queen-street, Melbourne	England ..	29.7.36	88 7 8	..	11.7.36
10	Huggett, Margaret ..	86 Neill-street, Carlton; formerly of 2 Vista-grove, Toorak	None ..	29.7.36	40 0 0	50 0 0	27.6.36
11	*Mapperson, Eliza Louisa ..	78 Napier-street, Fitzroy; formerly of 8 Peel-street, Windsor, and of 385 Barkly-street, Footscray	None ..	2.7.36	157 4 11	..	19.10.35
12	Mills, Samuel ..	1 Richmond-street, Kensington, South Australia	None ..	2.7.36	59 5 8	..	5.8.35
13	Murphy, Caroline ..	Addison-street, Casterton ..	None ..	9.7.36	57 18 8	300 0 0	5.5.36
14	Murphy, John ..	226 Ascotvale-road, Ascotvale; formerly of 274 Ascotvale-road, Ascotvale, and of 11 West-street, Ascotvale	Unknown ..	2.7.36	2 18 0	529 0 0	27.4.36
15	McGrath, Philip ..	17 Napier-street, Fitzroy ..	Ireland ..	2.7.36	23 0 2	..	17.5.36
16	Owston, Aveline Ada Mary Emma Wise	377 Heidelberg-road, Fairfield; formerly of 40 Stuart-street, Malvern	None ..	17.7.36	477 0 0	..	13.6.36
17	Robinson, George Charles ..	Melbourne Benevolent Asylum, Cheltenham	None ..	23.7.36	55 0 0	..	6.6.36
18	Scott, Elizabeth Ann ..	14 Warner-street, Essendon; formerly of 411 King-street, Melbourne	Scotland ..	17.7.36	51 11 3	..	14.6.36
19	Sgarbossa, Silvio ..	Mount Eccles; formerly of Yarragon	Italy ..	16.7.36	45 0 0	..	11.3.36
20	Wright, George Bennett ..	50 Barry-street, Coburg; formerly of 26 McPherson-street, Coburg	Scotland ..	16.7.36	50 19 0	..	21.5.36
21	Zopatti, Victor, also known as Zompatti, Victor	Cooper's Creek ..	Italy ..	9.7.36	4 1 5	20 0 0	6.3.36

* With the will annexed.

A. McNNES,
Deputy Curator of the Estates of Deceased Persons.

Dated this first day of August, 1936.

19 Geo. V. No. 3632, Section 100.
19 Geo. V. No. 3792, Section 27.

NOTICE.

A RULE to administer the estate of each of the under-mentioned deceased persons has been granted to me, and creditors, next of kin, and all others having claims against the estate of any of the persons so mentioned are required to send particulars of their claims to the Curator of the Estates of Deceased Persons, No. 267 Queen-street, Melbourne, on or before the 25th October, 1936, or they may be excluded from the distribution of the estate when the assets are being distributed:—

CHALMERS, MARGARET JOHNSTONE (also known as Margaret Chalmers), late of 5 Charlton-street, Bentleigh, formerly of Eltham and of Kinglake, widow, died on the 2nd May, 1936, intestate.

HARRIS, WILLIAM, late of 402 Queen-street, Melbourne, formerly of 384 Queen-street, Melbourne, labourer, died on the 11th July, 1936, intestate.

HUGGETT, MARGARET, late of 86 Neill-street, Carlton; formerly of 2 Vista-grove, Toorak, married woman, died on the 27th June, 1936, intestate.

M. M. PHILLIPS,
Curator of the Estates of Deceased Persons.
Melbourne, 4th August, 1936.

Marketing of Primary Products Act 1935.

ELECTION NOTICE.—MAIZE MARKETING BOARD.

NOTICE is hereby given that I have appointed Monday, the 31st August, 1936, as the day for nominations of candidates for election as producers' representatives on the Maize Marketing Board.

Nominations in the prescribed form must be lodged before noon on the day of nomination with the Returning Officer, Mr. W. L. Rowe, Chief Electoral Officer, Chief Secretary's Office, Melbourne.

E. J. HOGAN,
Minister of Agriculture.
12th August, 1936.

Local Government Act 1928, Part 42, Section 858.

LICENCES TO OCCUPY UNUSED ROADS.

NOTICE is hereby given that Licences to occupy Unused Roads have been issued to the following approved applicants, and that the licence-fee specified in each case has been received by the Accountant, Lands Department, Melbourne, C.2.

Number of Licence.	Name and Address of Licensee.	Municipality.	Parish.	Abutting— Allotments and Sections.	Area.			Fee for Licence.	Date of Issue of Licence.	Date of Expiry of Licence.
					A.	R.	P.			
24157	Gane, J. F., Loch	Bass	Jumbunna	45	1	2	0	£ 0 12 0	1.1.36	31.12.38
24158	Murnane, M., Kileunda ..	Bass	Woolamai	41H, 41G	3	2	0	£ 0 7 0	1.1.36	31.12.38
24159	Stewart, J. R. and T. W., Almurta	Bass	Corinella	140A, 140B	3	0	0	£ 0 6 0	1.1.36	31.12.38
24160	St. Ellen, George, Mirboo North	Mirboo	Mirboo	Parts 42, 37	3	2	0	£ 0 8 9	1.1.36	31.12.38
24817	McCarthy, P. and J., Colbinabbin	Waranga	Corop	Between 172, part 173 and 201, part 200	6	0	0	£ 1 10 0	1.1.36	31.12.38
24818	Bray, J. R., Barr Bower P.B., Kerang	Cohuna	Gannawarra	Between 50 and 50c	2	0	0	£ 0 3 0	1.1.36	31.12.38
24819	Olsson, C. W. L., "Castle Hill," Taradale	Metcalfe	Elphinstone	Between 5 and part 1 of XA, and 21, 35, 36 of X	2	3	8	£ 0 8 6	1.1.36	31.12.38
24820	Pennington, the Hon. J. W., Paradise, via St. Arnaud	Kara Kara	Winjallock	South half between 58B and 59, between 59 and 60A, between 60A and 60, south of 60A and 60, west of 63B and 63A, east half west of 64B and 64A	26	0	0	£ 0 6 6	1.1.36	31.12.38
24821	Moore, T. C., Elm-road, Kan- garoo Flat	Marong	Sandhurst	West of 86 and 87, sec. 7A, thence south 3 chains	1	1	0	£ 0 5 0	1.1.36	31.12.38
24822	Simms, S. M., Lake Charm ..	Kerang	Bael Bael	Between 17 and 18, sec. D	9	0	0	£ 0 4 6	1.1.36	31.12.38
24823	Bowyer, F., Woodend North ..	Newham and Woodend	Woodend	North of D. and A., sec. 63	1	0	18	£ 0 4 0	1.1.36	31.12.38
24824	Treacy, Misses M. E. and H. A., Lake Charm	Kerang	Dartagook	Between 1 and 2, sec. D	5	2	0	£ 0 4 0	1.1.36	31.12.38
24825	Laws, H., Heskett State school No. 1004, via Woodend	Newham and Woodend	Newham	Between 11, 10, and 12A, 12	1	0	0	£ 0 4 0	1.1.36	31.12.38
24826	Fuller, A. G., Box 6, Rochester	Rochester	Rochester	Pascoe-street from south-west corner allotment 1, sec. 30, to the Cam- paspé River	1	2	0	£ 0 7 3	1.1.36	31.12.38
24997	Ryan, Wm., Ellerslie	Mortlake	Ellerslie	North of part 49 ..	2	1	10	£ 0 12 0	1.1.36	31.12.38
24998	Estate of McDonald, Jas., Bal- larat Trustees, 101 Lydiard- street north, Ballarat	Buninyong	Buninyong	Between 161 and part 133A	1	1	0	£ 0 4 6	1.1.36	31.12.38
24999	McLennan, M. J., Ellerslie ..	Mortlake	Ellerslie	West of north portion 43	6	1	15	£ 1 5 3	1.1.36	31.12.38
25000	Carter, M. A., Tatyoon	Ararat	Helendoite	North of 47A, 48A ..	8	0	0	£ 1 4 0	1.1.36	31.12.38
25001	Etherton, G., Lethbridge ..	Bannockburn	Wabdallah	Between railway and part 4, sec. A; east of 135, 136A	3	2	0	£ 0 18 0	1.1.35	31.12.37
25002	Liston, J., Beaufort	Ripon	Beaufort	10 chains of Olinda- street	1	2	0	£ 0 6 0	1.1.36	31.12.38
25003	Ruddle, E., Ellerslie	Mortlake	Ellerslie	South of 35	3	0	0	£ 0 15 0	1.1.36	31.12.38
25004	McLennan, A. M., Terang ..	Mortlake	Framlingham East	South of 2A	2	2	0	£ 0 12 6	1.1.36	31.12.38
25005	Jamieson, R., Darlington ..	Mortlake	Darlington, Pircarra	South of 9, 10, 11, 12, 13, 14, sec. 12, &c.	48	1	0	£ 7 12 9	1.1.36	31.12.38
25006	Jamieson, R., and Son, Woorndoo	Mortlake	Eilyar, Woorndoo	South of 101B, 82A, 82B, 59A, 49B	103	0	0	£ 17 15 6	1.1.36	31.12.38
25007	Boyle and Aitken, Woorndoo ..	Mortlake	Eilyar, Ligar	South of 64B, 75B, east of 62, 63, &c.	64	1	0	£ 16 4 9	1.1.36	31.12.38
25008	Fox, C. H., Hexham	Mortlake	Hexham East	East of 1, sec. 48: north and west of sec. 7, township of Hexham	3	1	25	£ 0 15 9	1.1.36	31.12.38
25009	Robertson, J. A., Dundonnell ..	Mortlake	Eilyar	East of 14	3	0	0	£ 0 12 0	1.1.36	31.12.38
25010	Forbes, J. D., Hexham	Mortlake	Hexham West	North of 8, sec. 14, township of Hexham	1	1	30	£ 0 5 6	1.1.36	31.12.38
25011	McRae, D., Ellerslie	Mortlake	Ellerslie	South of part allot. 42	2	0	0	£ 0 10 0	1.1.36	31.12.38
25012	Draper, B., junr., Hexham ..	Mortlake	Hexham West	East of 4, 5, 6, 7, 8, 10, sec. 1, township of Hexham	0	3	0	£ 0 3 9	1.1.36	31.12.38
25013	Patison, J., Hexham	Mortlake	Hexham East	East of 3, 4, sec. 16	2	0	0	£ 0 8 0	1.1.36	31.12.38
25014	Moffatt, executors of J., Chats- worth	Mortlake	{ Chatsworth Towanway	North of 4, 5, 6, sec. 12, &c. North of 55A, 55B, 67B, 67A, &c.	68	2	0	£ 11 10 9	1.1.36	31.12.38
25015	Cullen, A., East Framlingham ..	Mortlake	Framlingham East	West of part 60 ..	1	2	20	£ 0 10 0	1.1.36	31.12.38
25016	Geddes, A., Hexham	Mortlake	Hexham West	East of 2, township of Hexham	1	2	0	£ 0 9 0	1.1.36	31.12.38
25047	Makeham, E., and Sons, Wood- leigh	Bass	Jeetho West	1	3	0	0	£ 1 4 0	1.1.36	31.12.38
25048	Stuhr, Thomas, Nilma	Warragul	Darnum	45, 83A, part 83B ..	4	0	0	£ 0 4 0	1.1.36	31.12.38
25049	Motton, E., Cloverlea	Warragul	Allambee	Parts 1, 2, 4A, 4 ..	3	1	0	£ 0 5 0	1.1.36	31.12.38
25050	Kelly, I. B. C., St. Helier	Bass	Corinella	106	4	0	0	£ 0 4 0	1.1.36	31.12.38
25051	Doyle, E. A., Caulfield	Ferntree Gully	Gembrook	53A	0	1	14	£ 0 5 0	1.1.36	31.12.38

LICENCES TO OCCUPY UNUSED ROADS—continued.

Number of Licence.	Name and Address of Licensee.	Municipality.	Parish.	Abutting— Allotments and Sections.	Area.	Fee for Licence.		Date of Issue of Licence.	Date of Expiry of Licence.
						A. E. P.	£ s. d.		
25052	Howard, John, Woolamai ..	Bass ..	Woolamai ..	97f ..	4 0 0	0 8 0	1.1.36	31.12.38	
25053	Paul, A. H., Almurta ..	Bass ..	Corinella ..	157 ..	4 0 0	0 2 6	1.1.36	31.12.38	
25054	Dalton, E. M., Nilma ..	Warragul ..	Drouin East ..	4, 5, 14, 15 ..	0 2 0	0 2 6	1.1.36	31.12.38	
25055	Hawkins, (Mrs.) M. C., Archie's Creek ..	Bass ..	Woolamai ..	27b, 27e, 27f ..	4 2 0	0 4 6	1.1.36	31.12.38	
25056	Powell, (Mrs.) L. S., Thorpdale ..	Narracan ..	Narracan South ..	Portion of 10c ..	0 2 0	0 2 6	1.1.36	31.12.38	
25161	Beck, Ralph, Almurta ..	Bass ..	Corinella ..	145b ..	4 3 0	1 3 9	1.1.36	31.12.38	
25162	Churchill, J. A., Woolamai ..	Bass ..	Woolamai ..	98A, 98b, 98c ..	5 0 0	0 5 0	1.1.36	31.12.38	
25163	Jas. Wilkie Trust, 472 Bourke-street, Melbourne ..	Bass ..	Corinella ..	115 ..	1 0 0	0 2 6	1.1.36	31.12.38	
25164	Spratt, W. J., Loch ..	Bass ..	Jumbunna ..	46c ..	2 2 0	0 10 0	1.1.36	31.12.38	
25165	Bush, Wm. H., Kongwak ..	Bass ..	Wonthaggi North ..	40A ..	2 3 0	0 8 0	1.1.36	31.12.38	
25166	Deppeler, (Mrs.) M. A., Morwell ..	Morwell ..	Narracan ..	40 ..	8 0 0	0 6 8	1.1.36	31.12.38	
25167	Hope, Wm., Yarragon ..	Warragul ..	Darnum ..	Part 19, 46 ..	4 0 0	0 4 0	1.1.36	31.12.38	
25168	Buckley, M. A., Archie's Creek ..	Bass ..	Wonthaggi North ..	10a ..	4 0 0	0 2 6	1.1.36	31.12.38	
25169	Craig, David, Almurta ..	Bass ..	Corinella ..	147 ..	1 0 0	0 8 0	1.1.36	31.12.38	
25170	Craig, Wm. J., junr., Almurta ..	Bass ..	Corinella ..	143, 227A ..	5 0 0	0 16 0	1.1.36	31.12.38	
25171	Ruddell, G. E., Glen Forbes ..	Bass ..	Woolamai ..	100d ..	5 3 0	0 5 0	1.1.36	31.12.38	
25172	Matthews, L., Sea View ..	Warragul ..	Allambee ..	71b, 3 ..	3 0 0	0 3 0	1.1.36	31.12.38	
25173	Gaul, S. J., Darnum ..	Warragul ..	Warragul ..	3, 9, 10, sec. 9, allot. 24 ..	3 0 0	0 3 9	1.1.36	31.12.38	
25174	Atkinson, Wm., Korrine ..	Bass ..	Wonthaggi North ..	45 ..	2 2 0	0 2 9	1.1.36	31.12.38	
25175	Motton, Geo. F., Poowong ..	Bass ..	Woolamai ..	25, 26, sec. 3 ..	1 2 0	0 6 0	1.1.36	31.12.38	
25176	Wright, Maria, estate of, Carlton ..	Eltham ..	Kinglake ..	34, 55L ..	2 0 0	0 2 6	1.1.36	31.12.38	
25177	Wilkinson, H. J., Tetoora-road ..	Warragul ..	Warragul ..	Parts 65, 66 ..	2 0 0	0 2 6	1.1.36	31.12.38	
25178	Scott, Alexander, estate of, Dandenong ..	Bass ..	Kirrak ..	26A ..	8 0 0	0 8 0	1.1.36	31.12.38	
25179	Trustees Executors and Agency Co. Ltd., Melbourne ..	Woorayl ..	Korumburra ..	54 ..	2 0 0	0 3 0	1.1.36	31.12.38	
25180	Keeble, J., Hallston ..	Mirboo ..	Allambee East ..	83c, 84, 120A ..	15 3 0	1 3 9	1.1.35	31.12.37	

Licences Nos. 24819, 24821, 24826, 25051, rent charged from 1st July, 1936.—Licence No. 25001, rent charged from 1st October, 1935.

Department of Lands and Survey (Unused Roads and Water Frontages Branch), Melbourne, 4th August, 1936. Commissioner of Crown Lands and Survey. A. E. LIND.

Local Government Act 1928, Part 42, Section 858.
LICENCES TO OCCUPY WATER FRONTAGES.

NOTICE is hereby given that Licences to occupy Water Frontages have been issued to the following approved applicants, and that the licence-fee specified in each case has been received by the Accountant, Lands Department, Melbourne, C.2.

Number of Licence.	Name and Address of Licensee.	Municipality.	Parish.	Abutting on— Allotments and Sections.	Date of Issue of Licence.	Date of Expiry of Licence.	Fee for Licence.	
							£	s. d.
16757	Searle, T. J., Dalyston ..	Bass ..	Woolamai ..	Part 76 ..	1.1.36	31.12.38	2	8 0
16758	Bright, Gordon, Mirboo ..	Mirboo ..	Mirboo ..	104 ..	1.1.35	31.12.37	6	10 0
16759	Dyer, W. Y., Longwarry ..	Buln Buln ..	Drouin West ..	..	1.1.36	31.12.38	0	2 6
16760	Damyon, H. J., Athlone ..	Buln Buln ..	Longwarry ..	78 ..	1.1.36	31.12.38	0	5 0
16761	Knox, F. M., Glen Forbes ..	Bass ..	Corinella ..	159, 160 ..	1.1.36	31.12.38	0	2 6
16762	Bird, R. F. and H. G., Lance Creek ..	Bass ..	Wonthaggi North ..	14b, 14c ..	1.1.36	31.12.38	0	15 0
16763	Williams, S. A. D., Yinnar ..	Morwell ..	Narracan South ..	79 ..	1.1.36	31.12.38	1	4 0
16764	Durling, F. H., Powlett River ..	Bass ..	Wonthaggi ..	4, 5, 6, 7A ..	1.1.36	31.12.38	1	10 0
16765	Hamann, H. A., Toora ..	South Gippsland ..	Toora ..	10A, sec. A ..	1.1.36	31.12.38	0	7 6
16766	Box (Mrs.), B. A., Hallora ..	Buln Buln ..	Poowong ..	33c ..	1.1.36	31.12.38	0	3 0
16767	Thomas, E. P., Rokeby ..	Warragul ..	Drouin East ..	126c, 126h ..	1.1.36	31.12.38	0	12 9
16768	Gunstone, W. C., Warragul ..	Warragul ..	Drouin East ..	12 ..	1.1.36	31.12.38	0	3 0
16769	Gunstone, A. M., Rokeby ..	Warragul ..	Drouin East ..	12A ..	1.1.36	31.12.38	0	2 6
16770	Summerfield, W. A., Bona Vista ..	Warragul ..	Warragul ..	9, sec. A ..	1.1.36	31.12.38	0	4 0
16807	Keath, James F., Sunday Creek, via Broadford ..	Broadford ..	Glenburnie ..	Abutting W9 and W14 ..	1.1.36	31.12.38	5	2 0
16808	Lindsay, Miss J., Baranduda ..	Yackandandah ..	Kergunyah ..	Abutting 12, 13, 14, sec. 6 ..	1.1.36	31.12.38	2	14 0
16809	Waller (Mrs.), A. F., Riley-street, Bairnsdale ..	Bairnsdale ..	Bairnsdale ..	Abutting allotment 44 ..	1.1.36	31.12.38	0	7 6
16810	Davidson, A. L., Byawatha, Eldorado ..	Wangaratta ..	Ryawatha ..	Between 5, sec. 6, and allotment 3, sec. 10 ..	1.1.36	31.12.38	3	5 0
16811	Kent, A., 66 Bouverie-street, N.3 ..	Tambo ..	Colquhoun ..	Part 1, sec. B ..	1.1.36	31.12.38	0	4 0
16812	Walker, Geo., Yackandandah ..	Yackandandah ..	Yackandandah ..	3A, 9, 9A, 6c, sec. M1 ..	1.1.36	31.12.38	1	17 6
16813	McKenzie, C., "Fairview," Broadford ..	Broadford ..	Broadford ..	Abutting south of 59b ..	1.1.36	31.12.38	0	3 0
16814	Heath and Thirkell, Mitta Mitta ..	Towong ..	Mitta Mitta ..	8, 9A, sec. 14 ..	1.1.36	31.12.38	0	10 0
16815	Hynes, Bernard Joseph, Tawanga Road-side, via Wodonga ..	Yackandandah ..	Dederang ..	To running creek abutting 13A, sec. 4 ..	1.1.36	31.12.38	0	4 9
16816	Learmonth, Wm., Katamatite ..	Tungamah ..	Katamatite ..	To Broken River, between 53 and 54 ..	1.1.35	31.12.37	3	10 0

Licence No. 16766, rent charged from 1st July, 1936.—Licence No. 16816, rent charged from 1st July, 1935.

Department of Lands and Survey (Unused Roads and Water Frontages Branch), Melbourne, 4th August, 1936. Commissioner of Crown Lands and Survey. A. E. LIND.

CONTRACTS ACCEPTED.—(Series 1936-37.)**PUBLIC WORKS.**

- Div. 59/7/4. Mental Defectives—
455. (1) Janefield, Mental Defectives' Home, supply and installation of oil-fired cooking appliances, £296.—Anderson and Ritchie Pty. Ltd.
456. (2) Janefield, Mental Defectives' Home, supply, delivery, &c., of electric cooking appliances, £216 18s. 5d.—Laurence and Hansen.
457. (2) Janefield, Mental Hospital, supply and delivery of electrically-driven mincing machine, £163.—Toledo Berkel.
- Div. 59/4/1. Mental Hospitals—
458. (2) Mont Park, Mental Hospital, supply and installation of water pipes, fittings, &c., £1,432 2s.—A. E. Atherton and Sons Pty. Ltd.
- Div. 59/6/1. Police Buildings—
459. (5) Newstead, Police Station, repairs and renovations to buildings, outbuildings, fences, &c., £207 7s.—W. G. Hart.
- Div. 59/7/4. Mental Defectives—
460. (5) Janefield, Mental Hospital, supply and delivery of refrigerating machines and cabinets, £268 10s.—Kelvelectric Pty. Ltd.
- Trust Fund (Unemployment Relief Loan 1935-36), Mental Hospitals—
461. (7) Ararat, Mental Hospital, new male ward, supply and installation of central heating system, £1,207.—Frenchman and Wylie.
- Div. 59/9/1. State Schools—
462. (5) Williamstown, High School, general renovation £286 10s.—J. King.
463. (4) Spring Gully, State School No. 3505, additions, repairs, painting, £409 18s.—K. C. Brown.
464. (7) Dromana, State School No. 184, repairs and painting, £115 16s.—V. Pazio.
465. (7) North Melbourne, State School No. 1402, general renovations, painting, &c., £449 19s. 5d.—G. T. Gahan.
466. (6) Chiltern, State School No. 327, painting, repairs, &c., £268 10s.—J. Day.
467. (5) Hampton, High School, removal of P.C.R. from Bentleigh, £189 10s.—W. J. Osborne.
468. (2) Gooramadda, State School No. 1948, general repairs and painting, £159 10s.—S. M. Ling.
469. (3) Various, supply, &c., of sanitary pans, hat and coat hooks for State schools for year ending 30th July, 1937 (pans 8s. 2d. each, hat and coat hooks 4s. 6d. doz.)—Galvanized Products Pty. Ltd.
- Various—
470. (3) Various, glazing, &c., public buildings, for year ending 30th June, 1937, best sheet clear glass, 16 to 20 oz., 1s. 2d. per square foot; best sheet clear glass, 21 to 26 oz., 1s. 11d. per square foot; best polished British plate, 3-16 in. to 1/4 in. thick, 4s. 7d. per square foot; frosting, including cleaning off old, 5d. per square foot; best patent rough plate glass, 2s. 7d. per square foot; cleaning off frosting when not to be refrosted, 4d. per square foot; running sash cords, at per single cord, 1s. 3d. each.—H. White.
471. (2) Various, cleaning chimneys year ending 30th June, 1937, main flues, at 3s. each; small flues at 6d. each; ranges at 2s. each; flues and chimney, heating system, Taxation Office, £5; flue and chimney incinerator, Taxation Office, £2 15s.; flues and chimneys, Public Offices (east wing £2 10s., west wing £2 10s.); flue and chimney, heating system, Exhibition, £2 10s.—
- Div. 59/11/11. Wire netting—Manufacture, &c.—
472. (3) Cartage of wire netting to wharf, rail, from Pentridge and store yard, South Melbourne, 3s. per ton.—V. Drew.
- Div. 59/10/1. Government Printing Office—
473. (3) Melbourne, Government Printing Office, internal renovations, £107 9s. 6d. (including extras)—Fisher, Kloster, and Schnar.
- Div. 59/9/1—
474. Extras on contract 1935-36/1070, £10 7s. 6d.
475. Extras on contract 1935-36/984, £2.
- Fishing Havens—
476. Extras on contract 1935-36/988, £31 9s. 8d.

GEO. L. GOUDIE, Commissioner of Public Works. 5.8.36.

ORDERS IN COUNCIL.—(Series 1936-37.)**CHILDREN'S WELFARE DEPARTMENT.**

452. Purchase of one "Outex" visible card equipment, £262.—Nutman Systems Pty. Ltd.

POLICE DEPARTMENT.

453. Purchase of one model 122 Remington front feed accounting machine, £140 8s.—Chartres Pty. Ltd.
454. Purchase of two Ford V8 coupe motor cars, £572.—Commercial Motor Garage Pty. Ltd., Prahran.

Approved by the Governor in Council, 3rd August, 1936.—
C. W. KINSMAN, Clerk of the Executive Council.

STATE RIVERS AND WATER SUPPLY COMMISSION.**Loan—**

477. Supply of 612 40-ft. lengths of 40.4-lb. per foot section Lackawanna steel sheet piling for Yarrowonga Weir, River Murray Works, £5,795.—Australian Iron and Steel Limited.

Approved by the Governor in Council, 20th July, 1936.—
C. W. KINSMAN, Clerk of the Executive Council.

STATE ELECTRICITY COMMISSION.

478. For the supply of bolts, nuts, rivets, screws and washers for a period of twelve months, to Specification No. 36/53.—McPherson's Pty. Ltd.

Approved by the Governor in Council, 3rd August, 1936.—
C. W. KINSMAN, Clerk of the Executive Council.

VICTORIA.**State Electricity Commission Acts.****STATE ELECTRICITY COMMISSION OF VICTORIA.**

WHEREAS by the provisions of the *State Electricity Commission Act 1928* (No. 3776) the State Electricity Commission of Victoria is empowered subject to that Act on behalf of His Majesty to construct, maintain and work any electrical undertaking approved by the Governor in Council, for the erection, construction and provision of works, appliances and conveniences for the generation of electricity (whether by the use of coal, water-power or otherwise) and for the reception, storage, distribution, transmission, use, supply and sale of such electricity: It is recommended that His Excellency the Governor in Council approve of the Commission undertaking the supply of electricity in bulk or otherwise in accordance with the provisions of the *State Electricity Commission Acts* to persons and bodies of persons (including if the case so require any undertakers and public statutory corporations) in the municipal districts of the Shires of Avoca, Bet Bet, Gisborne, Glenlyon, Kara Kara, Keilor, Kyneton, Maldon, Marong, Metcalfe, Newham and Woodend, Newstead and Mount Alexander, Romsey, Talbot, Tullaroop, and the Boroughs of Castlemaine, Daylesford, Eaglehawk, Maryborough and St. Arnaud, or of any one or more of such municipalities and (subject to the prior consent in each case of the Minister) of such other municipalities as may for the time being be economically served by the Commission in connexion with its undertaking for the supply of electricity in the districts of any or all of the municipalities aforesaid.

Dated the 31st day of July, 1936.

F. E. OLD,

Minister in Charge of Electrical Undertakings.

Approved by the Governor in Council,
the 3rd August, 1936.

C. W. KINSMAN,
Clerk of the Executive Council.

CITY OF MELBOURNE.

THE Minister of the Crown administering the *Local Government Act 1928* (No. 3720), on the third day of August, 1936, confirmed the Order hereinafter referred to, in pursuance of section 513 of the said Act, viz.:—

An Order of the City of Melbourne, made on the 22nd June, 1936, for the purpose of acquiring certain land, being part of Crown allotments 19 and 20, section 2, Parish of Douita Galla, County of Bourke, for the purpose of reclaiming and improving an insanitary area at Kensington, situate within the boundaries of the said city, in accordance with notice published in the *Government Gazette* of the 4th March, 1936.

GEO. L. GOUDIE,
Commissioner of Public Works.

Department of Public Works (Local Government Branch),
Melbourne, 3rd August, 1936.

THE LICENSING ACT.

WHEREAS the licences for the licensed premises known as the Kewell Hotel, situate at Kewell, in the Licensing District of Kara Kara and Borung, and the Commonwealth Hotel, situate at Elizabeth-street, Melbourne, in the Licensing District of Melbourne, have been surrendered, notice is hereby given that the amount of compensation payable to the owners and occupiers of such premises, pursuant to the provisions of the Licensing Act, is as under:—

Kewell Hotel, owner, £350; occupier, £225.
Commonwealth Hotel, owner, £1,200; occupier, £200.
Dated at Melbourne this 7th day of August, 1936.

A. W. DIXON,
Registrar of Licensing Courts.

Transport Regulation Acts.

TRANSPORT REGULATION BOARD.

NOTICES OF PUBLIC HEARINGS.

NOTICE is hereby given that the applications made by the persons named below to operate commercial passenger vehicles or commercial goods vehicles described in each case on the route or routes, or in the manner respectively set out opposite their names will be heard at the Exhibition Buildings, Rathdown-street, Carlton, commencing at half-past Ten a.m., on the day stated in each case, viz.:—

Name of Applicant; Particulars of Application.

Wednesday, 19th August, 1936.

- HOLLAND, WILLIAM; 1 Chrysler sedan, for the carriage of mails and parcels, and 2 passengers, on the route Portland-Port Fairy.
- COTTON, ALBERT HENRY, and WALKER, FREDERICK MILROY; 1 commercial passenger vehicle with seating capacity for 14 persons, as a stage omnibus on the route Ringwood railway station-Mordialloc railway station, via Canterbury Highway, Bay View, Waverley, Foster, Fernree Gully, Clayton, Kingston, Boundary, Lower Dandenong and Warren roads, and White, McDonald, Albert, Bear, and Main streets.
- WILLIS & BROCKELL; 1 commercial passenger vehicle of a type and with seating capacity to be approved by the Board, as a stage omnibus on the following route:—Mitcham railway station to the junction of Springfield and Mitcham roads, Donvale.
- VENIER, P.; 1 Reo bus, with seating capacity for 8 persons, as a stage omnibus on the following route:—From the corner of Canterbury-road and Station-street, Box Hill, via Canterbury-road to the corner of Mitcham-road.
- VENTURA MOTORS PTY. LTD.; A number of commercial passenger vehicles as stage omnibuses on the following route:—From the corner of Canterbury-road and Station-street, Box Hill, via Canterbury-road to Baker's-road, Blackburn; thence via Blackburn-road to Blackburn railway station; thence via White Horse-road to the Box Hill High School.
- VIRTUE, LIONEL ESCOTT; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) rabbits anywhere in Victoria.
- ROBINSON, HUBERT GEORGE; 2 commercial goods vehicles for the carriage of (a) general goods within a radius of 20 miles from Tunstall; and (b) ice and firewood within a radius of 35 miles from Tunstall.
- WOODHOUSE, ALEXANDER; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) rabbits, and the goods specified in the third schedule to the Act, anywhere in Victoria.
- RICHARDS, E. H.; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) hay to any railway station in Victoria from places within a radius of 20 miles from such railway station.
- RUSSELL, GEORGE KENYON; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; (b) building timber within a radius of 50 miles from Melbourne; and (c) furniture anywhere in Victoria.
- PATTON, JOHN HENRY; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; (b) stock fodder anywhere in Victoria; (c) firewood to Melbourne from anywhere in Victoria; (d) stock, implements and furniture for farmers shifting from one place to another.
- NEWLANDS, R. P.; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; (b) manure and timber from Melbourne to Kinglake; and (c) firewood from Flinders to Melbourne.
- GORRIE, KEITH HORACE; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; (b) furniture and strong room equipment, and fibro plaster, anywhere in Victoria.
- HEFFER, JOHN; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) hay, grain, and straw to any railway station in Victoria from places within a radius of 20 miles from such station.
- HEFFER, LESLIE JOHN; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) hay, grain, and straw to any railway station in Victoria from places within a radius of 20 miles from such station.
- GIBBS, DAVID; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) the applicant's own goods as a primary producer on the route Kinglake-Melbourne.
- GIBBS, EDWARD CHARLES; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) the applicant's own goods as a primary producer on the route Kinglake-Melbourne.

- CARTHEW, LESLIE CHARLES; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; (b) rabbits and goods specified in the third schedule to the Act, anywhere in Victoria.
- CARRINGTON, WILLIAM; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) rabbits anywhere in Victoria.

Thursday, 20th August, 1936.

- PLUMMER BROTHERS; 2 commercial goods vehicles for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) goods on behalf of Schutt and Barrie, West Footscray, anywhere in Victoria.
- HOCKEY, WILLIAM; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) goods on behalf of Cork Industries Limited anywhere in Victoria.
- SMITH, ALEXANDER; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) building material and builders' tools anywhere in Victoria.
- KEFFORD, ALFRED; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) goods and equipment for Century Neon Signs Proprietary Limited, anywhere in Victoria.
- JONES, DAVID WILLIAM; 3 commercial goods vehicles for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) petroleum products, petrol pumps, and advertising matter, on behalf of the Shell Company and Colas Company, anywhere in Victoria.
- HITCHENS, JOSEPH; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) goods on behalf of Brooks, Robinson, & Co., anywhere in Victoria.
- ARTHUR BEGG PTY. LTD.; 1 commercial goods vehicle for the carriage of (a) general goods on behalf of Peterson and Co. Pty. Ltd., James F. McKenzie & Co. Ltd., and Warburton Franki (Melbourne) Ltd., anywhere in Victoria.
- BURDEN, G. F.; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; (b) goods specified in the third schedule to the Act, anywhere in Victoria; and (c) goods on behalf of E. Hassett & Sons, anywhere in Victoria.

Wednesday, 26th August, 1936.

- BECKETT, LIONEL LESLIE; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) the applicant's own goods in the course of trade as a second-hand dealer, anywhere in Victoria.
- BECKETT, STANLEY; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) the applicant's own goods in the course of trade as a second-hand dealer, anywhere in Victoria.
- BEKKE, JOSEPH; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; and (b) mineral ore and wattle bark, being the property of the applicant, anywhere in Victoria.
- THOMAS P. CLARK & Co.; 2 commercial goods vehicles for the carriage of (a) applicants' own goods in course of trade as timber merchants and saw millers; (b) scaffolding and building materials for hire or reward.
- CRAMER, CYRIL; 1 commercial goods vehicle for the carriage of (a) applicant's own goods in course of trade as a wood and coal merchant, anywhere in Victoria; (b) furniture for hire and reward, anywhere in Victoria.
- DANCEY, WILLIAM G.; 1 commercial goods vehicle for the carriage of (a) the applicant's own goods in course of business as a marine dealer, anywhere in Victoria; (b) furniture for hire and reward, anywhere in Victoria.
- HAZELWOOD & HILL PTY. LTD.; 2 commercial goods vehicles for the carriage of (a) the applicants' own goods in course of trade as timber merchants and manufacturers; (b) billiard tables and accessories for hire or reward.
- HODGKINSON, S. J. & SON; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 20 miles from Oakleigh; (b) the applicants' own goods in course of trade as timber and fuel merchants, anywhere in Victoria.
- JOHNSON, CARL; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; (b) the applicant's own goods in course of trade as a fuel merchant, anywhere in Victoria.
- MCGILL, ROBERT; 1 commercial goods vehicle for the carriage of (a) the applicant's own goods in course of trade as a fuel merchant; (b) furniture for hire or reward, anywhere in Victoria.
- TIERNAN, JOSEPH; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; (b) the applicant's own goods in the course of trade as a fuel merchant, anywhere in Victoria.
- TRINDER, ALBERT EDWARD; 1 commercial goods vehicle for the carriage of (a) general goods within a radius of 25 miles from Melbourne; (b) the applicant's own goods as a general dealer, anywhere in Victoria.

VAUGHAN, ERIC LEONARD; 1 commercial goods vehicle for the carriage of (a) the applicant's own goods in course of trade as a fibrous plaster manufacturer at Benalla, anywhere in Victoria; (b) building material for hire or reward to any building in course of construction, and to which he is delivering fibrous plaster.

WARD, RICHARD PATRICK; 1 commercial goods vehicle for the carriage of (a) the applicant's own goods in course of trade as a general dealer; (b) goods for another general dealer for hire or reward.

ZULEIKA FIBRO PLASTER PTY. LTD.; 3 commercial goods vehicles for the carriage of (a) the applicants' own goods in course of trade as fibrous plaster manufacturers, anywhere in Victoria; (b) building material for hire or reward to any building in course of construction, and to which the applicants' goods are being delivered.

NOTICE is hereby given that the applications made by the persons below for licences to operate the commercial passenger vehicles or commercial goods vehicles described in each case on the route or routes, or in the manner respectively set out opposite their names, will be heard on Wednesday, the 19th day of August, 1936, or a day thereafter at a time and place to be communicated to the parties:—

Name of Applicant; Particulars of Application.

SAFFIN, WILLIAM; 1 Ford tourer, with seating capacity for 4 persons, as a stage omnibus on the route Woorndoo Upper-Woorndoo-Mortlake.

ROBERTSON, HUGH LEWIS; 1 Overland tourer for the carriage of mails and parcels on the following route:—Birchip-Beulah.

MELANO, RUPERT JOSEPH; 1 commercial passenger vehicle of a type and with seating capacity to be approved by the Board, as a stage omnibus on the following routes:—(1) Mansfield-Yea-Flowerdale-Whittlesea-Melbourne; (2) Gaffneys Creek-Mansfield-Yea-Flowerdale-Whittlesea-Melbourne; (3) Yea-Flowerdale-Whittlesea-Melbourne; (4) Shepparton-Strathgogie-Merton-Yea-Flowerdale-Whittlesea-Melbourne.

H. V. DOUGHTY, and D. I. HORNE; 1 commercial goods vehicle for the carriage of (a) sawn timber from Narbethong and Marysville to Healesville railway station; and (b) not more than 3,600 super. feet of sawn hardwood per week from Marysville to Melbourne for urgent orders only.

Notice of any objection should be forwarded to reach the Secretary to the Board not later than Monday, the 17th instant.

F. P. MOUNTJOY,
Secretary.

Exhibition Gardens, Rathdown-street, Carlton. 11.8.36.

HAMILTON SEWERAGE AUTHORITY.

AUTHORITY TO COMPULSORILY PURCHASE LAND SITUATED WITHOUT THE SEWERAGE DISTRICT.

HIS Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, has, by Order made on the 3rd day of August, 1936, under the provisions of the Sewerage Districts Acts, authorized the Hamilton Sewerage Authority to compulsorily purchase the land hereunder described, which land is situated without the sewerage district of the said Sewerage Authority:—

All that piece of land, containing one hundred and eighty-one acres three roods three perches, or thereabouts, being allotments 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12, Parish of South Hamilton, County of Normanby; and allotments 87, 88, 89, 90, 91, 92, 93 and 94, section B, Parish of South Hamilton, County of Normanby.

C. W. KINSMAN,
Clerk of the Executive Council.

At the Executive Council Chamber,
Melbourne, the 3rd August, 1936.

POLICE SALE.

CASTERTON.

THE undermentioned confiscated liquor will be sold by public auction at the Casterton Police Station on Thursday, 27th August, 1936, at Three p.m.

55 bottles of Melbourne bitter beer.

W. W. W. MOONEY,
Acting Chief Commissioner.

27th July, 1936.

APPLICATIONS FOR MINING LEASES.

SUBJECT to any necessary excisions, &c., it is proposed to grant the following:—

8496, Castlemaine; Robert Ernest Dockendorff; 138a. 3r. 24p.; Parish of Trentham.

5297, Gippsland; James Gillies Syme Stewart; 48a. 1r. 27p.; Parish of Bulgaback.

10433, Bendigo; John George Stanfield; 30a. 0r. 31p.; Parish of Sandhurst.

10449, Bendigo; John George Stanfield; 36a. 2r. 2p.; Parish of Sandhurst.

10454, Bendigo; John George Stanfield; 41a. 2r. 20p.; Parish of Sandhurst.

10455, Bendigo; John George Stanfield; 40a. 0r. 13p.; Parish of Sandhurst.

10825, Bendigo; John George Stanfield (transferred to Carshalton (B.M.L.) Mines No Liability); 18a. 2r. 21p.; Parish of Sandhurst.

APPLICATIONS FOR MINING LEASES ABANDONED.

5355, Gippsland; Ronald Alexander Rankin; 51a. 0r. 31p.; Parish of Quag-Munjie.

6444, Maryborough; Henry Delora (transferred to Arthur Roy Milne); 91a. 3r.; Parish of Caralulup.

6448, Maryborough; Henry Delora (transferred to Arthur Roy Milne); 104a. 2r. 8p.; Parishes of Lilliecur and Caralulup.

6680, Maryborough; James Douglas Paterson; 3,000 acres; Alma.

6681, Maryborough; James Douglas Paterson; 4,000 acres; Alma.

6765, Maryborough; Harry Vivian Francis; 1,200 acres; Parish of Warrenmang.

TAILINGS LICENCE EXPIRED.

923, H. L. Wilkinson (No. 1254 granted in lieu thereof).

LICENCE GRANTED TO MORTGAGE MINING LEASE.

2593, Ararat; to George Frayne, of Stawell.

LICENCES GRANTED TO TRANSFER MINING LEASES.

2593, Ararat; J. F. Brown and J. A. O'Neill to The Native Youth Gold Mining Company No Liability.

8259, Ballarat; Gordon Gold Development No Liability to Gordon Gold No Liability.

8308, Ballarat; Golden Gold Development No Liability to Gordon Gold No Liability.

7435, Beechworth; Mount Oriental Gold Mining Company No Liability to Thomas Maitland Browne.

7935, Castlemaine; New Yandoit Company No Liability to Yandoit Company No Liability.

7926, Castlemaine; New Yandoit Company No Liability to Yandoit Company No Liability.

7999, Castlemaine; Harry Gillard to Harry Gillard, Edward Arthur Fulford Walker, and Alfred Thomas Emry.

8357, Castlemaine; J. M. Dunstan to Guildford Plateau Central Gold Mines No Liability.

8448, Castlemaine; J. M. Dunstan to Guildford Plateau Central Gold Mines No Liability.

5259, Gippsland; F. B. Mann to Henry Lawrence Gardner.

6662, Maryborough; D. Wilkinson, G. W. S. Dakin, Geo. Napier, T. Napier, and C. B. Finemore to Edwards Reef Gold Mining Syndicate No Liability.

E. J. HOGAN,
Minister of Mines.

MINING LEASES DECLARED VOID.

7857, Beechworth; Harry Weatherley.

8176, Castlemaine; Frederick William Hansen and Charles Muller.

8217, Castlemaine; Richard Valentine Keane.

8375, Castlemaine; Guildford Plateau North Gold Mining Company No Liability.

5193, Gippsland; Wallhalla Prospecting Syndicate No Liability.

5282, Gippsland; Thomas Theophilus Pollard.

6504, Maryborough; Victor Harold Sorrensen and Stanley Sorrensen.

GEO. BROWN,
Secretary for Mines.

AUCTION SALES ACT 1928.

WARRAGUL.—Notice is hereby given that a Special Meeting of Justices will be held at the Court House, Warragul, on Tuesday, the second day of September, 1936, at Eleven o'clock in the forenoon to consider an application by John James Jones for an auctioneer's licence. Dated at Warragul this 3rd day of August, 1936.—J. C. BELL, Clerk of Petty Sessions.

Farmers' Debts Adjustment Act 1935.

ISSUE OF STAY ORDERS.

NOTIFICATION is hereby given that Stay Orders have been issued to the undermentioned persons, such Stay Orders to take effect from the date shown:—

- Name; Address; Date of Issue.
- Baker, Ernest James; Wymlet; 1st August, 1936.
 Black, James Henry Clive; Ouyen; 31st July, 1936.
 Bott, Mary Ann and Theodore; Dingwell, Kerang; 6th August, 1936.
 Britt, Edmund Francis; Dunnstown; 3rd August, 1936.
 Burke, George Henry; Lockington; 3rd August, 1936.
 Cain, Charles; Rheola; 3rd August, 1936.
 Crick, Jack Marshall; Blackheath; 5th August, 1936.
 Darrigan, Michael; Burraboot; 1st August, 1936.
 Davie, Arthur Raymond; Dadswell's Bridge; 4th August, 1936.
 Davies, Osborne Chambers; Hallam; 4th August, 1936.
 Delmenico, Giovanni; Waitchie; 5th August, 1936.
 Dodd, Allan Percy; "Rainbow Gully," Olinda; 6th August, 1936.
 Doolan, Joseph Patrick; Cranbourne; 5th August, 1936.
 Downing, Edward William; Merbein; 3rd August, 1936.
 Dunn, William Merry; Caveat, via Seymour; 4th August, 1936.
 Ferris, Andrew; Thooma; 6th August, 1936.
 Greene, John Patrick; Ellen, Catherine, and Anastasia; Millbrook; 1st August, 1936.
 Harnetty, James; Cochrane's Creek, via Bealiba; 4th August, 1936.
 Harvey, Margaret Miriam; Yarragon; 3rd August, 1936.
 Henderson, Alice May and Lillian Ruby (as executrices of William Thomas Henderson, deceased); Pier Millan; 1st August, 1936.
 Henderson, John Hay; Deakin, via Tongala; 3rd August, 1936.
 Hepburn, Ronald; Smeaton; 3rd August, 1936.
 Jenkin, Allan; Nyah West; 5th August, 1936.
 Keil, Rowland Henry; Cranbourne; 1st August, 1936.
 Koening, Ernest Edmund; Moutajup; 31st July, 1936.
 Laidlaw, William Stanley and Isa Olive (trading as W. S. and I. O. Laidlaw); Elmhurst; 5th August, 1936.
 Larkin, Thomas Edward; Moolap; 31st July, 1936.
 Lockyer, Harold William; Durham Lead; 6th August, 1936.
 McLean, Archie; Drouin; 1st August, 1936.
 Meyer, Stanley Oliver Gordon; Clyde; 4th August, 1936.
 Monaghan, Kathleen; Wymlet; 3rd August, 1936.
 Monaghan, Mary Margaret; Wymlet; 3rd August, 1936.
 Muirhead, John Maitman; Turriff East; 1st August, 1936.
 O'Bryan, Mary Jane; Cocamba; 1st August, 1936.
 Parker, Rosina Mary Ann; Chapman-avenue, Glenroy; 5th August, 1936.
 Perry, Simeon; Buckrabanyule; 29th July, 1936.
 Rinaldi, James Laurence; Bealiba; 3rd August, 1936.
 Ross, William; Campbelltown; 3rd August, 1936.
 Ruwoldt, Sydney Edmund; Kewell; 6th August, 1936.
 Smith, Edmund Taylor; Cabbage Tree Creek; 24th July, 1936.
 Vagg, George John; 580 Dandenong-road, Carnegie; 5th August, 1936.
 Vanstone, Rubina Sophia and William Joshua; Cora Lynn; 3rd August, 1936.
 Ward, Peter James; Nullawarre; 31st July, 1936.
 Walsh, Michael, Thomas Lawrence, Patrick John, James Francis, and Joseph Gerald (trading as Michael Walsh and Sons); Swanwater; 3rd August, 1936.
 Webster, Herbert Alonza; Red Cliffs; 1st August, 1936.
 Wheeler, William Edward; Leongatha South; 7th August, 1936.
 Wyatt, Arthur James; Danyo; 30th July, 1936.

W. R. MANN, Secretary,
Farmers' Debts Adjustment Board.

10th August, 1936.

Farmers' Debts Adjustment Act 1935.

CANCELLATION OF STAY ORDERS.

NOTICE is hereby given that Stay Orders issued to the undermentioned farmers have been cancelled by the Farmers' Debts Adjustment Board, such cancellation to take effect on and from 12th August, 1936:—

- Name; Address.
- Banks, William, senr.; Ryanston.
 Berndt, Carl Wilhelm; 41 Malpas-street, East Preston.
 Breheny, John Michael; Bunyip.
 Brown, Andrew; Mandurang South.
 Dennithorne, Percy; 11 Speight-street, Thornbury.
 Forster, Francis Barrar; Joel Joel.
 Gath, Frederick Henry; Derby.
 Parker, Rosina Mary Ann; Chapman-avenue, Glenroy.
 Porter, Donald Alexander; Drouin West.
 Schultz, Herbert Martin; Murtoa.
 Spalding, James Luke; Tarraville.
 Sutcliffe, William John Charles; Warrnambool.
 Thomas, John William; Longwarry.
 Wait, Leslie Herbert; Bete Bolong.
 Wells, Harold; Bittern.

W. R. MANN, Secretary,
Farmers' Debts Adjustment Board.

11th August, 1936.

Farmers' Debts Adjustment Act 1935.

STAY ORDERS RE-ISSUED.

NOTICE is hereby given that a Stay Order issued to each of the undermentioned farmers by a Conciliation Officer in the wrong district is null and void and has been replaced by a fresh Stay Order on the date as shown:—

- Name; Address; Date Issued; Date Re-Issued:
- Hepburn, Ronald; Smeaton; 22nd June, 1936; 3rd August, 1936.
 Ross, William; Campbelltown; 6th May, 1936; 3rd August, 1936.

W. R. MANN, Secretary,
Farmers' Debts Adjustment Board.

11th August, 1936.

MINES (PETROLEUM) ACT 1935 (No. 4359).

At the Executive Council Chamber, Melbourne, the third day of August, 1936.

PRESENT:

His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of Victoria.

Mr. Dunstan | Mr. Bailey.
Mr. Old

FORM "H" OF REGULATIONS RESCINDED AND FORM SUBSTITUTED THEREFOR.

HIS Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, and pursuant to the powers conferred by the *Mines (Petroleum) Act 1935*, doth hereby rescind Form "H" of the Regulations made under the said Act, and published in the *Government Gazette* dated the 26th February, 1936, and substitute therefor Form "H" hereunder:—

FORM "H" (CLAUSE 32).

BOND IN RESPECT OF LEASE.

Know all men by these Presents that we of _____, in the State of Victoria, as principal, and _____ of _____, in the said State, as surety, are held and firmly bound unto the Minister of Mines, of Melbourne, in the said State (hereinafter called the Minister, which expression shall include his successors in office), for and on behalf of the Government of Victoria, in the sum of £ _____ lawful money of the realm for the use and benefit of the said Government, to be paid to the said Minister, for which payment well and truly to be made we bind ourselves and each of us and each of our heirs, executors, administrators, successors, and assigns jointly and severally by these Presents. The condition of the foregoing obligation is that whereas the said principal has made application under the *Mines (Petroleum) Act 1935*, that a Petroleum Mineral Lease be granted to him under and in accordance with the provisions of the said Act in respect of the lands described in the schedule hereto. Now, therefore, if no such lease be granted to the said principal, or if upon the granting to such principal of any such lease the said principal shall at all times during the currency of the said lease well and faithfully perform, observe, fulfil, and keep all and every the covenants, provisions, conditions, stipulations, and restrictions contained in or prescribed by the said Act or the Regulations made or to be made thereunder or contained in or prescribed by the said lease, and on the part of the said principal to be performed, observed, fulfilled, or kept, then the above-mentioned obligation is to be void and of no effect, otherwise to remain in full force and virtue.

Signed, sealed, and delivered by the principal in the presence of—

The common seal of _____ (surety) was hereto affixed by _____ in the presence of—

SCHEDULE.

Lease No.	Area.	Full Description and Precise Locality of Land.
	A. R. P.	

And the Honorable E. J. Hogan, His Majesty's Minister of Mines for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

COUNTRY ROADS BOARD.

At the Executive Council Chamber, Melbourne, the third day of August, 1936.

PRESENT:

His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of Victoria.

Mr. Dunstan | Mr. Bailey.
Mr. Old

ORDER APPROVING OF A NEW DEVELOPMENTAL ROAD IN THE SHIRE OF OTWAY.

WHEREAS the Country Roads Board constituted under the *Country Roads Act 1928* (No. 3662) has represented to His Excellency the Governor in Council that it appears to it desirable that the new Lower Gellibrand road in the Shire of Otway should be made by the said Board: And whereas the said Board in accordance with the requirements of section 19 of the said cited Act has caused to be prepared a map plans marked A to D and estimate showing the points between which and on and through what land the said new road is proposed, to be made and the cost of acquiring the land and constructing the said new road: And whereas on an inspection of the said map and plans and a consideration of the said estimate His Excellency the Governor in Council is satisfied that there are funds legally available for acquiring the land and constructing the said new road: Now therefore be it known by this present Order that His Excellency the Lieutenant-Governor as Deputy for His Excellency the Governor of the State of Victoria with the advice of the Executive Council thereof doth hereby approve of the said road being made, that is to say:—

All that piece of land in the Parish of Latrobe, and being a roadway 1 chain or more in width, the western boundary of which commences at a point on the southern boundary of allotment 21, section A, of the said parish, distant 269 deg. 45 min. 337 links from the south-eastern angle of that allotment; thence generally northerly through the said allotment to a point on the northern boundary thereof distant 269 deg. 33 min. 1,236 links from the north-eastern angle of the said allotment 21.

Also, all that piece of land in the Parishes of Barwongemoong and Moomowroong, and being a roadway 1 chain or more in width, the eastern boundary of which commences at a point on the southern boundary of allotment 65, Parish of Barwongemoong, distant 78 deg. 45 min. 674.9 links from the south-western angle of that allotment; thence northerly, north-easterly, and north-westerly through the said allotment, generally northerly through allotment 63 and generally north-easterly through allotments 62, 61, and 61A of the Parish last-named and continuing north-easterly through allotment 22A, Parish of Moomowroong to a point on the southern boundary of the Kennedy's Creek-road through the allotment last-named, distant 296 deg. 51 min. 120.2 links from the intersection of the said boundary of the Kennedy's Creek-road with the eastern boundary of the said allotment 22A.

Also, all that piece of land in the Parish of Moomowroong, and being a roadway 1 chain or more in width, the south-eastern boundary of which commences at a point on the western boundary of allotment 21A of the said parish, distant 321 deg. 52 min. 116 links, and 252 deg. 0 min. 488 links from an angle in the northern boundary of that allotment formed by the intersection of lines bearing 141 deg. 52 min. and 46 deg. 17 min.; thence north-easterly through the said allotment and allotment 21C, north-westerly and north-easterly through allotment 21B and continuing north-easterly through allotments 19, 18, and 17 to a point on the northern boundary of the allotment last-named, distant 127 deg. 53 min. 653 links, 88 deg. 41 min. 400 links, and 75 deg. 41 min. 590.1 links from the north-western angle of the said allotment 17.

NOTE.—The routes of the portions of the roadway above described are more particularly delineated and shown coloured red on survey plans numbered 3472 to 3475 inclusive lodged in the office of the Country Roads Board.

ORDER APPROVING OF A NEW DEVELOPMENTAL ROAD IN THE SHIRE OF ALBERTON.

WHEREAS the Country Roads Board constituted under *Country Roads Act 1928* (No. 3662) has represented to His Excellency the Governor in Council that it appears to it desirable that the new Carrarjung-Woodside road in the Shire of Alberton should be made by the said Board: And whereas the said Board in accordance with the requirements of section 19 of the said cited Act has caused to be prepared a map plan and estimate showing the points between which and on and through what land the said new road is proposed to be made and the cost of acquiring the land and constructing the said new road: And whereas on an inspection of the said map and plan and a consideration of the said estimate His Excellency the Governor in Council is satisfied that there are funds legally available for acquiring the land and constructing the said new road: Now therefore be it known by this present

Order that His Excellency the Lieutenant-Governor as Deputy for His Excellency the Governor of the State of Victoria with the advice of the Executive Council thereof doth hereby approve of the said road being made, that is to say:—

All that piece of land in the Parish of Carrarjung and being a roadway 1 chain or more in width, the eastern boundary of which commences at a point on the southern boundary of allotment 75A of the said parish, distant 90 deg. 42 min. 63 links from the south-western angle of that allotment; thence northerly through the said allotment, north-easterly through allotments 74B and 74C, and generally northerly through allotment 74A to a point on the northern boundary of the allotment last-named, distant 91 deg. 28 min. 2,650.8 links from the north-western angle of the said allotment 74A.

NOTE.—The route of the portion of the roadway above described is more particularly delineated and shown coloured red on survey plan number 3478 lodged in the office of the Country Roads Board.

ORDER APPROVING OF A DEVIATION FROM A DEVELOPMENTAL ROAD IN THE SHIRE OF MORWELL.

WHEREAS the Country Roads Board constituted under *Country Roads Act 1928* (No. 3662) has represented to His Excellency the Governor in Council that it appears to it desirable that the deviation hereinafter referred to from the existing Livingston-road in the Shire of Morwell (declared to be a developmental road under the said Act which declaration was confirmed by the Order in Council published in the *Government Gazette* of the 18th June, 1919, on page 1436) should be made by the said Board: And whereas the said Board in accordance with the requirements of section 19 of the said cited Act has caused to be prepared a map plans marked A and B and estimate showing the points between which and on and through what land the said deviation is proposed to be made and the cost of acquiring the land and constructing the said deviation: And whereas on an inspection of the said map and plans and a consideration of the said estimate His Excellency the Governor in Council is satisfied that there are funds legally available for acquiring the land and constructing the said deviation: Now therefore be it known by this present Order that His Excellency the Lieutenant-Governor as Deputy for His Excellency the Governor of the State of Victoria with the advice of the Executive Council thereof doth hereby approve of the said road being made, that is to say:—

All that piece of land in the Parish of Budgeree and being a roadway generally 1 chain wide, the southern boundary of which commences at a point on the western boundary of allotment 21A, section A, of the said parish, the said point being distant 49 deg. 56 min. 118.4 links, 300 deg. 14 min. 89.5 links, and 206 deg. 42 min. 179 links from an angle in the eastern boundary of the Morwell River-road through the said allotment formed by the intersection of lines bearing 23 deg. 54 min. and 49 deg. 56 min.; thence generally south-easterly through the said allotment to a point on its eastern boundary, distant 360 deg. 0 min. 1,462.7 links from the south-eastern angle of the said allotment 21A.

Also, all that piece of land in the Parish of Mirboo, the boundaries of which are as follow:—Commencing at an angle in the eastern boundary of allotment 61 of the said parish formed by the intersection of lines bearing 194 deg. 31 min. and 233 deg. 13 min.; thence by lines bearing respectively 324 deg. 48 min. 200 links, 30 deg. 47 min. 200 links, 64 deg. 33 min. 120.7 links, 347 deg. 4 min. 210 links, 43 deg. 29 min. 187 links, 193 deg. 28 min. 925 links, and 194 deg. 31 min. 189 links to the point of commencement—which said pieces of land are more particularly delineated and shown coloured red on survey plans numbered 3425 and 3426 lodged in the office of the Country Roads Board.

ORDER APPROVING OF A DEVIATION FROM A DEVELOPMENTAL ROAD IN THE SHIRE OF KORUMBURRA.

WHEREAS the Country Roads Board constituted under the *Country Roads Act 1928* (No. 3662) has represented to His Excellency the Governor in Council that it appears to it desirable that the deviation hereinafter referred to from the existing Witherden road in the Shire of Korumburra (declared to be a developmental road under the said Act which declaration was confirmed by the Order in Council published in the *Government Gazette* of the 6th November, 1929, on page 3924) should be made by the said Board: And whereas the Board in accordance with the requirements of section 19 of the said cited Act has caused to be prepared a map plan and estimate showing the points between which and on and through what land the said deviation is proposed to be made and the cost of acquiring the land and constructing the said deviation: And whereas on an inspection of the said map and plan and a consideration of the said estimate His Excellency the Governor in Council is satisfied that there are funds legally available for acquiring the land and constructing the said deviation: Now therefore be it known by this present Order that His Excellency the Lieutenant-Governor as Deputy

for His Excellency the Governor of the State of Victoria with the advice of the Executive Council thereof doth hereby approve of the said road being made, that is to say:—

All that piece of land in the Parish of Allambee and being a roadway generally 1 chain wide, the western boundary of which commences at a point on the northern boundary of allotment 84c of the said parish distant 42 deg. 47 min. 332 links and 88 deg. 17 min. 516 links from the south-western angle of that allotment; thence generally easterly through that allotment and allotment 84n to a point on the eastern boundary of the allotment last named, distant 8 deg. 42 min. 147.3 links from the south-eastern angle of the said allotment 84n.

NOTE.—The route of the portion of the roadway above described is more particularly delineated and shown coloured red on survey plan number 3477, lodged in the office of the Country Roads Board.

And the Honorable George Louis Goudie, His Majesty's Commissioner of Public Works for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

THE CONSTITUTION ACT AMENDMENT ACT 1928
(No. 3660).

At the Executive Council Chamber, Melbourne, the third day of August, 1936.

PRESENT:

His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of Victoria.

Mr. Dunstan	|	Mr. Bailey.
Mr. Old	|	

ELECTORAL REVISION COURT.

HIS Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby, in pursuance of the provisions of section 113 of *The Constitution Act Amendment Act 1928* (No. 3660), order as follows:—

SOUTHERN PROVINCE—SEYMOUR DIVISION.

That Tuesday, the eleventh day of August, 1936, be appointed for holding a Special Revision Court at Seymour to revise the Supplementary List 1936 for the Seymour Division of the Southern Province, the said list not having been revised at the Court appointed for that purpose within the time specified by section 100 of the said Act.

And the Honorable H. S. Bailey, His Majesty's Chief Secretary for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

CHILDREN'S WELFARE ACT 1928, SECTION 88.

At the Executive Council Chamber, Melbourne, the eleventh day of August, 1936.

PRESENT:

His Excellency the Lieutenant-Governor as Deputy for His Excellency the Governor of Victoria.

Mr. Lind	|	Mr. Tuckett
Mr. Bailey	|	Mr. Hyland.
Dr. Harris	|	

AMENDMENT OF REGULATIONS.

HIS Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby, by Order made on the 11th day of August, 1936, pursuant to the provisions of section 88 of the *Children's Welfare Act 1928*, repeal Regulations 99 and 100 of the Regulations made under the provisions of the *Children's Welfare Act 1915*, and in lieu thereof substitute the following, viz.:—

99. The Minister may from time to time appoint a medical officer in respect of every district in which foster children are boarded out and may terminate any such appointment.

The duties of every such medical officer shall be:—

- (1) in case of illness or accident to attend to such children either at the residences of the foster parents or at his own surgery as the case may require;
- (2) to supply all medicines and medical appliances which the treatment of any such child may require;
- (3) to visit such children at their foster homes once in every six months and to report to the Secretary—

- (a) any deficiency of accommodation and any defects in the sanitary conditions or surroundings of the residences of the foster parents;
- (b) any deficiency in the supply of food or clothing to or absence of cleanliness of such foster children;
- (c) any ill-treatment of or cause for complaint concerning such foster children.

100. The payment to be made to medical officers appointed pursuant to these Regulations shall be in accordance with Scale "A" or Scale "B" (as the case may be):—

SCALE "A."

Medical officers resident within twenty miles from the Post Office situate at the corner of Bourke and Elizabeth streets in the City of Melbourne.

For a foster home containing—

One child	£0 15 0 per annum
Two children	£1 2 6 per annum
Three or more children	£1 10 0 per annum

SCALE "B."

All other medical officers.

For a foster home containing—

One child	£1 0 0 per annum
Two children	£1 10 0 per annum
Three or more children	£2 0 0 per annum

Provided that where in the opinion of the Minister the distances to be travelled by any such medical officer or where other circumstances warrant such action the Minister may authorize—

- (a) payment at the rate of £1 per annum for each foster child;
- (b) payment for medicines and medical appliances supplied.

And the Honorable H. S. Bailey, His Majesty's Chief Secretary for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

MARKETING OF PRIMARY PRODUCTS ACT 1935
(No. 4337).

At the Executive Council Chamber, Melbourne, the eleventh day of August, 1936.

PRESENT:

His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor.

Mr. Lind	|	Mr. Tuckett
Mr. Bailey	|	Mr. Hyland.
Dr. Harris	|	

APPOINTMENT OF A DAY FOR A POLL TO BE TAKEN OF THE PRODUCERS OF MAIZE FOR THE ELECTION OF REPRESENTATIVES OF PRODUCERS TO BE ELECTIVE MEMBERS OF THE MAIZE MARKETING BOARD.

IN pursuance of the provisions in that behalf contained in section 9 of the *Marketing of Primary Products Act 1935* (No. 4337), the Lieutenant-Governor, as Deputy for the Governor of the State of Victoria, in the Commonwealth of Australia, by and with the advice of the Executive Council of the said State, doth by this Order hereby appoint Tuesday, the twenty-second day of September, 1936, as the day for a poll to be taken of the producers of maize for the election of four (4) representatives to be elective members of the Maize Marketing Board, and doth further appoint four (4) electoral areas defined as follow for such election, that is to say:—

ELECTORAL AREA NO. 1.

Orbost Subdivision of the State Electoral District of Gippsland East.

ELECTORAL AREA NO. 2.

Bruthen and Omeo Subdivisions of the State Electoral District of Gippsland East and the State Electoral Districts of Benambra and Wangaratta and Ovens.

ELECTORAL AREA NO. 3.

Lindenow and Lucknow, Subdivisions of the State Electoral District of Gippsland East, Bairnsdale, Stratford, and Sale, Subdivisions of the State Electoral District of Gippsland North and the State Electoral Districts of Mornington, Gippsland South, and Wonthaggi.

ELECTORAL AREA NO. 4.

The Maffra Subdivision of the State Electoral District of Gippsland North, and all the State Electoral Districts not included in Areas 1, 2, and 3.

And the Honorable Edmond John Hogan, His Majesty's Minister of Agriculture for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

DEPARTMENT OF LANDS AND SURVEY.

At the Executive Council Chamber, Melbourne, the
third day of August, 1936.

PRESENT:

His Excellency the Lieutenant-Governor, as Deputy for His
Excellency the Governor of Victoria.

Mr. Dunstan
Mr. Old

Mr. Bailey.

UNUSED AND UNMADE ROADS CLOSED.

HIS Excellency the Lieutenant-Governor, as Deputy for
His Excellency the Governor of the State of Victoria, by
and with the advice of the Executive Council thereof, doth
hereby direct that, in pursuance of the provisions of section
304 of the *Land Act 1928* (No. 3700), the unused and unmade
roads referred to hereunder be closed, viz.:—

Parish of Mirboo South, County of Buln Buln, being part
of the road lying between allotment 19A and allotment 14 as
shown coloured green on sketch with District Surveyor
Clarke's report 6th April, 1936, with Lands file C.82904.—
(M.517(10) (C.82904).

Parish of Seymour, County of Dalhousie, being the road
lying between allotments 29B and 34B, and allotments 4, 3, 2,
and 1.—(S.262(9) (C.83033).

Parish of Narracan, County of Buln Buln, being the road
lying to the east of and adjoining allotment 5E, being bounded
on the north by the Country Roads Board road, from Moe to
Yallourn, and on the south by the west side of the road lying
to the west of the Cemetery reserve.—(N.129(9) (G.54831).

LAND TEMPORARILY RESERVED FROM SALE.

HIS Excellency the Lieutenant-Governor, as Deputy for
His Excellency the Governor of the State of Victoria, by
and with the advice of the Executive Council thereof, doth
hereby, in pursuance of the provisions of the *Land Act 1928*,
reserve temporarily, and also except from occupation for mining
purposes under any miner's right the land hereinafter
described:—

KOO-WEE-RUP.—Site for Water Supply purposes in addition
to and adjoining the site temporarily reserved therefor by
Order in Council of the 14th April, 1932—42 acres 3 roods 7
perches, Parish of Koo-wee-rup, County of Mornington:—
Commencing at the north-east angle of the Water Supply
reserve; bounded thence by allotment 14A bearing S. 80 deg.
25 min. E. 294 links; by lines bearing S. 5 deg. 32 min. W.
1,313 links, S. 12 deg. 25 min. W. 1,220 links, S. 1 deg. 14
min. W. 1,801 links, S. 16 deg. 57 min. W. 321 links, S. 1 deg.
8 min. W. 884 links, and S. 16 deg. 16 min. W. 505 links; by
a road bearing N. 73 deg. 44 min. W. 236 links; and thence
by the Water Supply reserve bearing N. 16 deg. 20 min. E.
585 links, N. 53 deg. 25 min. W. 473 links, N. 14 deg. 39 min.
W. 738 links, N. 1 deg. 4 min. W. 1,563 5-10 links, N. 6 deg.
30 min. E. 643 5-10 links, N. 13 deg. 28 min. E. 990 5-10 links,
N. 45 deg. 4 min. E. 667 5-10 links, N. 30 deg. 20 min. E. 415
5-10 links, and N. 8 deg. 37 min. E. 409 5-10 links to the
commencing point.—(K.118(1) (Rs.4191).

KOO-WEE-RUP.—Site for supply of gravel—25 acres 1 rood 13
perches, Parish of Koo-wee-rup, County of Mornington:—
Commencing at a point bearing N. 80 deg. 25 min. W. 100 links
from the north-west angle of allotment 10A; bounded thence by
roads bearing S. 9 deg. 35 min. W. 6,035 links and N. 73 deg.
44 min. W. 260 links; by lines bearing N. 16 deg. 16 min. E.
505 links, N. 1 deg. 8 min. E. 894 links, N. 16 deg. 57 min. E.
321 links, N. 1 deg. 14 min. E. 1,801 links, N. 12 deg. 25 min.
E. 1,220 links, and N. 5 deg. 32 min. E. 1,313 links; and
thence by allotment 14A bearing S. 80 deg. 25 min. E. 583
links to the commencing point.—(K.118(1) (Rs.1837).

WELSHPOOL.—Site for Public Purposes—Town and Township
of Welshpool, Parish of Welshpool, County of Buln Buln, in
the two separate portions hereinafter described, viz.:—(1)
Commencing at the intersection of the west boundary of the
Township of Welshpool and the low water mark along Lewis
Channel, Corner Inlet; bounded thence by said township
boundary bearing northerly to a line parallel with the north
side of Lewis-street and distant 150 links south from the
north side thereof; by lines bearing N. 71 deg. 49 min. E.
and S. 89 deg. 26 min. E. to a point in line with the east
side of Dobson-street; by the south side of Lewis-street bear-
ing S. 89 deg. 26 min. E. 2,100 links; by a line bearing south
to low water mark at Lewis Channel, Corner Inlet; and
thence by said lower water mark bearing westerly to the
commencing point. (2) Being the land within the following
boundaries, viz.:—Bounded on the north by a line 1 chain

north from the high water mark along Lewis Channel, Corner
Inlet, on the south by low water mark, on the east by the
east boundary of Town of Welshpool, and on the west by a
line parallel with the south-east boundary of allotment 1 of
section 12A, and being distant 150 links therefrom.—(W.128(3)
(Rs.4589).

REVOCATION OF TEMPORARY RESERVATION OF
LAND.

HIS Excellency the Lieutenant-Governor, as Deputy for
His Excellency the Governor of the State of Victoria, by
and with the advice of the Executive Council thereof, doth
hereby, in pursuance of the provisions of the *Land Act 1928*,
revoke the temporary reservation of the lands by Orders in
Council hereinafter referred to, viz.:—

LEAGHUR.—Site for Public Recreation and Camping pur-
poses.

PORT CAMPBELL.—Site for use of the Police Department
(for technical descriptions see *Government Gazette* of the
1st July, 1936, at page 1575).

EAGLEHAWK.—Site for Water Supply purposes.

GLENALBYN.—Site for manufacture of eucalyptus (for tech-
nical descriptions see *Government Gazette* of the 8th July,
1936, at page 1701).

BALLARAT.—Site for a pound.

WELSHPOOL.—Site for Railway purposes.

GRETA.—Site for Primitive Methodist Church.

NUNGURNER.—Site for Public Recreation (for technical de-
scriptions see *Government Gazette* of the 8th July, 1936, at
page 1702).

JEFFCOTT.—Site for Railway purposes (for technical descrip-
tion see *Government Gazette* of the 17th June, 1936, at page
1429).

UNUSED AND UNMADE ROAD CLOSED.—SECTION 131,
CLOSER SETTLEMENT ACT 1928.

HIS Excellency the Lieutenant-Governor, as Deputy for
His Excellency the Governor of the State of Victoria, by
and with the advice of the Executive Council thereof, doth hereby
direct that, in pursuance of section 131 of the *Closer Settle-
ment Act 1928*, the unused and unmade road referred to here-
under be closed.

Parish of Katandra, at Katandra West, County of Moira,
being the road lying to the south and east of allotments 5, 4,
and 3 of section 9, as shown coloured red on plan marked
K/10.7.36, with Closer Settlement file of Katandra Estate
Recreation Reserve.—(K129(H)).

UNUSED AND UNMADE ROADS TAKEN OVER BY THE
CLOSER SETTLEMENT COMMISSION.

HIS Excellency the Lieutenant-Governor, as Deputy for
His Excellency the Governor of the State of Victoria, by
and with the advice of the Executive Council thereof, doth
hereby, in pursuance of the provisions of section 95 of the
Closer Settlement Act 1928, approve that the former unused
and unmade roads specified hereunder be taken over by the
Closer Settlement Commission at a valuation of One pound
ten shillings (£1 10s. per acre).

Parish of Wonga Wonga, County of Buln Buln, being 4
acres 3 roods 33 perches in the two separate portions herein-
after described, viz.:—(1) 4 acres 3 roods 17 perches:—
Commencing at a point bearing east 1,689 links from the north-
east angle of allotment 4A, section A; bounded thence by a
road bearing east 53 links; by lines bearing S. 0 deg. 2 min.
W. 1,338 links, S. 0 deg. 46 min. E. 2,985 links, S. 1 deg. 26
min. W. 1,333 links, S. 0 deg. 10 min. E. 970 links, and S.
0 deg. 39 min. E. 591 links; by a road bearing S. 61 deg. W.
76 7-10 links; and thence by a line bearing north 7,303 5-10
links to the commencing point. (2) 16 perches:—Commenc-
ing at a point bearing N. 78 deg. 35 min. E. 701 links, N. 62
deg. 27 min. E. 1,002 links and N. 72 deg. 3 min. E. 187
links from the south-east angle of allotment 4 of section A;
bounded thence by a road bearing S. 72 deg. 3 min. W. 75
links; by a line bearing north 135 5-10 links; by a road bear-
ing N. 61 deg. E. 79 7-10 links; and thence by a line bearing
S. 0 deg. 39 min. E. 151 links to the commencing point.—
(See survey field notes by N. H. Atkinson, 20th September,
1932, with G.40324).

And the Honorable Albert Eli Lind, His Majesty's Com-
missioner of Crown Lands and Survey for the State of Vic-
toria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

RULES UNDER THE JUSTICES ACTS.

At the Executive Council Chamber, Melbourne, the eleventh day of August, 1936.

PRESENT :

His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor.

Mr. Lind
Mr. Bailey
Dr. Harris

Mr. Tuckett
Mr. Hyland.

UNDER and by virtue of the powers and authorities conferred by the *Justices Act 1928* (No. 3708) and the *Acts Interpretation Act 1928* (No. 3630) His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth (without affecting the Rule made on the 12th May, 1936, prescribing a fee for the issue to a justice of the peace of a certificate of his appointment) hereby rescind—

- (i) The "Rules under the *Justices Act 1928*" made on the 29th July, 1929 (as heretofore amended),
- (ii) The Rules made on the 4th March, 1930 (prescribing fees in Courts of General Sessions) so far as they are not already rescinded,
- (iii) The "*Justices Act Rules 1930*" (as heretofore amended),
- (iv) The "*Justices Act Rules 1931*" and
- (v) The Rules under the *Justices Act 1935*,

and doth hereby make the following Rules which may be known and cited as the "*Justices Act Rules 1936*" and which are divided into Chapters as follows :—

Chapter I.—"*Justices Act Rules 1936 (No. 1).*"

Chapter II.—"*Justices Act Rules 1936 (No. 2).*"

CHAPTER I.

The Rules contained in this Chapter may be cited as the "*Justices Act Rules 1936 (No. 1).*"

1. Where, on an information being laid, a warrant is issued in the first instance for the apprehension of any person, and where such person being apprehended is brought before a justice, and either by warrant committed to gaol or discharged on recognisance until the hearing of such information, the member of the police force who has executed such warrant shall forthwith transmit the original warrant of apprehension to the clerk of the court of petty sessions to which such person has been remanded or at which he has been bound by recognisance to appear.

Warrant of apprehension to be transmitted.

2. Where a recognisance has been entered into before a justice conditioned for the appearance of a person before a court of petty sessions, or for the doing some other matter or thing in, to, or before a court of petty sessions, or in a proceeding in a court of petty sessions, such justice shall forthwith transmit the said recognisance to the clerk of such court of petty sessions.

Recognisance to be transmitted.

Recognisance to keep the peace to be transmitted.

3. Where a recognisance conditioned to keep the peace, or be of good behaviour, or to observe some forbearance has been entered into before a justice, a superintendent, inspector, sub-inspector of police, or keeper of a prison, such recognisance shall, if the same was directed by a court of petty sessions to be entered into, be forthwith transmitted by the person taking the same to the clerk of such court of petty sessions, and shall in all other cases be forthwith transmitted to the clerk of the nearest court of petty sessions in the bailiwick wherein the same was entered into.

Summons to be transmitted.

4. Where on an information being laid or complaint made, a summons is issued for the attendance of any person at a court of petty sessions, the member of the police force or other person who serves such summons, whether the same be served personally or by substituted service or otherwise, shall forthwith, after service has been effected, transmit such summons to the clerk of the court of petty sessions at which such summons is returnable.

On whose application summons to issue.

5. Summonses shall be issued only on the application of the complainant or informant in person, or of a person in his sole employ, or of his solicitor, or of the clerk of such solicitor. Provided that in cases where the clerk of petty sessions does not reside at or near the place where the Court is held, summonses shall also be issued on the written application of the complainant or informant or some person in his sole employ, or his solicitor, or the clerk of such solicitor.

Court of petty sessions not to adjudicate in Children's Court cases.

6. Where any person has been summoned to appear before a court of petty sessions as a defendant to answer a charge or information for an offence, and it appears to such Court, either before or during the hearing of such charge or information, that the said defendant is a child within the meaning of the *Children's Court Act 1928*, the said court of petty sessions shall abstain from adjudicating, or from further adjudication in the case, and shall adjourn the hearing, or further hearing, of the case to the next or most convenient Children's Court nearest to the place where the offence in respect of which the said child has been summoned is alleged to have been committed, and in the meantime it may suffer such defendant to go at large, or admit him to bail, with or without surety or sureties, to appear at the said Children's Court at the time and place to which the said hearing or further hearing of the case has been so adjourned as aforesaid.

Indorsement of order for substituted service. Form 1.

7. Where, on an information being laid or a complaint being made, a summons is issued, and an order for substituted service, or for the substitution for service of notice by advertisement, or otherwise, is made, such order shall be indorsed on or annexed to the original summons, and shall be signed by the justice or one of the justices making the same.

Documents, how stamped.

8. Where any document requiring a fee-stamp is issued by or acknowledged before a justice, such justice shall satisfy himself that the proper fee-stamp is affixed thereto, and shall cancel such stamp.

The Register. Form 2.

9. Every clerk of petty sessions shall keep the Register required by the *Justices Act 1928* to be kept by him in the form and with the particulars set out in the Schedule hereto; and the Register kept by each particular clerk shall be distinguished by the name of the place at which such Court is appointed to be held, as in the said form prescribed.

10. The clerk of every court of petty sessions shall before each sitting of such Court cause to be entered in such Register the various informations and complaints to be heard at such sitting, and the said informations and complaints shall be called on for hearing in the order in which they stand in the list; but the justices may, if they think fit, hear first in order the cases which may, in their opinion, be more justly or conveniently so disposed of.

11. Every clerk of petty sessions shall keep a Suitors' Cash Book in the form prescribed in the Schedule hereto, in which he shall enter all moneys received from or on behalf of complainants or defendants, and all moneys paid to or on behalf of complainants or defendants; and such book shall be kept in such a manner that at the end of each month the balance of such moneys in Court shall clearly appear.

12. Where a court of petty sessions by whose conviction or order any sum is adjudged to be paid allows time for payment of the said sum, or directs payment to be made by instalments, the clerk of petty sessions to whom the said sum or instalments shall have been paid shall account for the same in the usual manner.

13. The clerk of petty sessions or the justice before whom a complaint is made shall in all cases where particulars are given by the complainant under the *Justices Act* 1928 or these Rules stamp or initial such particulars, and likewise the copy of the defendant's particulars of set-off (if any).

14. Moneys may be paid into Court, and the moneys to which complainants and defendants are respectively entitled shall be paid out on demand on every day on which the office is open between the hours of ten in the forenoon and three in the afternoon, except on Saturdays, when such payments may be made between the hours of ten and eleven in the forenoon.

15. (1) Whenever money is paid into Court by or on behalf of the defendant or complainant, the clerk of petty sessions shall give to the person paying the money a receipt for same from the proper Receipt Book; and where money is paid out of Court to or on behalf of the complainant or defendant, the person receiving such money shall sign in the Suitors' Cash Book an acknowledgment thereof.

(2) Nothing herein contained shall, however, prevent the giving of a separate receipt by a person entitled to such money (or his legal representative) or the acceptance by the clerk of petty sessions of such receipt where the money paid has been forwarded by post or otherwise to the person entitled thereto (or to such representative).

16. Any erasure or interlineation in a summons at the time of the issue thereof shall be stamped or initialed by the clerk of petty sessions who issues the same, if such summons is issued by a clerk of petty sessions; and, if such summons is issued by a justice, shall be initialed by him, but failure to stamp or initial shall not invalidate the summons.

17. A complaint may be made or an information laid, and a summons may be issued thereon, against two or more persons liable or chargeable, whether jointly, severally, or in the alternative; and orders or convictions may be made against such one or more of such persons as the justice may find to be liable.

Order against two or more persons, how enforced.

18. Where on the hearing of any such complaint as in the preceding rule mentioned an order is made against two or more defendants jointly, such order may be enforced by distress or otherwise against any one of the defendants affected thereby in the same manner as if the order had been made against him separately. Provided that, after the order is satisfied by performance or payment by, or distress on the goods of, any of such defendants, no further steps shall be taken to enforce the same against the other defendant or defendants. Provided also that nothing herein contained shall affect any right to contribution or other relief which may exist as between the defendants themselves.

Partners.

19. Any two or more persons claiming or being liable as co-partners may join in making a complaint, or may be joined as defendants in a summons, in the names of their respective firms (if any) and any person carrying on business in the name of a firm apparently consisting of more than one person may be sued in the name of such firm.

Order against a firm, how enforced.

20. Where an order is made by a court of petty sessions against any firm such order may be enforced against such firm or any person or persons carrying on business in the name of such firm.

Trustees, &c., may sue and be sued.

21. Trustees, executors, and administrators may sue and be sued on behalf of or as representing the property or estate of which they are trustees or representatives; but the court of petty sessions may at any stage of the proceedings for the purpose of protecting the interest of the persons possessing the equitable right to the property, the legal estate of which is vested in such trustees, executors, or administrators, or any of them, and either upon the application of any party or any person possessing the equitable right not a party, or without any application order any of such persons to be made parties to the complaint either in addition to or in lieu of such trustees, executors, or administrators, or any of them.

Distress to be levied on goods of testator, &c.

22. Where an order is made by a court of petty sessions against any person as an executor, administrator, trustee, or assignee, such order shall be that the debt or damage and costs or costs only (as the case may be) shall be levied of the goods of the testator's, intestate's, or insolvent's estate (as the case may be).

Extension of return date of summons.

23. The time for hearing any summons shall not be extended unless application to have such time extended be made before or on the date upon which such summons is returnable or within one month thereafter, and the time for hearing any summons shall not be extended more than once. Where the time for hearing any summons is extended the justice or one of the justices extending such time for hearing shall alter the date on which such summons is made returnable and shall write his initials and the date of making such alteration in the margin of the summons in a line with that on which the alteration is so made.

Indorsement of particulars.

24. Where by the *Justices Act 1928* it is required that particulars shall be indorsed on or annexed to the summons, such particulars shall be indorsed on or annexed to the same before it is served, and a copy of such particulars shall form a part of the copy of the summons which is delivered to the defendant; and where the demand exceeds the amount in which a court of

petty sessions has jurisdiction but the complainant desires to abandon the excess or admit a set-off, the abandonment of the excess or admission of a set-off shall be entered at the end of such particulars.

25. Where on any complaint for a civil debt recoverable summarily the defendant intends to rely upon any of the grounds of defence following, namely, set-off, fraud, illegality, infancy, coverture, Statute of Limitations, any enactment in Part XII. of the *Instruments Act* 1928, section nine of the *Goods Act* 1928, section fifty-three or fifty-four of the *Property Law Act* 1928 or any similar enactment, his discharge under any Act relating to bankrupts or insolvent debtors, or tender, he shall forward to the complainant and to the clerk of petty sessions a notice in writing stating therein his name and address, together with a concise statement of such grounds. Such notice shall be delivered to the complainant and to the clerk of petty sessions respectively twenty-four hours at least before the time at which the summons is returnable, or, if sent by post, shall be posted in such manner and at such time that it may in the ordinary course reach the hands of the complainant and of the clerk of petty sessions respectively twenty-four hours at least before the time at which the summons is returnable. Provided that in case of non-compliance with this rule, and of the complainant not consenting at the hearing to permit the defendant to avail himself of such defence, the justices may, if they think fit, permit the defendant to avail himself thereof or alternatively may, on such terms as they think fit, adjourn the hearing to enable the defendant to give such notice as the justices think reasonable. Special defences.

26. (1) Where the defendant intends to rely upon a set-off of any debt or demand recoverable as such before a court of petty sessions by him from the complainant, his notice shall contain particulars of the account, including dates and items, upon which he contends that the set-off is due. Set-off.

(2) Where a defendant intends to rely upon the defence of fraud or illegality, he shall in his notice of defence state the particulars of such fraud or illegality. Fraud or illegality.

27. Where a defendant intends to rely on the defence of infancy he shall in his notice set forth, so far as he is able, the place and date of his birth. Infancy.

28. Where a female defendant intends to rely upon the defence of coverture, she shall in her statement set forth, so far as she is able, the place and date of her marriage, together with the name and surname of her husband, and his address and occupation, so far as known. Coverture.

29. Where a defendant intends to rely upon the defence of any Statute of Limitations, he shall in his notice state the date from which he contends that the Statute began to run. Statute of Limitations.

30. Where a defendant intends to rely on the defence of a release under any Act relating to bankrupt or insolvent debtors, he shall in his notice set forth the date of the order of sequestration and of his certificate of discharge or final order and the Court by which such order of sequestration, certificate of discharge, or final order was granted or made. Insolvency.

Payment in Court.

31. Subject to these rules, money may be paid into Court, and such payment or tender of a sum of money may be relied upon as a defence to any complaint under the *Justices Act* 1923 for an assault or sum of money due or to any claim of set-off.

Notice of payment into Court.

32. Where the defendant wishes to pay money into Court he shall pay the same twenty-four hours before the time fixed for the return of the summons, together with the cost of issuing and serving the summons, and if the summons has been prepared and obtained by a counsel or attorney together with a further sum of Ten shillings for professional costs; and the defendant shall forthwith after such payment send to the complainant notice thereof in the form prescribed in the Schedule hereto. But when the complainant does not receive notice of such payment having been made before the sitting of the Court at which the summons is made returnable, it shall be lawful for the justices to order the defendant to pay such additional costs as the complainant shall have in their opinion properly incurred in preparing for the hearing and in attending the Court. Provided that no defendant shall be liable to pay the sum of Ten shillings for professional costs unless the name and address of the legal practitioner who has prepared and obtained the summons are written or printed on the summons served on the defendant.

Form 4.**Tender, when an available defence.**

33. Where the defence to a complaint or claim of set-off is a tender, such defence shall not be available unless before the hearing, or by permission of the Court at the hearing, the defendant pays into Court (which may be without costs) the amount alleged to have been tendered.

Payment out of Court when defence tender.

34. Where money has been paid into Court by the defendant with a defence of tender, or without a denial of liability, the money so paid in shall be paid out to the complainant at his request, unless the court of petty sessions otherwise order.

**Notice of payment into Court with denial of liability.
Form 4.**

35. Where a defendant desires to pay money into Court with a denial of his liability on the complaint, he shall lodge with the clerk of petty sessions, at the time of payment into Court, a written notice in the form prescribed in the Schedule hereto, and shall, in the notice which he sends to the complainant, state in that case that such payment is made with a denial of any liability.

**Acceptance of money paid in.
Form 5.**

36. If the complainant elect to accept in full satisfaction of his claim, including costs, such money as shall have been paid into Court by the defendant under the last preceding rule, he shall send or deliver to the clerk of petty sessions and to the defendant a written notice, stating such acceptance, such reasonable time before the return of the summons as the time of payment by the defendant has permitted, and upon his doing so no further proceedings in the said complaint shall be taken, and the complainant shall not be liable for any further costs. But in default of such notices the complaint may go on for hearing, and the defendant shall be entitled to an order for such costs as, in the opinion of the justices, he shall have properly incurred after such payment into Court, unless the complainant recover a sum larger than the amount paid into Court.

37. Where under the last preceding rules money has been paid into Court with a denial of liability, and the complainant has accepted the same in full satisfaction of his claim and has sent the notices required under the preceding rule, he shall be entitled to have the money paid out to him on request. Provided that such money shall not be paid out unless the clerk of petty sessions has satisfied himself that notice of acceptance has been duly sent or delivered to the defendant.

Money accepted to be paid out of Court.

38. Where under the provisions of section eighty-six of the *Justices Act* 1928 a court of petty sessions adjourns the hearing of any information, complaint, or application to another Court, the justices constituting such Court, or any of them, shall sign a memorandum in the form in the Schedule hereto; and the clerk of petty sessions at such first-mentioned Court shall transmit such information, complaint, or application, if in writing, together with such memorandum, to the clerk of petty sessions at the Court to which the same is adjourned.

Memorandum of adjournment. Form 6.

To be transmitted.

39. Where a court of petty sessions has power under any Act of Parliament to deal with an indictable offence summarily, and has so dealt with it and dismissed the information, the order of dismissal shall be in the form in the Schedule hereto or to the like effect.

Order of dismissal. Form 7.

40. Where an application is made for a summons under section twenty-two of the *Imprisonment of Fraudulent Debtors Act* 1928, the applicant or his attorney shall sign an application in the form in the Schedule hereto, and shall state therein the ground or grounds on which he relies to obtain the committal of the person making default, and shall lodge the same with the clerk of petty sessions.

Application for summons to debtor. Form 8A.

41. Every application for a summons under section twenty-two of the *Imprisonment of Fraudulent Debtors Act* 1928 shall be supported by an affidavit verifying the same; and such affidavit may be in the form in the Schedule hereto, or in any other form to the like effect.

Affidavit in support. Form 8B.

42. The certificate of payment or satisfaction signed by the clerk of petty sessions, under section twenty-five of the *Imprisonment of Fraudulent Debtors Act* 1928, shall be in the form in the Schedule hereto.

Certificate of payment. Form 9.

43. Any security given under the *Justices Act* 1928 for the payment of any sum of money under any conviction or order shall be in the form of an undertaking, and may be in the form in the Schedule hereto, or in any other form to the like effect.

Security for payment. Form 10.

44. Where any such security is not entered into before the Court but before some person specified by the Court, the principal in such security shall make a return of it to the clerk of petty sessions of the Court at which the order directing security to be taken was made.

Return of security.

45. Not less than two clear days before a warrant of distress is issued for a sum due by a principal, in pursuance of a forfeited security under the *Justices Act* 1928, the clerk of the court of petty sessions issuing the warrant shall cause notice of the forfeiture to be served on the principal. Service of the notice may be effected either personally or by letter sent to the address mentioned in the security.

Notice of forfeiture. Form 11.

Application for
order, s. 126.
Form 12.

46. (1) Every application under section one hundred and twenty-six of the *Justices Act* 1928 for an order *ex parte* for attachment of debt, shall be supported by an affidavit in the form in the Schedule hereto, or to the like effect:

(2) Every summons to a garnishee issued under section one hundred and twenty-six of the *Justices Act* 1928 on the making of an order *ex parte* for attachment of debt shall be made returnable at the court of petty sessions which made the original order on which such order *visi* is based or some other court of petty sessions to which the original order has been transferred for enforcement under the provisions of the *Justices Act* 1935:

Examination of
person against
whom order is
made.

47. When an order is made for the recovery or payment of money, or when by any conviction any party is ordered to pay any money, the court of petty sessions at the time of making such order or conviction may forthwith, on the application of the party entitled to enforce such order or to receive the money, examine or cause to be examined on oath the person against whom such order is made or by whom the money is ordered to be paid as to whether any and what debts are owing to such person, and whether such person has any and what other property or means of satisfying the said order or conviction.

Non-compliance
with rules not to
invalidate
proceedings.

48. Non-compliance with any of these rules or departure from the forms hereto shall not render any proceeding void unless the court of petty sessions before whom the same shall come shall so direct, but such proceedings may in the discretion of such Court be amended or otherwise dealt with in such manner as to postponement, adjournment, or otherwise, and upon such terms as such Court may think fit.

Limitation of
certain powers of
certain clerks of
petty sessions.

49. The powers conferred on certain clerks of petty sessions by section 84 of the *Justices Act* 1928 shall be limited as regards the issue of any warrant referred to in paragraph (c) of sub-section (I) of the said section 84 to cases which have been the subject of adjudication in some court of petty sessions of which the clerk issuing such warrant is clerk of petty sessions.

Amendment of
forms under the
Justices Act 1928.

50. In forms 15, 16, 17, 18, 19 and 20 of the Second Schedule to the *Justices Act* 1928 for the words "[me or us] or some other justice" there shall be substituted the words "a justice."

Transfer of order
under Act 4324.
Form 13.

51. (a) Where it is desired to enforce in another court of petty sessions an order made by a court of petty sessions an application in the form in the Schedule hereto, signed by the person in whose favour the order has been made or by his barrister or solicitor, shall be lodged with the clerk of petty sessions of the court in which the order was made, who shall, upon payment of the fees prescribed, grant and deliver to the applicant a certificate in the form contained in the Schedule to the *Justices Act* 1935.

(b) The clerk of petty sessions granting a certificate as aforesaid shall thereupon make an entry in the Petty Sessions Register to that effect, indicating the date thereof and the court of petty sessions named in such certificate.

(c) When the said certificate is lodged with the clerk of the court of petty sessions named therein, such clerk shall record particulars of the order in the Petty Sessions Register specifying the amount unpaid, together with the fees paid for the application and lodging of the certificate.

(d) Where a certificate has been granted as aforesaid, no further proceedings in respect of the original order shall be taken in the court in which such order was made unless and until the party who obtained such order first files with the clerk of petty sessions an affidavit setting forth the nature of the proceedings (if any) taken in the court of petty sessions in which the certificate was lodged, the result thereof, and the amount still due and unpaid under the order.

52. In any action where the sale or delivery of goods or chattels or the payment of money is in issue, the court may if it thinks proper, unless and until evidence is given on oath denying such sale, delivery or payment, receive as evidence of such sale, delivery or payment any relevant entry in a book or document if it is proved:—

Entries in certain books and documents to be evidence.

- (1) That such book or document was, at the time of the making of the entry, one of the ordinary books or documents kept or made for the purpose and in the course of a party's business, and
- (2) That such entry was made in the usual and ordinary course of such business, and
- (3) That the person making such entry had a duty to do so.

The person or party against whom any such entry is tendered in evidence shall be at liberty to adduce such evidence on oath as aforesaid at any time before such entry is received as evidence as aforesaid.

SCHEDULE.

PART I.—FORMS.

FORM 1.

Rule 7.

ORDER FOR SUBSTITUTED SERVICE.

In the Court of Petty Sessions at

Between A.B., Informant [or Complainant],

and

C.D., Defendant.

Upon the application of

It is ordered that service of a copy of this order and of a copy of the summons in this information [or complaint] by [describe mode of substituted service] shall be good and sufficient service of the said summons.

Dated the

day of

19

(Signed)

J.P.

FORM 2.

Rule 9.

REGISTER.

VICTORIA.

Register of Convictions, Orders, and other Proceedings in the Court of Petty Sessions at _____ the _____ day of _____ 19____

No.	Prosecutor, Informant, Complainant, or Applicant.	Accused or Defendant.	How before the Court (Arrest on View, Warrant, or Summons).	Fees.			Charge, Cause, or Proceeding.	Decision, Memo. of Conviction, or Order.	Remarks.
				£	s.	d.			

FORM 3.

Rule 11.

DR. SUITORS' CASH BOOK. CR.

Date.	Number.	Complainant.	Defendant.	Particulars.	Cr. Folio.	Amount.			Daily Total.	Date.	Number.	Complainant.	Defendant.	Particulars.	Dr. Folio.	Amount.			Receipt of Payee.	
						£	s.	d.								£	s.	d.		£	s.	d.

FORM 4.

Rules 32 and 35.

NOTICE OF PAYMENT OF MONEY INTO COURT.

In the Court of Petty Sessions at _____

Between A.B., Complainant,
and
C.D., Defendant.

Take notice that the defendant has paid into Court the sum of £ _____, and says that that sum is enough to satisfy your claim [or says that he denies all liability upon your claim, as the case may be]. If you proceed and recover no further sum you may have to pay the costs incurred by reason of further proceedings.

Dated this _____ day of _____ 19____

(Signed) C.D.

To _____

FORM 5.

Rule 36.

NOTICE OF ACCEPTANCE OF MONEY PAID INTO COURT.

In the Court of Petty Sessions at _____

Between A.B., Complainant,
and
C.D., Defendant.

Take notice that I accept in full satisfaction of my demand in this complaint, including costs, the sum of money paid into Court.

A.B.

To _____

FORM 6.

Rule 38.

MEMORANDUM OF ADJOURNMENT TO ANOTHER COURT OF PETTY SESSIONS.

In the Court of Petty Sessions at

Between A.B., Informant [or Complainant],
and
C.D., Defendant.

Date of information [or complaint] 19
Nature of information [or complaint] [state shortly].

The hearing of the information [complaint or application, as the case may be] of A.B., wherein one C.D. is the defendant [or person opposing the application, as the case may be], is, by virtue of section 86 of the *Justices Act 1928*, now adjourned by me [or us] the undersigned until the day of 19, at the hour of , to the Court of Petty Sessions at , where the said parties and their respective witnesses (if any) are required again to appear.

Dated at the day of 19
M.N., a Justice of the Peace sitting in a Court of Petty Sessions at

FORM 7.

Rule 39.

ORDER OF DISMISSAL UNDER SECTION 100, SUB-SECTION (4).

In the Court of Petty Sessions at

Be it remembered that on the day of , in the year of Our Lord One thousand nine hundred and , an information was laid before , a Justice of the Peace in and for the bailiwick of the State of Victoria, by of , for that one of did, on the day of in the year aforesaid commit an indictable offence, that is to say, that he the said did [describe the offence], and now, on this day of , [we, the undersigned] Justices of the Peace in and for the said bailiwick, sitting in a Court of Petty Sessions, having determined that the case is one properly to be dealt with summarily, and, having heard the matter of the said information, do hereby dismiss the same.

Dated the day of 19
J.P. [or Clerk of Petty Sessions, as the case may be].

FORM 8A.

Rule 40.

APPLICATION FOR SUMMONS FOR COMMITMENT.

In the Court of Petty Sessions at
the Bailiwick.

in }
Between A.B., Informant [or Complainant],
and
C.D., Defendant.

I apply for the issue of a summons for commitment against the said defendant, and I state that I rely upon the following grounds for obtaining an order of committal of the defendant, that is to say:—[set forth the ground or grounds].
Complainant [or solicitor for Complainant].

FORM 8B.

Rule 41.

AFFIDAVIT IN SUPPORT OF APPLICATION FOR SUMMONS FOR COMMITMENT.

In the Court of Petty Sessions at

Between Complainant.
and Defendant.

I, of , the above-named complainant [or solicitor for the above-named complainant], make oath and say as follows:—

1. That by an order of the Court of Petty Sessions at , and dated the day of 19 , it was ordered that I, [or the above-named complainant] should recover against the above-named defendant the sums of £ for debt and £ for costs [or as the case may be].
2. That [or I am informed and verily believe that] the sum of £ ordered to be paid by the said order [or £ part of the sum ordered to be paid by the said order] is still due and unpaid [or as the case may be].
3. That I am informed and verily believe that since the date of the said order made against the said defendant, he, the said defendant has or has had sufficient means and ability to pay the sum in respect of which he has made default, and has refused or neglected and still refuses or neglects to pay the same [or as the case may be].

(Signed)
Sworn at the day of 19 , before me.

FORM 9:

Rule 48.

CERTIFICATE FOR DISCHARGE.

Whereas by virtue of a warrant issued out of the Court of Petty Sessions at _____, and dated the _____ day of _____ 19____, there kept by you according to the exigency of the said warrant: This is therefore to certify that the said _____ was committed to the gaol at _____, to be there kept by you according to the exigency of the said warrant [or has made satisfaction, as the case may be], and has paid all subsequent costs, and is now entitled to be discharged out of custody.

Dated the _____ day of _____ 19____

Clerk of Petty Sessions at _____

To the Keeper of the Gaol at _____

FORM 10.

Rule 48.

SECURITY FOR SUM ADJUDGED TO BE PAID, ETC.

In the Court of Petty Sessions at _____, hereinafter called the defendant, was this day [or on the _____ day of _____] by a certain conviction [or order] before the Court of Petty Sessions at _____ adjudged to pay the sum of _____ [by instalments of _____ for every _____ days, the first instalment to be paid] forthwith [or on the _____ day of _____], and to give security for the due payment thereof: Now therefore the defendant and his sureties, _____ of _____ hereby undertake that the defendant will pay the sum adjudged at the time and in the manner thereby directed, and hereby severally acknowledge themselves severally bound to forfeit and pay to _____ the sum of _____ in case the defendant fails to perform this undertaking.

(Signed)

Defendant
Sureties.

Taken before me the _____ day of _____ 19____

FORM 11.

Rule 48.

NOTICE TO PRINCIPAL OF FORFEITED SECURITY.

In the Court of Petty Sessions at _____

Between A.B., Complainant [or Informant].

and

C.D., Defendant.

Take notice that the sum of _____ security entered into by you with _____ as principal under a _____ as sureties, is unpaid, and that the said security is forfeited, and unless the said sum be paid to me, on or before the _____ day of _____ 19____, a warrant of distress may issue for the same without further notice.

Dated the _____ day of _____ 19____

To _____

Clerk of Petty Sessions.

FORM 12.

Rule 46.

AFFIDAVIT IN SUPPORT OF APPLICATION FOR ORDER "EX PARTE" FOR ATTACHMENT OF DEBT.

In the Court of Petty Sessions at

Between A.B., Complainant [or Informant],
and

C.D., Defendant.

I, _____ of _____, the above-named complainant [or solicitor for the above-named complainant], make oath and say as follows:—

- 1. By an order of the Court of Petty Sessions at _____, and dated the _____ day of _____, 19____, it was ordered that I, _____ [or the above-named complainant] should recover against the above-named defendant the sum of £ _____
- 2. The said _____ still remains unsatisfied to the extent of £ _____
- 3. _____ is indebted to the defendant in the sum of £ _____ or thereabouts for [wages or, as the case may be, _____]
- 4. The said _____ is married [or unmarried as the case may be].
- 5. The said _____ is a clerk [or servant, labourer, or workman as the case may be] within the meaning of Part VII. of the *Employers and Employés Act 1928*.
- 6. The said _____ is within Victoria.

Sworn at _____ the _____ day of _____ before me

FORM 13.

Rule 51.

APPLICATION FOR CERTIFICATE UNDER THE JUSTICES ACT 1935.

In the Court of Petty Sessions at _____ }
the _____ Balliwick. in }

Between A.B., Complainant [or Informant],
and
C.D., Defendant.

I apply for the grant of a certificate for the enforcement of an order made by the said Court of Petty Sessions on the _____ day of _____ 19____ for the payment of £ _____ with £ _____ costs.

A warrant of distress issued herein has been returned unsatisfied (in whole or in part), and there now remains due and unpaid under the said order the sum of £ _____. The said certificate will be lodged at the Court of Petty Sessions at _____

Dated at _____ the _____ day of _____ 19____
Complainant or his solicitor.

PART II.—FEES.

DIVISION 1.

FEES IN COURTS OF GENERAL SESSIONS.

	£	s.	d.
1. For entering every appeal	1	0	0
2. For every special case stated	1	0	0
3. For every application to review, vary, or alter order of maintenance	1	0	0
4. For every subpoena, including one copy thereof	0	3	0
5. For every additional copy thereof	0	0	6
6. For every copy of proceedings not exceeding three folios, the fee for which is not otherwise provided for	0	2	0
7. For every additional folio	0	0	6
8. For every rule, order, or certificate, the fee for which is not otherwise provided for	0	2	6
9. For every taxing costs not exceeding three folios	0	3	0
10. For every additional folio	0	0	9
11. For every search	0	1	0
12. For every service by a member of the police force of an order made under Part III. of <i>Imprisonment of Fraudulent Debtors Act 1923</i> , if the distance from the police station from which service is effected or attempted does not exceed 2 miles	0	2	6
13. If beyond that distance, for every additional mile for each defendant	0	1	0

DIVISION 2.

Subdivision 1.

FEES IN COURTS OF PETTY SESSIONS AND IN PROCEEDINGS BEFORE A JUSTICE OR JUSTICES.

(a) Civil Cases.

	£	s.	d.
1. For every summons, including copy but not service	0	2	6
2. Additional when such summons is prepared by the Clerk of Petty Sessions	0	1	0
3. For every copy beyond one prepared by the Clerk of Petty Sessions	0	1	0
4. For every summons prepared by the complainant or a solicitor and transmitted by the Clerk of Petty Sessions to the police for service	0	0	6
5. For every Order under Part IV., Division 3, Subdivision 6, of the <i>Justices Act 1928</i> , except that under section 129 of the Act	0	1	0
6. Additional when such Order is prepared by the Clerk of Petty Sessions	0	1	0
7. For service or attempted service on each defendant or other person to be served of any summons or order, or of any document, if the distance from the police station from which service is effected or attempted does not exceed 2 miles	0	2	6
8. If the place of service or attempted service be beyond 2 miles from the police station from which service is effected or attempted, for every additional mile for each defendant or other person to be served	0	1	0
9. For this service fee the serving constable will, if necessary, pay two visits to the defendant's or other person's place of abode or business (according to the address supplied) to effect service; if more than two visits are desired then for each defendant or other person to be served a further fee of 2s. 6d. and 1s. for each additional mile beyond 2 from the police station from which service is effected or attempted for each such further visit must be paid.			
10. Where two or more defendants are included in one summons, then for such of the defendants as can be served at the same time and place one service fee only shall be charged; otherwise separate service fees on each defendant must be paid.			

11. Where two or more documents in the same matter are required to be served by the police on the same defendant or other person to be served, then for service of each of the documents which can be so served at the same time and place a service fee of 2s. 6d. shall be charged, but for each additional mile beyond 2 from the police station from which service is effected or attempted one mileage fee only shall be charged.

	£	s.	d.
12. Application under section 72 of the <i>Landlord and Tenant Act 1928</i>	0	2	6
13. For every warrant to apprehend, or warrant to constable or peace officer to take and give possession	0	2	6
14. Additional when such warrant is prepared by the Clerk of Petty Sessions	0	1	0
15. For executing or attempting to execute any such warrant, if the distance to be travelled does not exceed 2 miles from the police station from which execution is attempted or effected, for each defendant	0	2	6
16. If beyond that distance, for every additional mile for each defendant	0	1	0
17. For every payment of money into Court before or at the hearing	0	1	0
18. For every notice of special defence lodged with the Clerk of Petty Sessions	0	1	0
19. For every security for sum adjudged to be paid	0	2	6
20. Additional when such security is prepared by the Clerk of Petty Sessions	0	1	0
21. For every certificate of judgment	0	5	0

(b) Criminal Cases.

1. For every summons for any offence punishable summarily, except under sections 72 and 74 of the <i>Crimes Act 1923</i> , including copy and service	0	2	6
2. Additional when such summons is prepared by the Clerk of Petty Sessions	0	1	0
3. For every copy beyond one prepared by the Clerk of Petty Sessions including service	0	1	0
4. For every warrant of apprehension for any offence punishable summarily, except under sections 72 and 74 of the <i>Crimes Act 1923</i> , including execution thereof	0	2	6
5. Additional when such warrant is prepared by the Clerk of Petty Sessions	0	1	0

		£ s. d.
(c) <i>Civil and Criminal Cases.</i>		
1. For every summons to witnesses in any case in which there is summary jurisdiction, except under sections 72 and 74 of the <i>Crimes Act 1928</i> (subject to the provisions of section 485 of that Act), including any number of names	0 1 0	
2. Where a summons to witness is served on a judgment debtor at the same time as a summons under the <i>Imprisonment of Fraudulent Debtors Act 1928</i> is served, or where a summons to witness is served on a judgment debtor at the same time as an order for oral examination made under the <i>Justices Act 1928</i> is served, then in respect to any distance over 2 miles which the constable necessarily travels to effect such service or for the attempted service of such summons to witness no extra fee shall be payable.		
3. Additional when such summons is prepared by the Clerk of Petty Sessions	0 1 0	
4. For every copy thereof beyond one prepared by the Clerk of Petty Sessions	0 0 6	
5. For service or attempted service thereof, if required to be served by a constable, on each witness, if the distance from the police station from which service is effected or attempted does not exceed 2 miles ..	0 2 6	
6. If the place of service or attempted service be beyond 2 miles from the police station from which service is effected or attempted, for every additional mile for each witness to be served	0 1 0	
7. For this service fee the serving constable will, if necessary, pay two visits to the witness's place of abode or business to effect service; if more than two visits are desired, then for each witness to be served a further fee of 2s. 6d. and 1s. for each additional mile beyond 2 from the police station from which service is effected or attempted for each such further visit must be paid.		
8. For every certified copy of an extract from the register of a Court of Petty Sessions	0 1 0	
Subdivision 2.		
COSTS AND CHARGES OF "DISTRESS" OR OF "TAKING AND KEEPING A DISTRESS."		
(a) <i>Civil Cases.</i>		
1. For every warrant of distress	0 2 6	
2. Additional when such warrant is prepared by the Clerk of Petty Sessions	0 1 0	
3. For executing or attempting to execute any such warrant, not including the expenses of removal, possession, or sale, if the distance does not exceed 2 miles from the police station from which execution is attempted or effected, for each defendant—		
(a) Where the amount to be recovered (not including the costs and charges of issue and execution of the distress warrant) is:—		
(i) under £10		
(ii) £10 or over, but under £20		
(iii) £20 or over		
(b) If beyond that distance, for every additional mile for each defendant		
(b) <i>Civil and Criminal Cases.</i>		
1. For expenses of possession under a warrant of distress, not exceeding per day	0 5 0	
2. For expense of removal (including storage) of goods, not exceeding	1 10 0	
3. Expenses of sale, for every Twenty shillings or fraction of Twenty shillings of the price realized	0 0 6	

		£ s. d.
Subdivision 3.		
COSTS OF COMMITMENT.		
1. For warrant of commitment under Part III. of the <i>Imprisonment of Fraudulent Debtors Act 1928</i> , but for no other warrant of commitment	0 2 6	
2. Additional when such warrant is prepared by the Clerk of Petty Sessions	0 1 0	
3. For executing or attempting to execute any such warrant, if the distance to be travelled does not exceed 2 miles from the police station from which execution is attempted or effected	0 2 6	
4. If beyond that distance, for every additional mile ..	0 1 0	
Subdivision 4.		
MISCELLANEOUS FEES.		
<i>Civil and Criminal Cases.</i>		
1. Fee on certificate for Supreme Court, (section 124 of the <i>Justices Act 1928</i>)	0 5 0	
2. For every copy of any complaint, information, summons, warrant, or deposition obtained after any hearing or examination, and not exceeding one common law folio, not otherwise provided for, prepared by the Clerk of Petty Sessions	0 1 0	
3. For every folio or fraction beyond the first folio ..	0 1 0	
4. For every application to a Police Magistrate to vary, suspend, or revive an order of maintenance under the Maintenance Acts	1 0 0	
5. For every recognisance to keep the peace	0 2 6	
6. For every recognisance to prosecute an appeal	0 2 6	
7. For every notice of application to set aside and rehear any complaint or information	0 2 6	
8. For every certified copy of any order or conviction ..	0 2 6	
9. For every notice of counter claim on special summons ..	0 2 6	
10. For every notice of further or fuller particulars ..	0 1 0	
11. For every copy of interrogatories filed	0 1 0	
12. For every copy of notice of discovery filed	0 1 0	
13. For every affidavit filed—other than affidavit of service or affidavit of justification of bail	0 1 0	
14. For every application under section 2 of the <i>Justices Act 1935</i> for the grant of a certificate for the enforcement of an order in another Court of Petty Sessions	0 2 0	
15. For every certificate lodged in accordance with the provisions of sub-section (2) of section 2 of the <i>Justices Act 1935</i>	0 2 0	
Subdivision 5.		
RECOVERY OF ARREARS OF MAINTENANCE.		
The only fees chargeable on process to recover arrears of maintenance—except where action is taken against a defendant under Part IV., Div. 3, Sub-div. 6, of the <i>Justices Act 1928</i> —shall be those set out hereunder:—		
£ s. d.		
1. For every summons under the <i>Imprisonment of Fraudulent Debtors Act 1928</i> , including copy, but not service	0 2 6	
2. Additional when such summons is prepared by the Clerk of Petty Sessions	0 1 0	
3. For service or attempted service of such summons if the distance from the police station from which service is effected or attempted does not exceed 2 miles	0 2 6	
4. If the place of service or attempted service be beyond 2 miles from the police station from which service is effected or attempted, for every additional mile ..	0 1 0	
5. For this service fee, the serving constable will, if necessary, pay two visits to the defendant's abode or business (according to the address supplied) to effect service; if more than two visits are desired, then a further fee of 2s. 6d. and 1s. for each additional mile beyond 2 from the police station from which service is effected or attempted for each such further visit must be paid.		

PART III.

ALLOWANCES TO WITNESSES IN CIVIL CASES AND IN CRIMINAL CASES OTHER THAN THOSE ON A PROSECUTION BY AN OFFICER ON BEHALF OF THE CROWN.

For Travelling.

1. To every witness the sum actually paid, but not exceeding One shilling for every mile he may reside from the Court at which he may be required to attend.
2. To every witness who may travel by ship, coach, railway, or tram, the sum actually and properly paid for fares both in going to and returning from the Court at which he may be required to attend.
3. No allowance under clause 1 will be made to any witness residing within three miles of the Court which he may be required to attend.
4. In all cases where practicable witnesses must travel by ship, coach, railway, or tram, and in such part of the vessel, vehicle, or train as may be suitable to their station in life.
5. For Attendance—subject to Qualification as below and for each day necessarily absent from home in travelling to, and from Court.

To every—	Allowance per day not to exceed—
	£ s. d.
Professional man	1 0 0
Bank manager, merchant, auctioneer	1 0 0
Accountant, as defined below	1 0 0
Interpreter or expert	0 15 0
Master tradesman, artisan, mechanic, farmer, hotelkeeper, shopkeeper, commission	0 15 0
or estate agent, contractor, clerk	0 10 0
Labourer or other ordinary witness	0 10 0
Member of the police force	Amount of pay lost to the Police Depart- ment up to 20s., and if stationed out of the place where Court is held 5s. extra.
Officer employed in any Department of the Public Service (other than a member of the police force)	The amount of pay lost to the Department concerned caused by such attendance.

6. Witnesses who attend in more than one cause or matter will be entitled to a proportionate payment only in each cause or matter.
7. "Accountant" shall mean and include a member or associate of any recognized society or association of accountants or actuaries in Great Britain or Ireland, a member of the "Australasian Corporation of Public Accountants," of the "Institute of Chartered Accountants in Australia," of the "Commonwealth Institute of Accountants," of the "Australasian Institute of Cost Accountants," of the "Federal Institute of Accountants," a public accountant or actuary, actually practising as such, or a Government auditor of municipal accounts, or any person holding a licence of the Companies Auditors Board.

PART IV.

SCALE OF COSTS AND CHARGES TO BE PAID TO COUNSEL AND SOLICITORS,
AS BETWEEN PARTY AND PARTY, IN ORDINARY COMPLAINTS.

Item.	£5 and under.	Over £5 to £10.	Over £10 to £20.	Over £20 to £30.	Over £30 to £40.	Over £40 to £50.
	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.	£ s. d.
1. Undefended default summons cases, including all professional costs	0 10 6	0 10 6	1 1 0	1 1 0	1 11 6	2 2 0
2. Undefended cases other than default summons cases, including all professional costs	0 10 6	0 15 0	1 1 0	1 11 6	2 2 0	2 12 6
3. Defended cases and cases where notice of intention to defend given either to the Clerk of Petty Sessions or to the complainant, including all professional costs, whether to sue or to defend	1 11 6	2 2 0	3 3 0	4 4 0	4 14 6	5 5 0
4. Proceedings for attachment of debt, including order <i>ex parte</i> and order absolute, and all professional costs (subject to the <i>Employers and Employees Act 1928</i> , Part VII.)	0 10 6	0 10 6	0 15 0	1 1 0	1 1 0	1 1 0
5. Proceedings under the <i>Imprisonment of Fraudulent Debtors Act 1928</i> , including all professional costs—						
(a) If acting for judgment creditor	1 11 6	1 11 6	1 11 6	2 2 0	2 2 0	2 2 0
(b) If acting for judgment debtor	1 1 0	1 1 0	1 1 0	1 11 6	1 11 6	1 11 6
6. Attending court where judgment debtor fails to appear	0 10 6	0 10 6	0 10 6	0 10 6	0 10 6	0 10 6
7. Drawing documents for and attending issuing warrant of distress	0 5 0	0 5 0	0 5 0	0 5 0	0 5 0	0 5 0
8. Service.—For service of summonses or other documents, the same as is allowed for police service; but if authorized to be served by post, 2s. 6d. If two or more documents could have been served at the same time, only one service fee is to be allowed. Provided that where a summons or other document has been issued, an application may be made to a Police Magistrate or a Clerk of Petty Sessions to fix the cost of service of the same as between party and party where from the special circumstances and the distance necessary to be travelled to effect such service or of the number of summonses or other documents to be served in the same locality the cost of such service by the police would be excessive. The cost of each such service shall not in any case exceed 6d. per mile for the first five miles, and 1s. per mile, one way, beyond five miles from the police station nearest to which the defendant resides.						
9. Obtaining order for substituted service, including all professional costs, on all scales, 15s. If advertisement in lieu of service is ordered, the necessary and reasonable cost of advertisement in addition.						

Moneys properly paid out of pocket, and the expenses of witnesses, are to be allowed in addition to the above amounts.

If any issue is directed to be tried in any garnishee proceedings, costs shall be allowed in respect thereof as if the amount sought to be garnisheed were the amount claimed by a complainant in an ordinary complaint, and the hearing were the hearing of such a complaint.

If in any case the court or magistrate considers that any item in the scale is inadequate by reason of the distance travelled by counsel or solicitor, or of the time occupied by the hearing, or of the difficulty or importance of the case, or for any other special reason, it or he may allow such costs in excess of those provided by the Scale as it or he may deem just. The court or magistrate may also for any special reason allow a lower amount than that provided by the Scale.

In cases not provided for by the Scale, the court or magistrate may make such order as regards costs as it or he may deem just.

The amount recoverable under a warrant of distress may include not only the amount owing under the order in respect of which such warrant was issued, but the cost of and fees payable for the issue thereof.

CHAPTER II.—PRELIMINARY.

The Rules contained in this Chapter may be cited as the "Justices Act Citation. Rules 1936 (No. 2)" and shall apply only to the Special Jurisdiction and to special complaints and proceedings thereon, unless the context or subject-matter otherwise requires.

In these Rules, unless the context or subject-matter otherwise requires:— Interpretation.

- (a) "Special jurisdiction" means the jurisdiction of a court of petty sessions constituted as provided in Section 65 of the *Justices Act 1928* to hear and determine causes of action determinable summarily.
- (b) "Special complaint" means a complaint for a cause of action determinable summarily, but does not include a complaint under the *Justices Act 1928*, section 64, sub-section 2, 3 or 4, or under any Act other than the *Justices Act 1928*.
- (c) "Special summons" means a summons to answer a special complaint.
- (d) "Ordinary jurisdiction" means the jurisdiction of a court of petty sessions other than its Special Jurisdiction.
- (e) "Ordinary complaint" means a complaint other than a special complaint.
- (f) "Ordinary summons" means a summons to answer to an ordinary complaint.
- (g) "Court" means a Court of Petty Sessions which has jurisdiction in a special complaint.
- (h) "Court of Petty Sessions" means a Court of Petty Sessions which has not jurisdiction in a special complaint.
- (i) "Magistrate" means Police Magistrate who has jurisdiction in a special complaint.
- (j) "Clerk" means Clerk of Petty Sessions.
- (k) "Party" includes a party to a special complaint and every person served with notice of or attending on the hearing of the same, although not named as a party thereto, and includes a body politic or corporate, and any other body of persons empowered by law to sue or be sued.
- (l) "Complainant" means a complainant in respect of a special complaint.
- (m) "Defendant" means a defendant in respect of a special complaint.
- (n) In this Chapter, references to Schedules, Parts, Divisions, Rules, Forms, Scales, and the like shall be deemed to be references to the Schedules, Parts, Divisions, Rules, Forms, Scales and the like mentioned in this Chapter.

TIME AND PLACE FOR HOLDING COURT.

1. A court shall be held only at a place appointed by the Governor ^{Places for holding Courts.} in Council for holding a court of petty sessions.

2. (a) A law officer may from time to time by notice published in the *Government Gazette* select, from the places referred to in rule 1 of these rules, ^{Times and places for holding Courts.} such places for holding courts, constituted as provided by section 65 of the *Justices Act 1928* (No. 3708), as he thinks fit; provided however that, except where good cause to the contrary is shown, such selection shall be made

only from places where the clerk is an officer of the Clerical Division of the Public Service of Victoria. By the said notice or by any subsequent notice a law officer may from the days and hours appointed by the Governor in Council for holding courts of petty sessions at the places selected as aforesaid also select and notify the days and hours for holding courts constituted under the said section whereupon such courts shall be held at the places and times so notified.

(b) Any selection made, however, under this rule may from time to time be rescinded, revoked, amended or varied in whole or in part by a law officer who shall cause notice of any such rescission, revocation, amendment or variation to be published in the *Government Gazette*.

Courts may sit
concurrently.

3. Whenever and as often as it becomes necessary or convenient for the more speedy disposal of business, a court and a court of petty sessions may sit concurrently for the disposal of business at the same place.

Courts held in
the same building.

4. A court may be held in any room of the building in which a court of petty sessions is usually held.

Office in which
business of Court
dealt with.

5. When a court and a court of petty sessions are held in the same room on the same day and at the same time, the business of the court may in the discretion of the magistrate presiding take precedence over the business of the court of petty sessions, or the business of the court of petty sessions may in his discretion take precedence over the business of the court.

Application of
Section 62 of
Justices Act 1928.

6. If the Governor in Council at any time, in accordance with the provisions of section 62 of the *Justices Act 1928*, by notice in the *Government Gazette* revokes the appointment of any place for holding a court of petty sessions, and directs such court of petty sessions to be closed, such revocation and direction shall also apply to the court held at that place, and the provisions of section 62 aforesaid shall apply to such court as well as to such court of petty sessions.

REMOVAL OF PROCEEDINGS.

Special complaint
set down for
wrong Court.

7. If a special complaint is brought before a court of petty sessions at a place not appointed for holding a court, any justice, or in the absence of any justice, the clerk shall adjourn such complaint to the place most convenient for hearing at which a court has been appointed to be held, and to the day next appointed for the attendance of a magistrate at such last-mentioned court.

Memorandum of
adjournment.
Form 2.

8. Where, under the provisions of section 65, sub-section 5, of the *Justices Act 1928*, or rule 7 of these rules, the hearing of a complaint is adjourned to another court, the magistrate or the justices constituting such first-mentioned court, or any one of them shall sign a memorandum in the form in the Schedule, and the clerk shall transmit the complaint, if in writing, together with such memorandum, to the clerk of the court to which the same is adjourned.

Form and service
of Summons.
Form 3.

SPECIAL SUMMONS.

9. A special summons shall be according to Form 3 in the Schedule and shall be served at least twelve days before the time appointed in such summons for the hearing thereof.

10. A special summons shall be issued only on the application of the complainant in person, or of a person in his sole employ, or of his solicitor, or of the clerk of such solicitor. On whose application summons to issue. Provided that where the clerk does not reside at or near the place where the court of return is held, a special summons may also be issued on the written application of the complainant or of some person in his sole employ, or of his solicitor or of the clerk of such solicitor.

11. Any erasure or interlineation in a special summons at the time of the issue thereof shall be stamped or initialed by the clerk who issues the same, if such summons is issued by a clerk, and if such summons is issued by a justice, shall be initialed by him, but failure to stamp or initial shall not invalidate the summons. Erasures or interlineations.

SERVICE.

12. Where any party acts by a solicitor, service of any process or document upon such solicitor either personally or by delivery of the same at his office, or by sending the same to him by registered post prepaid, shall be deemed to be good service upon the party for whom such solicitor acts, as upon the day when the same is so served or delivered or upon which in the ordinary course of post it would be delivered. Service on solicitor deemed service on party.

13. Where in a special complaint a summons is issued for the attendance of any person at a court, the member of the police force or other person who serves such summons, whether the same be served personally or by substituted service or otherwise, shall, forthwith after service has been effected, transmit such summons to the clerk at the place at which such summons is returnable. Summons to be transmitted.

14. Where an order for substituted service of a special summons or for the substitution for service of notice by advertisement, or otherwise, is made, such order shall be indorsed on or annexed to the original summons, and shall be signed by the magistrate or the justice or one of the justices making the same. Indorsement of order for substituted service.

15. Notwithstanding the provisions of rule 137, the time for hearing a special summons shall not be extended unless application to have such time extended is made before or on the date upon which such summons is returnable or within one month thereafter, and the time for hearing a special summons shall not be extended more than once. The time for hearing a special summons may be extended by a magistrate or justice or clerk, who shall, when extending such time, alter the date on which such summons is made returnable, and write his initials and the date of making such alteration in the margin of the summons in a line with that on which the alteration is so made. Extension of return date of summons.

16. An admission in writing of service of a special summons or summons in Chambers by the solicitor acting on behalf of any party, shall be sufficient proof of service, and in such case no affidavit of service shall be necessary, but such admission shall be filed with the clerk. Admission of service of summons.

PARTIES GENERALLY.

Complaint against two or more persons.

17. All persons may be joined in one special complaint as complainants, in whom any right to relief in respect of or arising out of the same transaction or series of transactions is alleged to exist, whether jointly, severally, or in the alternative, where, if such persons brought separate complaints, any common question of law or fact would arise.

When person entitled as co-complainant may be made defendant.

18. When any person entitled to any relief jointly with any other person or persons is unable from any cause to procure the consent of any such person to join as co-complainant, he may make him a defendant.

Defendants may be sued jointly, severally, or in the alternative.

19. All persons may be joined as defendants against whom the right to any relief is alleged to exist, whether jointly, severally, or in the alternative, and orders may be made against such one or more of the defendants as may be found to be liable.

Complainant in doubt may join defendants for alternative redress.

20. Where the complainant is in doubt as to the person from whom he is entitled to redress, he may join two or more defendants to the intent that the question as to which (if any) of the defendants is liable, and to what extent may be determined as between all parties.

Trustees, executors, and representative parties.

21. Trustees, executors, and administrators may sue and be sued on behalf of or as representing the property or estate of which they are trustees or representatives, without joining any of the persons beneficially interested in the trust or estate, and shall be considered as representing such persons, but the court or a magistrate may, at any stage of the proceedings, order any of such persons to be made parties either in addition to or in lieu of the previously existing parties.

Infants.

22. In cases not coming within the provision of the *Justices Act 1928*, section 80, an infant may sue on a special complaint by his next friend, and may defend by his guardian appointed for that purpose.

Appointment of next friend of infant.
Form 4.

23. Where an infant desires to bring a special complaint, he shall at the time of making his complaint produce to the clerk of petty sessions a written undertaking by a next friend to be responsible for costs, witnessed by any clerk of petty sessions. The complaint shall not be made until the next friend has undertaken as aforesaid to be responsible for costs, and on entering into such undertaking the next friend shall be liable in the same manner and to the same extent as if he were himself the complainant, and the special complaint shall proceed in the name of the infant by such next friend, and the undertaking shall be filed by the clerk, and no order of the court shall be necessary for the appointment of such next friend. If the infant fails in or discontinues his special complaint and does not pay the amount of costs ordered to be paid by him to the defendant, proceedings may be taken for the recovery of such amount from the next friend as for the recovery of a debt under an order of the court for the payment of money.

Appointment of guardian *ad litem* to infant defendant.

24. Where an infant defendant appearing at the hearing of a special complaint names a person as his guardian, who then assents so to act, such person shall be appointed guardian accordingly; but if the defendant does not name a guardian the court may appoint any person in court willing to

act as guardian, or in default of such person the court shall appoint the clerk to act as guardian, and the special complaint shall thenceforth proceed as if the infant had named a guardian and the name of the guardian appointed shall be entered in the register, but no responsibility shall attach to the person so appointed guardian at the instance of the court.

25. In all special complaints or matters to which an infant or person of unsound mind, whether so found by inquisition or not, is a party, any consent as to the mode of taking evidence or as to any other procedure given by the next friend, guardian, committee or other person acting on behalf of the person under disability shall, with the consent of the court or a magistrate, have the same force and effect as if such infant were under no disability and had given his consent. How consents can be given.

26. Any two or more persons claiming to be interested or liable as co-partners may join in bringing a special complaint, or may be joined as defendants in a special complaint in the names of their respective firms (if any) and any person carrying on business in the name of a firm apparently consisting of more than one person may be sued in the name of such firm. Partners.

27. Lunatics and persons of unsound mind not so found by inquisition may sue as complainants by their committees or next friends according to the practice of the Supreme Court of Victoria and may by their committees or guardians appointed for that purpose defend any special complaint. Lunatics and persons of unsound mind.

JOINDER, SEVERANCE, AND AMENDMENT OF PARTIES.

28. Where a special complaint has been commenced in the name of the wrong person as complainant, or where it is doubtful whether it has been commenced in the name of the right person, the court, if satisfied that it has been so commenced through a *bona fide* mistake, and that it is necessary for the determination of the real matter in dispute so to do, may order such other person to be substituted or added as complainant, upon such terms as to notice and otherwise as may be just. Change of complainant.

29. The Court or a magistrate may, at any stage of the proceedings, order that the names of any parties improperly joined be struck out, and that the names of any parties, whether complainants or defendants, who ought to have been joined, or whose presence before the court may be necessary in order to enable the court effectually and completely to adjudicate upon and settle all the questions involved in the special complaint, be added. No person shall, however, be added as a next friend of a complainant without his consent in writing thereto. Amendment on misjoinder of parties.

30. Where a person other than the defendant appears at the hearing and admits that he is the person whom the complainant intended to sue, or ought to have sued, his name may be substituted for that of the defendant if the complainant consents, and thereupon the special complaint shall be proceeded with in all respects as if such person had been originally named in the summons, and the costs of the person originally named as the defendant shall be in the discretion of the court. Substitution of right for wrong defendant.

Where party wrongly sues or is sued in a representative character.

31. Where a party sues or is sued in a representative character, but it appears that he ought to have sued or to have been sued in his own right, the court may, at the instance of either party, amend the proceedings accordingly, and thereupon the special complaint shall proceed in all respects as if the proper description of the party had been given in the summons.

Where party ought to have been sued in a representative character.

32. Where a party sues or is sued in his own right, but it appears that he ought to have sued or to have been sued in a representative character, the court may, at the instance of either party, amend the proceedings accordingly, and thereupon the special complaint shall proceed in all respects as if the proper description of the party had been given in the summons.

Amendment of name or description of party.

33. Where the name or description of any party in the special summons is insufficient or incorrect, it may be amended, at the instance of either party, by the court, and thereupon the special complaint shall proceed in all respects as if the name or description had been originally such as it appears after the amendment has been made; but if no objection is taken to such name or description the special complaint may proceed, and in the order and all subsequent proceedings founded thereon, the parties may be named and described in the same manner.

Notice to an added or substituted defendant.

34. Where a defendant is ordered to be added or substituted, except where a defendant is substituted under rule 30, a certified extract from the register of such order, together with a copy of the summons and a notice of the day on which he is to attend the court, shall be served upon such defendant according to the rules as to the service of ordinary summonses.

CHANGE OF PARTIES BY DEATH, ETC.

When special complaint not to abate.

35. A special complaint shall not become abated by reason of the marriage, death, bankruptcy, or insolvency of any of the parties, if the cause of action survives or continues, and shall not become defective by the assignment, creation or devolution of any estate or title *pendente lite*.

Notice to be given to defendant of change in complainant's title.

36. Where, by reason of any event occurring after the commencement of a special complaint, there is any assignment, creation, change, transmission or devolution of the interest, estate, or title, of any complainant before the special complaint is determined, the person to or upon whom such interest, estate, or title has come or devolved may give notice thereof to the clerk with his name and address, together with an affidavit of the truth of the facts stated in such notice, and shall forthwith cause a copy of such notice and affidavit to be served by post upon the defendant, and a further notice that unless upon a day to be named therein he appears before the court and shows cause against the same, the person to or upon whom such interest, estate, or title has come or devolved will be substituted for or made a joint complainant with the complainant in the original summons.

Notice to be given of change in defendant's title.

37. Where by reason of any event occurring after the commencement of a special complaint, there is any assignment, creation, change, transmission, or devolution of the liability, interest, estate, or title of any defendant in any special complaint before the same is determined, the complainant or the defendant or the person to or upon whom such liability, interest, estate or

title has come or devolved may in like manner give notice to the clerk, and shall take proceedings thereon similar to those prescribed by the last preceding rule, and a defendant may be substituted or added, as the case may be, in manner similar to that provided in such rule for the substitution or addition of a complainant.

38. Where by reason of any event occurring after the commencement of a special complaint and causing a change or transmission of interest or liability, or by reason of any person interested coming into existence after the commencement of the special complaint, it becomes necessary or desirable that any person not already a party should be made a party, or that any person already a party should be made a party in another capacity, an order that the proceedings shall be carried on between the continuing parties and such new party may be obtained at the hearing on application to the court, upon an allegation of such change or transmission of interest or liability, or of such person interested having come into existence.

39. A certified extract from the register of an order obtained as in the last preceding rule mentioned, shall unless the court otherwise directs be served upon the continuing party or parties or their solicitors, and also upon each such new party, unless the person making the application be himself the only new party, and the order shall, from the time of such service, be binding on the persons served therewith.

40. Where a complainant or a defendant is substituted or added under any of rules 36, 37, or 38, all subsequent proceedings shall be carried on under the altered title.

THIRD PARTY PROCEDURE.

41. Whenever a defendant wishes to obtain any relief relating to or connected with the subject-matter of the special complaint, against any defendant or against any other person (hereinafter called a "third party") not already a party to the special complaint, he shall four clear days at least before the return-day file a notice with the particulars of such claim (hereinafter called a "third-party claim") annexed thereto with the clerk, and shall forthwith serve a copy of the notice and of the particulars annexed thereto, together with a copy of the summons and of the particulars annexed thereto, upon the person against whom such claim is made, and such service, except as to the time of service, shall be regulated by the rules relating to service of ordinary summonses.

42. The court or a magistrate, where it appears proper to do so, may at any time before the special complaint is determined, on its or his own motion, or upon application, order that the relief claimed or part thereof or the facts on which the third party claim or part thereof depends, be dealt with or inquired into separately, in such manner as it or he may direct, or may stay all further proceedings on such claim, or direct that the defendant be at liberty to take such proceedings as he may be advised in respect of the relief claimed or part thereof.

Leave to third party to defend with or in the name of defendant who served notice.

43. The court or a magistrate may give leave to a person served with a third party claim to defend the special complaint jointly with or in the name of the defendant making the claim, if there is good ground for supposing that the special complaint will not otherwise be efficiently defended in the interests of the person served. Provided that if the person served is permitted to defend in the name of the defendant making the claim, he shall, as between himself and the person making the claim, be liable for all costs which the defendant may be ordered to pay to the complainant.

Costs.

44. The court or a magistrate may decide all questions of costs as between a third party and the other parties to the special complaint and may order any one or more to pay the costs of any other or others, or may give such directions as to costs as the justice of the case may require.

JOINDER AND SEVERANCE OF CAUSES OF ACTION.

Joint and separate claims.

45. Claims by complainants jointly may be joined with claims by them or any of them separately against the same defendant, provided that the total amount of the sums claimed does not exceed fifty pounds.

Special and ordinary complaints may be joined.

46. A complainant may join in one complaint a claim or claims, which is or are properly the subject of a special complaint with a claim, or claims, which is or are properly the subject of an ordinary complaint, provided that the total amount claimed does not exceed fifty pounds, and where there has been such a joinder, the complaint and the summons thereon shall for all purposes be treated as a special complaint and a special summons respectively and shall be governed by the rules relating to special complaints and special summonses respectively, save that the rules relating to discovery and interrogatories shall apply to that portion only of the complaint which is properly the subject of a special complaint.

Separate hearings may be ordered.

47. If it appears to the court or a magistrate that any causes of action joined in a special complaint cannot be conveniently tried or disposed of together the court or magistrate may order separate trials of any of such causes of action to be had or may exclude any such cause of action and may make such order as to costs as may be just.

CONSOLIDATION.

Consolidation of complaints.

48. Where several special complaints are brought by the same complainant against the same defendant in the same court for or in respect of different causes of action which might have been joined in one special complaint, a magistrate may on the application of the defendant order that the said complaints be consolidated.

Stay of proceedings in all but selected complaint.

49. Where several special complaints are brought by different complainants against the same defendant in the same court for or in respect of causes of action arising out of the same breach of contract, tort, or transaction, or out of the same circumstances, the defendant may, on filing an undertaking to be bound, so far as his liability in the said several complaints is concerned, by the decision in such one of the said complaints as may be selected by the magistrate, apply to the magistrate for an order to stay the proceedings in the complaints other than in the one so selected until an order is made in such selected complaint.

50. Applications under the last two preceding rules shall be made upon notice to the complainants to be affected by any order made thereon, unless the magistrate otherwise orders. Application for stay of proceedings.

51. Upon the hearing of any application for consolidation of special complaints or stay of proceedings, the magistrate shall have power to impose such terms and conditions and make such order in the matter as may appear to him to be just. Magistrate may impose terms.

52. In a case of an order determining a selected complaint under rule 49, if the order is given in favour of the defendant, the defendant shall be entitled to his costs up to the date of the order staying proceedings against every other complainant whose complaint is stayed, unless such complainant gives the clerk within fourteen days from such order written notice to set down his complaint for hearing, which, on receipt of such notice, the clerk shall forthwith do, and give notice thereof to the complainant and defendant. No proceedings shall be taken to recover such costs until the expiration of such period of fourteen days. Where order in favour of defendant in selected complaint.

53. In case an order determining a selected complaint is made against the defendant, the complainants in the actions stayed shall be at liberty to proceed for the purpose of ascertaining and recovering their debts or damages and costs. Where order given against defendant in selected complaint.

PARTICULARS.

54. Where by the *Justices Act* 1928 it is required that particulars in respect of a cause of action determinable summarily shall be indorsed upon or annexed to the summons, such particulars shall be indorsed upon or annexed to the same before it is served, and a copy of such particulars shall form a part of the copy of the summons which is delivered to the defendant; and where the demand exceeds fifty pounds, but the complainant desires to abandon the excess or admit a set-off, the abandonment of the excess or admission of a set-off shall be entered at the end of such particulars. Indorsement of particulars.

55. The clerk or justice by whom a special summons is issued shall, in all cases where particulars are given by the complainant under the *Justices Act* 1928 or by these rules, stamp or initial such particulars. He shall also stamp or initial the copy of the defendant's particulars of set-off or counter claim (if any). Particulars to be stamped.

56. The particulars of demand indorsed on or annexed to the special summons may be in one of the forms provided in Form 6 in the Schedule. Form of particulars. Form 6.

SPECIAL DEFENCES, COUNTERCLAIM, AND SET-OFF.

57. Where in any special complaint the defendant intends to rely upon a counterclaim or upon any of the grounds of defence following, namely, set-off, fraud, illegality, infancy, coverture, Statute of Limitations, any enactment in Part XII. of the *Instruments Act* 1928, section nine of the *Goods Act* 1928, section fifty-three or fifty-four of the *Property Law Act* 1928 or any similar enactment, his discharge under any Act relating to bankrupts or insolvent debtors, or tender, he shall forward to the complainant and to the clerk a notice in writing stating therein his name and address, together with a concise statement of such grounds. Such notice shall be delivered to the Special defences.

complainant and to the clerk respectively three clear days at least before the return-day, or, if sent by post, shall be posted in such manner and at such time that it may in the ordinary course reach the hands of the complainant and of the clerk respectively three clear days at least before the return-day. Provided that in case of non-compliance with this rule, and of the complainant not consenting at the hearing to permit the defendant to avail himself of such defence or counter-claim, the magistrate may, if he thinks fit, permit the defendant to avail himself thereof, or alternatively may, on such terms as he thinks fit, adjourn the hearing to enable the defendant to give such notice as the magistrate thinks reasonable.

Set-off and
counter claim.

58. Where a defendant intends to rely upon a set-off or counterclaim against any of the claims of the complainant, his notice shall contain particulars of the debt, demand, or damages, including dates and items, in respect of which he contends that the set-off or counterclaim is due.

Fraud or
illegality.

59. Where a defendant intends to rely upon the defence of fraud or illegality, he shall in his notice of defence state the particulars of such fraud or illegality.

Infancy.

60. Where a defendant intends to rely upon the defence of infancy, he shall in his notice of defence set forth as far as he is able the place and date of his birth.

Coverture.

61. Where a female defendant intends to rely upon the defence of coverture, she shall in her notice of defence set forth, so far as she is able, the place and date of her marriage, together with the Christian name and surname of her husband and his address and occupation so far as known.

Statute of
Limitations.

62. Where a defendant intends to rely upon the defence of any Statute of Limitations, he shall in his notice state the date from which he contends that the statute began to run.

Insolvency.

63. Where a defendant intends to rely upon the defence of a discharge under any Act relating to bankrupts or insolvent debtors, he shall in his notice of defence set forth the date of the order of sequestration and of his certificate or order of discharge (if any), and the court by which such order of sequestration, certificate or order of discharge was granted or made.

Tender.

64. Where a defendant intends to rely upon the defence of tender before proceedings were taken, he shall in his notice of defence state the date of such tender, and where the amount tendered is less than the amount claimed, he shall specify in such notice the item or items in the complainant's particulars of claim in respect of which such tender was made.

Defence to
Counterclaim.

65. Where, in answer to a counterclaim, the complainant intends to rely upon any of the defences mentioned in rules 59, 60, 61, 62, 63 and 64, he shall give notice thereof in accordance with the said rules and with rule 57, but the provisions as to the time for giving such notice shall not apply unless the complainant after receipt of notice of counterclaim, might, if he had used reasonable expedition, have filed his notice three clear days before the return-day.

66. If, in any special complaint in which the defendant sets up a counter claim, the complaint is stayed, discontinued, struck out or dismissed, the counterclaim may nevertheless be proceeded with. Counterclaim, where complaint is stayed.

67. Where a complainant sues on behalf of or for the benefit of others having the same interest, the defendant may avail himself of any defence in respect of each of the persons on whose behalf or for whose benefit the complainant so sues, which he would have had against either or any of such persons if they or he had been complainant. Where complainant sues on behalf of others.

68. Where a complainant avails himself of the provisions of section 79 of the *Justices Act* 1928, and does not proceed against all of several persons jointly answerable, every defendant sued may avail himself of any defence or counterclaim to which he would have been entitled if all the persons liable were defendants. Where one of several persons jointly liable is sued.

AMENDMENT.

69. A complainant may file and deliver amended particulars of claim, and a defendant may file and deliver an amended notice or particulars of any special defence or counterclaim set up or intended to be set up by him, at any time before the return-day, without obtaining any order for the purpose, but the court at the hearing, if satisfied that the opposite party has not had a reasonable opportunity of preparing his case to meet any new matter introduced by such amendment, or for any sufficient cause, may disallow the amendment, or may adjourn the hearing and may make such order as to costs as may appear to it to be just. Amendment of particulars, &c.

70. The court or a magistrate may at any stage of the proceedings and from time to time order or allow any party to amend in such manner and within such time as may appear to it or him to be just. Amendments may be ordered or allowed at any time.

71. Where at the hearing before a court of petty sessions of an ordinary complaint it appears that such complaint should properly be a special complaint, then, if such court of petty sessions be held at a place and on a day appointed for the holding of a court, and a magistrate is presiding at such court of petty sessions, he may allow the complainant to make such amendments as are necessary, and proceed or continue to hear and determine such complaint as if it were a special complaint or he may make such order as to adjournment as he thinks fit. Ordinary complaint altered to special complaint.

Provided that this Rule shall not apply unless the summons on such ordinary complaint has been served at least twelve days before the time therein appointed for the hearing thereof. The defendant, however, may by consent or otherwise waive compliance with this proviso.

72. Where at the hearing before a court of a special complaint it appears that such complaint should properly be an ordinary complaint, the magistrate may allow the complainant to make such amendments as are necessary, and proceed or continue to hear and determine such complaint as if it were an ordinary complaint, or may make such order as to adjournment as he thinks fit. Special complaint altered to ordinary complaint.

PAYMENT INTO AND OUT OF COURT.

Suitors' cash
book.

73. The clerk of every court shall enter in the suitors' cash book kept by him in the form prescribed by the "Justices Act Rules 1936 (No. 1)" all moneys received from or on behalf of complainants or defendants, and all moneys paid to or on behalf of complainants or defendants, and such book shall be kept in such a manner that at the end of each month the balance of such moneys in court shall clearly appear.

Account of
instalments.

74. Where a court by whose order any sum is adjudged to be paid allows time for the payment of the said sum, or directs payment to be made by instalments, the clerk to whom the said money or instalments has or have been paid shall duly account for the same.

Payment into
and out of court.

75. Moneys may be paid into court, and the moneys to which complainants and defendants are respectively entitled, shall be paid out on demand on every day on which the office is open between the hours of ten in the forenoon and three in the afternoon, except on Saturdays. when such payments may be made between the hours of ten and eleven in the forenoon.

Receipt for money
paid into or out
of court.

76. (1) Whenever money is paid into court by or on behalf of the defendant or complainant, the clerk shall give the person paying the money a receipt for the same from the proper receipt book; and where money is paid out of court to or on behalf of the complainant or defendant, the person receiving such money shall sign in the Suitors' Cash Book an acknowledgment thereof.

(2) Nothing herein contained shall, however, prevent the giving of a separate receipt by a person entitled to such money (or his legal representative), or the acceptance by the clerk of such receipt where the money paid has been forwarded by post or otherwise to the person entitled thereto (or to such representative).

Notice of
payment into
court.

77. Where the defendant wishes to pay money into court he shall pay the same three clear days at least before the return-day, together with the cost of issuing and serving the summons, and, if the summons has been prepared and obtained by a solicitor, together with a further sum to be fixed by the clerk at the time of payment into court for professional costs; and the defendant shall forthwith after such payment send notice thereof to the complainant. But when the complainant does not receive notice of such payment having been made within a reasonable time before the sitting of the court at which the summons is returnable, or where he has properly incurred further costs before he received notice of such payment, the court may order the defendant to pay such additional costs as to the court seems just.

Defence of
tender.

78. A defence of tender shall not be available unless the defendant three clear days before the return day pays into court (which payment may be without costs) the amount alleged to have been tendered.

Payment out, with
defence of tender.

79. Where money has been paid into court by the defendant with a defence of tender, or without a denial of liability, the money so paid in shall be paid out to the complainant at his request, unless the court otherwise orders.

80. Where a defendant desires to pay money into court with a denial of liability, he shall lodge with the clerk at the time of payment into court a written notice of such payment and denial, and shall in the notice which he sends to the complainant, state that such payment is made with a denial of liability.

Notice of payment
into Court with
denial of liability.

81. If the complainant elects to accept in full satisfaction of his claim, including costs, the amount paid into court by the defendant under the last preceding rule, he shall send or deliver to the clerk and to the defendant a written notice stating such acceptance such reasonable time before the return-day as the time of payment by the defendant has permitted, and upon his doing so, no further proceedings in the complaint shall be taken, and the complainant shall not be liable for any further costs. But in default of such notice the complaint may go on for hearing, and the defendant shall be entitled to an order for such costs as in the opinion of the court he has properly incurred after such payment into court, unless the complainant recovers a sum larger than the amount paid into court.

Acceptance of
money paid in.

82. Where under rules 80 and 81 money has been paid into court with a denial of liability, and the complainant has accepted the same in full satisfaction of his claim, and has sent the notice required under the preceding rule, he shall be entitled to have the money paid out to him on request. Provided that such money shall not be paid out unless the clerk has satisfied himself that notice of acceptance has been duly sent or delivered to the defendant.

Money accepted
to be paid out
of Court.

83. In any special complaint in which a sum of money has been awarded to or recovered by an infant or person of unsound mind, the magistrate may at or after the hearing order that the whole or any part of such sum shall be paid into court to the credit of an account intitled in the special complaint; and any sum so paid into court may either be invested or be paid from time to time out of court to such person as the magistrate may direct, to be held and applied for the benefit of such infant or person of unsound mind in such manner as the magistrate from time to time directs.

Infants and
persons of
unsound mind.

REFERENCE TO ARBITRATION.

84. (1) If the parties to a special complaint agree to refer the subject thereof to arbitration and notify such agreement to a magistrate in writing signed by themselves or their solicitors, naming one or two persons as arbitrators, such agreement may be lodged with the clerk, and the magistrate shall order such reference and on such terms as to costs and fees to the arbitrator or arbitrators as may be reasonable.

Arbitration by
agreement.

(2) The arbitrators, where two are named, shall have power, in the event of their disagreement, to choose an umpire.

Choosing umpire.

(3) The arbitrator or arbitrators or umpire shall forthwith lodge the award with the clerk who shall give notice of the receipt by him of such award to the parties, and the award, unless set aside as provided by rule 85 by such court at the next sitting thereof after such award has been lodged with the

Lodging award with
clerk.
Effect of award.

clerk or such subsequent sitting of the court as the court or a magistrate may direct, shall be binding, final, and conclusive on both parties, and an order shall be made for the complainant or the defendant in accordance therewith.

Revocation of reference.

(4) Such reference shall not be revocable by either party except by leave of the court or a magistrate.

Enlarging time, &c.

(5) The court or a magistrate may enlarge the time for making such award, or may with the consent of both parties revoke the reference or order another reference to be made in manner aforesaid.

Orders to refer and to set aside award.

85. The order to refer under the last preceding rule may be made before, on, or after the return-day, and if either party seeks to set aside the award he shall within three days after he has received notice of the award give notice in writing to the opposite party of his intention to apply to the court or a magistrate for that purpose, stating therein the day upon which such application is to be made, and upon such application the court or magistrate may, where proper ground exists for doing so, set aside the award. In default of such notice an order shall be entered up forthwith in accordance with the award.

Arbitration by magistrate.

86. If the parties to a special complaint agree in writing to refer the subject thereof to arbitration and notify such agreement to the magistrate, such magistrate may if he thinks fit act as arbitrator, and shall make an award thereon, upon which an order determining the special complaint shall be made and entered in the register of the said court with such costs as he thinks reasonable.

EVIDENCE.

Evidence to be taken orally.

87. With regard to special complaints the following rules shall apply :—

(a) Except where otherwise provided by any Act or by these rules, the evidence of witnesses shall be taken orally on oath in accordance with the usual practice on the hearing of ordinary complaints in courts of petty sessions; and where by these rules evidence is required or permitted to be taken on affidavit, such evidence may be taken orally on oath if the court or a magistrate at the hearing so directs.

Subpoena duces tecum.

(b) In a summons containing a clause requiring the production of books or papers, the name of one witness only shall be inserted, excepting in the case of co-partners, when all the members of the firm may be included in one summons.

Other witness summonses.

(c) In cases other than those referred to in rule 87b, the names of any number of witnesses may be inserted in the summons, and in the copy of the summons served the name of the witness to be served only need be inserted.

Expenses of witness.

(d) If any witness who has been summoned to attend, before he is sworn, requests the magistrate to fix the amount to be paid to him as a witness, the magistrate shall do so, and no witness shall be compelled to give his evidence until the amount so fixed has been paid to him, or security for payment thereof given to the satisfaction of the magistrate.

- (e) Where any document is produced to the court from proper custody it shall be read without further proof if it appears genuine, and if no objection is taken thereto, and if the admission of any document so produced is objected to, the court may adjourn the hearing for proof of the document, and if the document is afterwards proved the party objecting shall pay the costs caused by such objection unless the court otherwise orders. Documents produced from proper custody to be read.
- (f) A party may use at the hearing an affidavit by any particular witness or an affidavit as to particular facts, provided that :— When affidavits may be used.
- (1) At least three clear days before the hearing he gives notice, either formally or by letter, of his intention so to do, and at the same time delivers a copy of such affidavit to the party against whom such affidavit is intended to be used, and
 - (2) Such last mentioned party does not at least two clear days before the hearing give notice to the other party that he objects to the use of such affidavit.
- (g) Affidavits and depositions shall be read as the evidence of the party by whom they are used. Affidavits evidence of party using them.
- (h) In any action where the sale or delivery of goods or chattels or the payment of money is in issue, the court may if it thinks proper, unless and until evidence is given on oath denying such sale, delivery, or payment, receive as evidence of such sale, delivery, or payment any relevant entry in a book or document if it is proved :— Entries in certain books and documents to be evidence.
- (1) that such book or document was, at the time of the making of the entry, one of the ordinary books or documents kept or made for the purpose and in the course of a party's business, and
 - (2) that such entry was made in the usual and ordinary course of such business, and
 - (3) that the person making such entry had a duty to do so.
- The person or party against whom any such entry is tendered in evidence shall be at liberty to adduce such evidence on oath as aforesaid at any time before such entry is received as evidence as aforesaid.
- (i) The court may on the hearing, if it thinks proper and is satisfied that there is no real dispute as to the contents or authenticity of an original document, admit as evidence a copy of such document without an accounting for the non-production of the original document. Copy of document may be evidence.

EVIDENCE ON COMMISSION.

Commission to examine witnesses.

88. Where at any time before the hearing of a special complaint it appears on application to a magistrate by either party supported by an affidavit,

(a) that any witness is able to give material evidence or to produce relevant or material documents or to give such evidence and produce such documents relating to the complaint, and

(b) that such witness is in Victoria but will be unable through sickness or infirmity to attend at the hearing or is about to quit Victoria, or is at or about to go to some place more than 100 miles from the place of trial before the complaint can be heard,

such magistrate may take in Court or in Chambers, or authorize some other magistrate or a clerk or a Commissioner of the Supreme Court of Victoria for taking affidavits or a barrister or solicitor (hereinafter called commissioner) to take at some convenient time and place in Victoria the evidence of such witness, or cause such documents to be then and there produced, after reasonable notice of such intended examination or production or examination and production is given to the other party.

Witness to attend on service of order.

89. Upon service on such witness of such order, together with the payment or tender of a reasonable sum for expenses, such person shall attend at the time and place appointed and shall be entitled and be subject to all the rights and liabilities to which he would be entitled and subject if he were duly summoned to appear to give evidence or produce documents or to give evidence and produce documents on the hearing.

Depositions may be put in at hearing.

90. The depositions of such witness, if he has given evidence, shall be signed by him and the Commissioner and shall be delivered by such commissioner to the clerk of the court at the place where the special complaint is to be heard, and, unless the witness is at the time of the hearing within a convenient distance of the court and able to attend, may be put in as evidence by any party at the hearing.

Documents may be put in at hearing.

91. The documents (if any) produced shall be delivered by the Commissioner to the said clerk and may be produced and, subject to all just exceptions, put in as evidence by any party at the hearing.

Documents produced by person not giving evidence.

92. Where documents are produced by a person not giving evidence, such documents accompanied by a certificate signed by the Commissioner stating the name of such person shall be delivered by such Commissioner to the said clerk and may, subject to all just exceptions, be put in at the hearing as if produced at the hearing by the person so named.

Costs of evidence on commission.

93. The costs of the application under rule 88 and of the order and proceedings thereon shall be costs in the cause, unless otherwise directed by the magistrate making such order, or by the Court before which the special complaint is heard.

AFFIDAVITS IN SPECIAL COMPLAINTS.

94. All affidavits shall be expressed in the first person. Form of affidavits.
95. All affidavits used in any special complaint shall be filed with the clerk. Affidavits to be filed.
96. No affidavit shall be received in evidence which has been sworn before any person who is the solicitor acting for any party, or who is a partner or clerk of such solicitor. Before whom sworn.
97. An affidavit shall be confined to such facts as the deponent is of his own knowledge able to prove, except— Matter of affidavit.
- (a) where the magistrate otherwise orders when an affidavit is tendered in evidence, and
 - (b) on interlocutory applications, on which statements in an affidavit as to a deponent's information and belief, or his belief only with, in each case, the grounds of his belief, may be admitted.
98. If it is more convenient so to do a party may embody the relevant portion of any document in any affidavit instead of exhibiting or annexing the original or a copy; provided that the original shall be produced if and when required by the magistrate or the other party. Relevant portion of document may be embodied instead of exhibited.
99. The court or a magistrate may allow any affidavit to be used notwithstanding any defect by misdescription of parties or otherwise in the title or jurat or any other irregularity in the form thereof, and may direct a memorandum to be made on such affidavit that it has been so received. Irregularities in affidavit.
100. Whenever by virtue of sections 95 or 96 of the *Evidence Act 1928* any person is permitted to make a solemn affirmation in lieu of taking an oath, the preceding rules relating to affidavits shall apply, *mutatis mutandis*, to each solemn affirmation. Affirmations.

INTERROGATORIES.

101. Any party may, without leave, deliver interrogatories in writing for the examination of the opposite parties or any one or more of such parties, and such interrogatories when delivered shall have a note at the foot thereof stating which of such interrogatories each of such persons is required to answer. Interrogatories. Form 7.
102. Interrogatories which do not relate to any matters in question shall be deemed irrelevant, notwithstanding that they might be admissible on the oral cross-examination of a witness. A copy of all interrogatories shall be filed with the clerk of the court at which the complaint is to be heard. Interrogatories—when deemed irrelevant.
103. If a party is a body corporate, or a joint stock company, whether incorporated or not, or any other body of persons empowered by law to sue or be sued, whether in its own name or in the name of any officer or other person, interrogatories delivered to such party shall be answered by the secretary or other proper officer of such corporation, company or body. Interrogatories to corporation.
104. Interrogatories shall be answered by affidavit to be filed with the clerk and served on the party interrogating within five days or such other time as a magistrate allows. Answers to be filed and served. Form 8.

Objections may be taken in answer.

105. Any objection to answering any one or more of several interrogatories on the ground that it or they is or are scandalous or irrelevant or not *bona-fide* for the purpose of the complaint or that the matters inquired into are not sufficiently material at that stage or on any other ground may be taken in the affidavit in answer.

What facts may be discovered by interrogatories.

106. Any party shall be entitled to interrogate any opposite party in respect of all such facts as may appear to be material and likely to advance the case of the party interrogating, or to rebut the case of the opposite party, but not of such facts as could only advance the case of the opposite party or as relate exclusively to the evidence whereby such case is to be proved.

Use of answers to interrogatories at hearing.

107. Any party may, at the hearing of a special complaint, use in evidence any one or more of the answers, or any part of an answer to interrogatories, without putting in the other answers or the whole of such answer. Provided that in such case the magistrate may examine the whole of the answers, and if he is of opinion that any others of them are so connected with those put in that the last mentioned answers ought not to be used without them, he may direct them to be put in.

Failure to answer sufficiently.
Form 9.

108. If any person interrogated fails to answer sufficiently, a magistrate may make an order requiring him to answer further either by affidavit or by oral examination before the court or a magistrate.

Failure to answer.

109. If any person interrogated fails without just cause to answer or to attend for oral examination when directed so to do—

- (a) he shall be liable at the hearing, if a complainant, to have his complaint dismissed, and, if a defendant, to have an order made against him in the complaint as if the same were undefended; or alternatively,
- (b) the Court may at the hearing adjourn the complaint to enable such interrogatories to be answered or such examination to be held or may hold such examination forthwith, and may make such order as to costs as may appear to it to be just.

DISCOVERY OF DOCUMENTS.

Notice for discovery.
Form 10.

110. Any party may, without filing an affidavit, serve upon any opposite party a notice for discovery in accordance with Form 10 in the Schedule.

Affidavit of discovery.
Form 11.

111. The party served with such notice (or if such party is a body corporate or a joint stock company, whether incorporated or not, the secretary or other proper officer thereof) shall, within five days after service of such notice, answer on affidavit stating what documents such party has in his or its possession or power relating to the matters in dispute or what he knows as to the custody they or any of them are or have been in, and specifying which (if any) of the said documents he objects to produce and on what grounds.

No discovery of privileged document.

112. No party shall be compelled to produce or allow inspection of any privileged document.

113. Any document which relates to the title to property in which the party seeking production has no interest, and which does not relate to the title to property in which the party seeking production has an interest, shall be privileged. Certain documents relating to title privileged.

114. Any written report or communication made by a solicitor or other agent to his principal, or by a servant to his master, for the purpose of assisting him to maintain, resist, settle, or relinquish existing or anticipated litigation, shall be privileged. Certain documents relating to litigation to be privileged.

115. The court or a magistrate may, on application made for such purpose by either party, direct the opposite party to allow the party making the application to inspect such of the documents in the custody or under the control of such opposite party relating to any matter in question in the complaint as the court or magistrate thinks right, and if necessary to take examined copies of the same. Party may be ordered to allow inspection of documents.

116. If any party upon whom notice for discovery has been duly served fails to make sufficient discovery, the court or a magistrate may order compliance with such notice upon such terms as are thought fit. Failure to make sufficient discovery.

117. If any party fails without just cause to comply with a notice for discovery duly served upon him, or with a direction under rule 115— Failure to make discovery.

(a) he shall be liable at the hearing, if a complainant, to have his complaint dismissed, and, if a defendant, to have an order made against him in the complaint as if the same were undefended; or alternatively,

(b) the court may, at the hearing, adjourn the complaint to enable him to comply with such notice or direction.

118. A notice to produce documents may be in the form provided in the schedule. Notice to produce. Form 12.

PROCEEDINGS IN CHAMBERS.

119. All applications in reference to proceedings in Chambers must be made to the clerk of the court having cognizance of the matter. All summonses, affidavits or papers upon which it is intended to move must first be filed with the clerk and by him placed before the magistrate. Where it may be necessary to expedite business, the papers may be forwarded by the clerk to the clerk of some other court where the magistrate may then be acting. To whom applications made. Affidavits and papers to be filed.

120. Unless otherwise expressly or impliedly provided by Statute or by the Rules, a magistrate may dispose of such business in Chambers as he thinks fit, except the hearing of complaints. What business may be disposed of in chambers.

121. Unless the magistrate otherwise directs, every application in Chambers shall be by summons which shall set out in plain and distinct terms the nature of the application to be made and shall be signed by the clerk of the court in which the complaint is pending. Nature of application. Form 13.

122. The summons shall be served within a reasonable time before the return thereof, and in no case later than two o'clock p.m. of the day before the return thereof, or if served on a Saturday not later than twelve noon. Time of service of summons.

Grounds of the application.

123. The grounds of the application shall be stated either upon the face of the summons or in an affidavit which shall be filed before the issue of the summons.

Copies of affidavits to be served.

124. Copies of affidavits intended to be used upon the hearing of any summons in Chambers must be served upon the opposite party before being used, and in sufficient time to enable the party served to answer on affidavit any statement which he intends to contest.

ORDERS.

Order against two or more persons, how enforced.

125. Where upon the hearing of a special complaint against two or more persons liable, whether jointly, severally, or in the alternative, an order is made against two or more defendants jointly, such order may be enforced by distress or otherwise against any one of the defendants affected thereby in the same manner as if the order had been made against him separately. Provided that, after the order is satisfied by performance or payment by, or distress on the goods of, any of such defendants, no further steps shall be taken to enforce the same against the other defendant or defendants. Provided also that nothing herein contained shall affect any right to contribution or other relief which may exist as between the defendants themselves.

Order against a firm, how enforced.

126. Where an order is made by a court against any firm, such order may be enforced against such firm or any person or persons carrying on business in the name of such firm.

Distress on goods of testator, &c.

127. Where an order is made by a court against any person as an executor, administrator, trustee, or assignee, such order shall be that the debt, demand, or damages, and costs, or costs only (as the case may be) shall be levied of the goods of the testator's, intestate's, insolvent's or bankrupt's estate (as the case may be).

Examination of person against whom order is made.

128. Where an order is made for the recovery or payment of money, the court at the time of making such order may forthwith on the application of the party entitled to enforce such order, examine or cause to be examined on oath the person against whom such order is made, as to whether any and what debts are owing to such person and whether such person has any and what other property or means of satisfying the said order.

Certain orders need not be drawn up.

129. Except where otherwise provided by Statute or by these rules, no order giving leave to take any proceeding and no interlocutory order need be drawn up or served unless the court or a magistrate otherwise orders. Service of a certified extract from the register of any order shall be deemed sufficient service of such order.

WARRANT OF ATTACHMENT.

Application to attach for breach of certain orders. Forms 14, 15.

130. Where a breach has been committed of an injunction or of any other order made by the court or a magistrate which, if made by the Supreme Court, could be enforced by attachment or committal, the clerk shall, on the application of the party entitled to the benefit of the order for a warrant of attachment, issue for service a copy of the order sought to be enforced, endorsed with a notice stating that unless the order be obeyed, obedience will be enforced by attachment, and such copy shall be served on the party to be bound thereby.

131. If the person against whom the order is directed fails to obey it, the clerk on the application of the party entitled to the benefit of the order, shall not less than three days after service of the copy endorsed as provided by the last preceding rule, issue for service a notice requiring the person who has failed to obey the order to appear before a magistrate on a day to be named in such notice to show cause why he should not be committed for his contempt in neglecting to obey such order. The notice shall be issued for service and served personally, or it may be otherwise served if, after failure to serve personally, the magistrate so allows. By leave of the magistrate the notice may be issued and served at an earlier period than as above prescribed.

Failure to obey order after service of copy thereof.
Form 16.

132. On the day named in the notice mentioned in the last preceding rule, the magistrate, on proof by affidavit or otherwise of service of the copy order duly endorsed and of the above notice, and of the continued disobedience of the person in default, may order a warrant of attachment to issue, either unconditionally or on such terms as are just, and may make such order as to costs as he may think fit. Provided that if the party in default appears either in person, or by his counsel or solicitor, proof of service of the copy order and notice shall not be necessary, unless the magistrate otherwise orders. Provided also that the warrant shall issue and may be executed forthwith without notice or service of the order authorizing its issue, unless the magistrate otherwise orders.

Order of magistrate for attachment.
Forms 17, 18, 19.

133. Any person who may be in custody, may apply to the Court or a magistrate for his discharge, upon giving to the party, at whose suit he was committed, notice of his intention to apply, twenty-four hours before such application is made.

Discharge from custody.
Forms 20, 21.

THE REGISTER.

134. The clerk of every Court shall keep a separate register as required by the *Justices Act 1928* to be kept by him, in the form and with the particulars set out in Form 22 in the Schedule hereto, and the register kept by each particular clerk shall be distinguished by the name of the place at which such court is appointed to be held, as shown in the said form.

Form of Register.
Form 22.

135. The clerk of every court shall before each sitting of such court cause to be entered in such register the various special complaints to be heard at such sitting, and the said special complaints shall be called on for hearing in the order in which they stand in the list; but the magistrate may if he thinks fit hear first in order the cases which may in his opinion be more justly or conveniently so disposed of.

Order of entries.

Order of hearing.

ORDERS TO REVIEW.

136. The affidavit in support of an application under Section 150 of the *Justices Act 1928* for an order to review shall set forth in the form of an appeal case the particulars of demand, proceedings and evidence in the special complaint, in respect to which appeal case the following provisions shall apply:—

Affidavit to set forth appeal case.

- (a) The person applying for an order to review (hereinafter called the appellant) shall within ten days after the order sought to be reviewed has been made prepare the appeal case and deliver it to the opposite party or to his solicitor, or if there be several

Preparation of case.
Form 23.

such parties appearing separately or by separate solicitors, then a copy to each of such parties or to each of the said solicitors, and such parties (hereinafter called the respondent) shall return the case to the appellant indorsed as either agreed to or dissented from within seven days after the respondent has received the same.

Proceedings where parties disagree.

(b) If the respondent does not return to the appellant the case indorsed as agreed to within the time fixed by this rule, or if he returns it with amendments to which the appellant cannot agree, the appellant shall forthwith file with the clerk an affidavit showing that he has complied with the provisions of this rule and that the respondent has not agreed to the case or has returned it with amendments to which the appellant cannot agree, and the appellant shall at the same time deliver to the clerk a copy of the case as stated by himself, together with the case (if any) as amended by the respondent, and the clerk shall thereupon transmit the same together with the said affidavit to the magistrate who shall, so soon as he has settled the case, sign the same with a statement thereon that the parties have not agreed, and it shall then be sealed by the clerk.

Magistrate may alter case.

(c) If the magistrate, on perusing the case and the respondent's emendation, thinks fit, he may strike out the whole or any part of the statements of the case and evidence by both parties, and substitute copies of his own notes of the evidence, with such remarks thereon as he may think fit.

Copy of magistrate's notes.

(d) Any party may, at his own expense, by leave of the magistrate, on application to him in writing, obtain a copy of the notes taken at the hearing by the magistrate or on his instructions, at a cost not exceeding two shillings a folio to be paid to the officer or person making such copy.

TIME.

Enlargement or abridgment of time.

137. Parties may by consent enlarge or abridge any of the times fixed by these rules for taking any step or filing any document, or giving any notice. Where such consent cannot be obtained, either party may apply to a magistrate, on notice to the non-consenting party, for an order to effect the object sought to have been obtained with the consent of the other party, and, subject to the provisions of rule 15, such order may be made although the application for the order is not made until after the expiration of the time allowed or appointed.

Time for doing any act.

138. Where the time for doing any act or taking any proceeding expires on a Sunday or other day on which the offices of the court are closed, and by reason thereof such act or proceeding cannot be done or taken on that day, such act or proceeding shall, so far as regards the time of doing or taking the same, be held to be duly done or taken if done or taken on the day on which the offices are next open.

COSTS.

139. The costs of a special complaint shall, when practicable, be fixed by ^{Costs.} the court on the day on which the complaint is determined.

140. If in any case the magistrate considers that any item in the scale ^{Magistrate may fix amount larger or smaller than that in scale.} is inadequate by reason of the distance travelled by counsel or solicitor, or of the time occupied by the hearing, or of the difficulty or importance of the case, or for any other special reason, he may allow such costs in excess of those provided by the scale as he may deem just. He may also for any special reason allow a lower amount than that provided by the scale.

141. In the application of the scales as between party and party, the ^{Scale of costs, how regulated.} amount recovered shall regulate the scale of the complainant's costs, and the amount sought to be recovered the scale of the defendant's costs.

142. Where a counterclaim is set up and heard, the scale upon which the ^{Counterclaim.} costs of the parties are to be fixed shall, unless the court otherwise orders, be determined as follows :—

- (a) If the complainant succeeds on both claim and counter-claim—by the amount which he recovers on his claim, unless the amount of the defendant's claim is the larger, in which case the costs incurred after the delivery of the particulars of the counterclaim shall be determined by the amount of such counterclaim.
- (b) If the defendant succeeds on both claim and counterclaim—by the amount which he recovers on his counterclaim, or the amount of the complainant's claim, whichever may be the larger.
- (c) If both parties are successful—by the amounts which they recover on their respective claims.
- (d) If both claim and counterclaim fail—by the amount claimed by the opposite party.

143. The costs of and incidental to interrogatories and answers thereto, ^{Interrogatories and discovery.} or of discovery and complying therewith, shall be borne by the party interrogating or requiring discovery, unless the court or magistrate otherwise orders.

144. If in the opinion of the court interrogatories have been exhibited ^{Improper interrogatories.} unreasonably, vexatiously, or at improper length, the costs occasioned by the said interrogatories and the answers thereto shall be paid in any event by the party in fault.

145. No allowance shall be made for any notice to inspect documents or ^{Inspection.} inspection of documents unless it is shown to the satisfaction of the court that there were good and sufficient reasons for giving such notice or making such inspection.

146. The allowances to witnesses in special complaints shall be the same ^{Allowances to witnesses.} as the " Allowances to witnesses in Civil Cases and in Criminal Cases other than those on a prosecution by an officer on behalf of the Crown," as provided for in the " Justices Act Rules 1936 (No. 1) " Schedule, Part III.

Expenses of witnesses in arbitration.

147. The expenses of witnesses attending to give evidence at any arbitration shall be the same as are allowed to witnesses attending at court on the hearing of a complaint.

Fees.

148. The lists of fees provided for in the "Justices Act Rules 1936 (No. 1)" Schedule, Part II., shall, so far as the same are applicable, apply to special complaints.

Costs where no provision in rules or scales.

149. In cases not provided for by the rules or scales, the court or magistrate may in a proper case allow reasonable costs, if provision therefor might lawfully have been made by the rules or scales.

SUPPLEMENTARY.

Justices Act Rules 1936 (No. 1) apply, where no provision in rules.

150. (1) In any case not provided for by these rules the "Justices Act Rules 1936 (No. 1)" shall, so far as they are applicable, and with such modifications as may be necessary, apply to special complaints.

Conflict of rules.

(2) In all cases provided for in these Rules, including the provision of forms, where there is any conflict between the "Justices Act Rules 1936 (No. 1)" and the "Justices Act Rules 1936 (No. 2)", the latter shall prevail over the former with reference to special complaints and proceedings thereon.

Forms.

151. The forms in the schedule shall be used with such variations as the circumstances of the case may require, and where any form is prescribed in the schedule, it shall be sufficient if the form used complies substantially with such form, and where none is prescribed, the forms under the "Justices Act Rules 1936 (No. 1)" Schedule, Part I., so far as they are applicable, and with such modifications (if any) as are necessary, may be used for the purpose of special complaints.

Effect of non-compliance with rules.

152. Non-compliance with any of the rules, or departure from the forms, shall not render any proceedings void unless the court or a magistrate so directs, but such proceedings may be amended or otherwise dealt with in such manner and on such terms as the court or magistrate thinks fit.

SCHEDULE.

PART I--FORMS.

Form 1.

GENERAL FORM OF HEADING TO BE USED IN ALL PROCEEDINGS IN SPECIAL COMPLAINTS.

In the Court of Petty Sessions in its Special Jurisdiction at.....
In the..... Bailiwick.
A.B., Complainant.
C.D., Defendant.
Date of Complaint:—.....
Nature of Complaint:—.....
Date of Hearing:—.....

Form 2.

MEMORANDUM OF ADJOURNMENT TO ANOTHER COURT OF PETTY SESSIONS.

The hearing of a Complaint of A.B. wherein one C.D. is Defendant, is by virtue Rule 8. of

Section 65, sub-section 5 of the Justices Act 1928,

[or]

Rule 8 under the "Justices Act Rules 1936 (No. 2),"

now adjourned by this Court until the..... day of.....
19..... at the hour of..... in the..... noon, to the Court of Petty Sessions
at....., consisting of a Police Magistrate sitting without any other justice
or justices, where the said parties and their respective witnesses (if any) are required again to
appear.

Dated at..... the..... day of..... 19.....

J.P. or
Police Magistrate.

Form 3.

SPECIAL SUMMONS.

In the Court of Petty Sessions in its Special Jurisdiction..... Rule 9.
at.....
In the..... Bailiwick.

A.B., Complainant.
C.D., Defendant.

To C.D. of (state defendant's address and occupation) the defendant.

Whereas a complaint has this day been laid before the undersigned, one of His Majesty's
justices of the peace in and for the..... bailiwick [or the Clerk of
Petty Sessions at.....] against you in respect of a cause of action
determinable summarily, the particulars whereof are indorsed hereon [or annexed hereto].

These are therefore to command you in His Majesty's name to be and appear
on the..... day of..... at..... o'clock in the.....
noon at..... in the State of Victoria before the said Court of Petty Sessions
consisting of a Police Magistrate sitting without any other justice or justices to answer the said
complaint and to be further dealt with according to law.

The complainant's address for service is..... to which
or at which all notices and documents may be posted or left.

Dated at..... the..... day of..... 19.....

J.P. or
Clerk of Petty Sessions.

SCHEDULE OF FORMS—continued.

Form 4.

UNDERTAKING BY NEXT FRIEND OF INFANT TO BE RESPONSIBLE FOR DEFENDANT'S COSTS.

Rule 23.

I, the undersigned E.F., of.....being the next friend of A.B., who is an infant, and who is desirous of bringing a special complaint in this Court against C.D. of.....hereby undertake to be responsible for the costs of the said C.D. in such complaint in the manner following; namely, if the said A.B. fails to pay to the said C.D. when and in such manner as the Court orders, all such costs of such complaint as the Court directs him to pay to the said C.D., I will forthwith pay the same to the Clerk of this Court.

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

E.F.,
Next friend of the Complainant.

Form 5.

NOTICE BY DEFENDANT TO THIRD PARTY.

To X.Y. of (address and description).

Rule 41.

Take notice that a special complaint has been brought by the complainant against the defendant as surety for M.N. upon a bond conditioned for payment of £20 and interest to the complainant.

The defendant claims to be entitled to contribution from you to the extent of one half of any sum which the complainant may recover against him, on the ground that you are his co-surety under the said bond (or also surety for the said M.N. in respect of the said matter, under another bond made by you in favour of the said complainant, dated the.....day of.....19...).

[Or, as acceptor of a bill of exchange for £50 dated theday of....., 19..., drawn by you before and accepted by the defendant, and payable three months after date.

The defendant claims to be indemnified by you against liability under the said bill, on the ground that it was accepted for your accommodation].

[Or, to recover damages for a breach of contract for the sale and delivery to the complainant of 10 tons of coal.

The defendant claims to be indemnified by you against liability in respect of the said contract or any breach thereof, on the ground that it was made by him on your behalf and as your agent].

And Take Notice, that if you wish to dispute the complainant's claim in this complaint as against the defendant C.D., you must appear at this court on the return-day of the summons in this complaint, a copy of which summons is hereunto annexed.

And Take Notice that you will henceforth be deemed a party to this complaint for the purpose of defending yourself against any claim against you as set forth in this notice.

C.D.,

[or L.M., solicitor for the said C.D.]

Form 6.

PARTICULARS OF DEMAND IN SPECIAL COMPLAINTS.

(a) In a complaint for breach of contract:—		Rule 56.
		£ s. d.
Dates.	The Complainant demands of you these damages:—	
	For breach of contract to deliver a cargo of bricks which you undertook to convey from Portland to Melbourne	25 0 0
	(or)	
	For breach of warranty on the sale of a motor car	25 0 0
(b) In a complaint for tort:—		
Dates.	The complainant demands of you the delivery of a piano belonging to him, valued at..... and detained by you	25 0 0
	(or)	
	The complainant demands of you these damages:—	
	For injury caused to him through the negligent driving by yourself or your servant on the 17th day of August, 19....., of a motor car in Collins-street, Melbourne	25 0 0
	(or)	
	For illegally distraining his goods at [place]	25 0 0
	(or)	
	For diverting or obstructing or fouling his water-course at [place] .. .	25 0 0
	(or)	
	For injury to crops of barley and wheat growing on his land at [place] caused by noxious vapours from your works which are adjacent to the said land	25 0 0
	(or)	
	For having converted to your own use his table and piano .. .	25 0 0

Form 7.

INTERROGATORIES.

Interrogatories on behalf of the abovenamed [complainant A.B. or defendant C.D.], for Rule 101. the examination of the abovenamed [defendants E.F. and G.H. or complainant A.B.].

- (1) Did not, &c.
- (2) Has not, &c.

[The defendant E.F. is required to answer the interrogatories numbered]
 [The defendant G.H. is required to answer the interrogatories numbered]

Form 8.

ANSWER TO INTERROGATORIES.

The answer of the abovenamed defendant E.F. to the Interrogatories for his examination Rule 104. by the abovenamed complainant.

In answer to the said Interrogatories, I, the abovenamed E.F., make oath and say as follows:—

- (1).....
- (2).....

Form 9.

ORDER FOR ORAL EXAMINATION FOR NOT ANSWERING OR NOT SUFFICIENTLY ANSWERING INTERROGATORIES.

Rule 108.

Upon hearing..... I do order that the complainant A.B. [or the defendant C.D.] do attend before the Court of Petty Sessions consisting of a Police Magistrate sitting without any other justice or justices [or before a Police Magistrate] at..... on the..... day of..... 19..... at..... o'clock in the..... noon, to be orally examined as to the points mentioned in the paper-writing hereunto annexed.

I further order that the costs of the examination and of the proceedings herein shall be paid by..... [or shall abide the event or as otherwise ordered].

Dated this..... day of..... 19..... Police Magistrate.

Form 10.

NOTICE FOR DISCOVERY.

Rule 110.

You are required within five days after service of this notice to answer on affidavit, stating what documents you have in your possession or power relating to the matters in dispute in this complaint, and what you know as to the custody they or any or either of them are in, and whether you object, and if so, on what grounds, to the production of such as are in your possession or power.

To..... (or) to..... Solicitor for.....

Form 11.

AFFIDAVIT OF DISCOVERY.

Rule 111.

I..... of....., the abovenamed complainant [or defendant] make oath and say :-

1. That the documents hereinafter set forth are to the best of my knowledge and belief the only documents in my possession or power relating to the matters in dispute in this complaint, and the same are in my possession, viz. :-

- (1) A letter from..... to..... dated.....
(2) An agreement purporting to be between E.F. and G.H., dated.....

2. (I do not object to the production of the said documents, or any or either of them.)

[Or, I object to the production of the said documents.]

[Or, if not to all, but to some of them, state which] on the following grounds, that is to say [here state the grounds of objection.]

Form 12.

NOTICE TO PRODUCE (General Form).

Rule 118.

Take notice that you are hereby required to produce and show to the court at the hearing of this complaint, all books, papers, letters, copies of letters, and other writings and documents in your custody, possession or power, containing any entry, memorandum, or minute relating to the matters in question in this complaint, and particularly [specify them].....

Dated the..... day of..... 19.....

A.B., Complainant (or)
C.D., Defendant (or)

L.M., solicitor for the.....

To..... (or) to..... Solicitor for.....

Form 13.

SUMMONS IN CHAMBERS.

Let all parties concerned attend before the Police Magistrate at..... Rule 121.
at his chambers, on the.....day of.....19..... ato'clock
in the.....noon, on the hearing of an application on the part of [state on whose behalf the
application is made, and the precise object of the application].

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

.....Clerk of Petty Sessions.

This summons was taken out by.....of....., solicitor
for the applicant.

To [state name and address of the person to whom this summons is directed, or of his solicitor].

Form 14.

INTERIM INJUNCTION ORDER.

The complainant undertaking [by his counsel or solicitor] to abide by any order this Court Rule 130.
may make as to damages, in case this Court is hereafter of opinion that the defendant has
sustained any, by reason of this order, which the complainant ought to pay: Now, therefore,
C.D., the defendant in this complaint, his servants, agents, and workmen, are hereby strictly
enjoined and restrained from pulling down or suffering to be pulled down the house being No.
16 Blank-street, Melbourne, and from selling the materials whereof the said house is composed
[or from contracting any debts or debt, and buying and selling any goods, and from making or
entering into any verbal or written promise, agreement, or undertaking, and from doing or
causing to be done any acts or act in the name or on the credit of the partnership firm of.....,
or whereby the said partnership firm can or may in any manner become or be made liable to or
for the payment of any sums or sum of money, or for the performance of any contract, promise,
or undertaking, or, as the case may be] until the day after the day upon which the complaint
shall be heard, or until further order [or until the.....day of.....
19....., upon which day this Court will consider whether this order shall be further continued]

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

J.S.,

.....Magistrate.

If you the said C.D. [your servants, agents, or workmen] act in disobedience to this order, Rule 130.
you the said C.D. will be liable to be committed by this Court.

Form 15.

NOTICE TO BE INDORSED ON ORDER WHICH IT IS INTENDED TO ENFORCE BY ATTACHMENT.

To A.B., of.....

Take notice that unless you obey the directions contained in this order, obedience thereto
will be enforced by attachment.

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

.....Clerk of Petty Sessions.

Form 16.

NOTICE OF APPLICATION FOR COMMITTAL.

Rule 131. Take notice that the complainant A.B. will, on the.....day of19....., apply to this Court for an order for your committal to prison for having disobeyed the order of this Court made on the.....day of.....19....., enjoining and restraining you [or for having neglected to obey the order made on the.....day of.....19....., requiring you] [*here set out the mandatory part of the order*]; and further take notice that you are hereby required to attend the Court on the first-mentioned day to show cause why an order for your committal should not be made.

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

E.F.,
Clerk of Petty Sessions.

To C.D., the Defendant.

Form 17.

ORDER OF COMMITTAL FOR BREACH OF AN ORDER IN THE NATURE OF AN INJUNCTION

Rule 132. Whereas by an order of this Court, dated the.....day of.....19....., [*here recite the order*]: Now upon the application of the complainant, and upon hearing the defendant [*or, if the defendant does not appear*, reading the affidavit of X.Y., showing, or being satisfied on oath, that a copy of the said order and notice of this application have been severally served upon the defendant C.D.], and upon reading the affidavit, &c. [*enter evidence*], the Court being of opinion, upon consideration of the facts disclosed by the said affidavit [*or affidavits*], that the said defendant C.D. has been guilty of a contempt of this Court by a breach of the said order, doth order that the said defendant C.D. do stand committed to gaol atfor his said contempt.

Form 18.

ORDER OF COMMITTAL OR ATTACHMENT FOR NEGLECT TO OBEY ORDER.

Rule 132. Whereas by an order of this Court, dated the.....day of19....., [*here recite the order*]: Now, upon the application of the complainant, and upon hearing the defendant [*or, if the defendant does not appear*, reading the affidavit of X.K., showing or being satisfied on oath, that a copy of the said order and notice of this application have been severally served upon the defendant C.D.], and upon reading the affidavit of, &c. [*enter evidence*], the Court being of opinion, upon consideration of the facts disclosed by the said affidavit [*or affidavits*] that the said defendant C.D. has been guilty of a contempt of the said Court by neglecting to obey this order, doth order that the said defendant C.D. do stand committed to gaol at.....for his said contempt.

Form 19.

WARRANT OF ATTACHMENT.

Rule 132. To.....a member of the police force of Victoria and to the keeper of the gaol at.....

Whereas by an order bearing date the.....day of.....19....., it was ordered that the defendant C.D. should stand committed to gaol for contempt of this Court:

These are therefore to require you forthwith to arrest and apprehend the defendant C.D., and him safely convey and deliver to the keeper of the gaol at....., and you the said keeper to receive the defendant C.D. until further orders of this Court.

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

E.F.,
Clerk of Petty Sessions.

Form 20.

NOTICE OF APPLICATION FOR DISCHARGE FROM CUSTODY.

Take notice that I intend, on the.....day of..... Rule 133.
 19....., to apply to this Court [or a Police Magistrate], to discharge me from custody, I being
 desirous of clearing my contempt.

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

To A.B., Complainant.

C.D.,
 Defendant.

Form 21.

ORDER OF DISCHARGE FROM CUSTODY.

Upon application made this.....day of..... Rule 133.
 19....., by, for the defendant, who was committed
 to gaol for contempt, by order of this Court dated the.....day of.....
 19....., and upon reading the affidavit of the defendant filed theday of
19....., showing that he is desirous of clearing his contempt, and upon
 hearing....., the complainant [or, if no one appears for complainant, then
 upon being satisfied that notice of this application has been duly served upon the complainant],
 this Court [or I, a Police Magistrate] do hereby order that the said defendant be discharged out
 of the custody of the keeper of the gaol at.....as to the said
 contempt, but not as to the costs of the said contempt.

Dated this.....day of.....19.....
Police Magistrate.

Form 22.

REGISTER.

Victoria.

Register of proceedings and orders in special complaints in the Court of Petty Sessions at Rule 134.
the.....day of....., 19.....

No.	Complainant.	Defendant.	How before the Court.	Fees.	Cause of Action or Proceeding.	Decision or Order.	Remarks.

Rule 136.

Form 23.

APPEAL CASE.

The particulars of demand are as follows:—[Here insert the particulars of demand as endorsed upon or annexed to the summons].

[If the special complaint has proceeded to a hearing, here specify, so far as relevant, such interlocutory proceedings as may relate to the complaint at the hearing].

The special complaint came on for hearing at.....on the.....
 day of....., 19....., before the Court of Petty Sessions consisting of Mr.....,
 Police Magistrate, when [here state the course taken by the parties at the hearing and the result].

The following is the evidence given at the hearing [here state the evidence either as agreed to by the parties or as contained in the Police Magistrate's notes, or the notes taken on his instructions; in the latter case, with such comments (if any) as the Police Magistrate thinks necessary].

We, the parties [or the counsel or solicitors of the respective parties] to this special complaint have agreed upon this case [or the parties, their counsel or solicitors, being unable to agree upon a case, I.....the Police Magistrate who heard the special complaint, have settled and signed this case in accordance with the provisions of the rules under the *Justices Act 1928*].

PART II.

SCALE OF COSTS AND CHARGES TO BE PAID TO COUNSEL AND SOLICITORS,
AS BETWEEN PARTY AND PARTY, IN SPECIAL COMPLAINTS.

Item.	£10	Over	Over
	and under.	£10 to £25.	£25 to £50.
	£ s. d.	£ s. d.	£ s. d.
1. Instructions to sue or defend, including (if to sue) all necessary letters and searches, preparation of summons, particulars and further particulars, and copies for service and filing, affidavit of service, and attendances to issue, swear, and file; (if to defend) preparation of notice and particulars of set-off, counterclaim, and special defence, and copies thereof, and attendances to file	1 1 0	1 11 6	2 2 0
2. Instructions for the hearing, including preparation of brief for counsel or brief notes for solicitor, where no counsel employed, and all attendances on, and correspondence with, the party or his witnesses, and all necessary perusals and work in connexion with the hearing, including all notices to produce and copies for service, and including preparation of summonses to witnesses and copies for service	1 11 6	2 2 0	2 12 6
3. Counsel's fee on hearing (no fees to counsel in chamber matters or other interlocutory proceedings, unless the magistrate specially orders)	1 1 0	2 4 6	3 5 6
4. Solicitor attending court with counsel	0 10 6	1 1 0	1 1 0
5. Solicitor's fee on hearing (where no counsel employed)	1 1 0	1 11 6	2 2 0
6. Interrogatories, including instructions, preparation, and copies, and attendances serving and filing; and answers to interrogatories, advising, preparation of answers and copies, and attendances swearing, filing, and serving	0 10 6	0 10 6	1 1 0
7. Discovery of documents, including instructions and notice and copies thereof, and attendances swearing, filing and serving, and affidavit in answer thereto, including perusing, advising, preparation of affidavit and copies, and attendances swearing, filing, and serving	0 10 6	0 10 6	1 1 0
8. Summons in chambers, all professional costs relating thereto, including attending court or magistrate to support or oppose any necessary application	0 10 6	0 10 6	1 1 0
9. Any necessary or proper consent, admission (not an admission of service), notice, undertaking or memorandum not otherwise provided for, if allowed by the court or magistrate, including attendances to give or obtain, and copies to serve and file, and serving and filing	0 2 6	0 5 0	0 5 0
10. Attending to produce documents for inspection or to inspect documents pursuant to notice or order	0 5 0	0 5 0	0 5 0
11. Drawing documents for and attending issuing warrant of distress	0 5 0	0 5 0	0 5 0

The Scale of Costs relating to ordinary complaints shall apply to the following matters arising in special complaints:—

- (1) Proceedings for attachment of debts, including order *ex parte* and order absolute.
- (2) Proceedings under the *Imprisonment of Fraudulent Debtors Act 1928*.
- (3) Service (where not otherwise provided for in the above Scale).
- (4) Order for substituted service.

Moneys properly paid out of pocket, and the expenses of witnesses, are to be allowed in addition to the above amounts.

If in any case the magistrate considers that any item in the Scale is inadequate by reason of the distance travelled by counsel or solicitor, or of the time occupied by the hearing, or of the difficulty or importance of the issue involved, or for any other special reason, he may allow such costs in excess of those provided by the Scale as he may deem just. He may also for any special reason allow a lower amount than that provided by the Scale.

In cases not provided for by the Scale, the magistrate may make such order as regards costs as he may deem just.

The amount recoverable under a warrant of distress may include not only the amount owing under the order in respect of which such warrant was issued, but the cost of and fees payable for the issue thereof.

And the Honorable Albert Louis Bussau, His Majesty's Solicitor-General for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

WANGARATTA SEWERAGE AUTHORITY.

At the Executive Council Chamber, Melbourne, the
third day of August, 1936.

PRESENT:

His Excellency the Lieutenant-Governor, as Deputy for His
Excellency the Governor of Victoria.

Mr. Dunstan | Mr. Bailey.
Mr. Old |

CONSENT TO BORROWING £9,500.

UNDER the powers conferred by the Sewerage Districts Acts, and all other powers enabling him in that behalf, His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council of the said State, doth hereby consent to the Wangaratta Sewerage Authority borrowing at interest a sum of nine thousand five hundred pounds (£9,500), subject to the provisions of the Sewerage Districts Acts and for the carrying out of the works in accordance with the provisions of sections 91, 126 and 133 of the *Sewerage Districts Act 1928* (No. 3772), the said sum to be borrowed by the issue of debentures under the said Sewerage Districts Acts. All moneys received by the said Authority in repayment of costs and expenses of the said works, and any of them, shall be set aside for the purpose of and applied in repayment of the said sum so borrowed.

And the Honorable Francis Edward Old, His Majesty's Minister of Water Supply for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

WANGARATTA SEWERAGE AUTHORITY.

At the Executive Council Chamber, Melbourne, the
third day of August, 1936.

PRESENT:

His Excellency the Lieutenant-Governor, as Deputy for His
Excellency the Governor of Victoria.

Mr. Dunstan | Mr. Bailey.
Mr. Old |

AMENDMENT OF ORDER PROCLAIMING THE SEWERAGE DISTRICT AND CONSTITUTING THE WANGARATTA SEWERAGE AUTHORITY.

UNDER the powers conferred by the Sewerage Districts Acts, and all other powers enabling him in that behalf, His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, with the advice of the Executive Council of the said State, doth hereby repeal clause (a) of the Order in Council made on the 11th day of April, 1933, and published in the *Gazette* of 20th April, 1933, and in lieu thereof doth hereby order that the following shall be and be deemed to be clause (a) of the said Order:—

(a) That the amount of loan moneys which may be borrowed by such Sewerage Authority shall be One hundred thousand pounds (£100,000), and the amount which may be borrowed by way of overdraft shall be Five thousand pounds (£5,000).

And the Honorable Francis Edward Old, His Majesty's Minister of Water Supply for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

HAMILTON SEWERAGE AUTHORITY.

At the Executive Council Chamber, Melbourne, the
third day of August, 1936.

PRESENT:

His Excellency the Lieutenant-Governor, as Deputy for His
Excellency the Governor of Victoria.

Mr. Dunstan | Mr. Bailey.
Mr. Old |

CONSENT TO ESTABLISHMENT OF TREATMENT WORKS AND SEWAGE FARM AND CONSTRUCTION OF RISING MAIN ON LANDS SITUATED WITHOUT THE SEWERAGE DISTRICT.

UNDER the powers conferred by the Sewerage Districts Acts, and all other powers enabling him in that behalf, His Excellency the Lieutenant-Governor, as Deputy for His Excellency the Governor of the State of Victoria, by and with

the advice of the Executive Council of the said State, doth hereby consent to the establishment of treatment works and sewage farm on the lands described in the said Schedule 1 hereto, and shown upon the plan attached to this Order, which lands are situated without the sewerage district of the said Sewerage Authority, and the construction of rising main on the lands described in Schedule 2.

SCHEDULE 1.

Site for Treatment Works and Sewage Farm.

Commencing at the north-eastern angle of Crown allotment 87, section B, Parish of South Hamilton, County of Normanby; thence westerly along the northern boundaries of allotments 87 and 90, section B, Parish of South Hamilton, to the north-western angle of the said allotment 90 and by a line across a road to the north-eastern angle of allotment 91, section B, Parish of South Hamilton; thence westerly along the northern boundaries of allotments 91 and 93, section B, Parish of South Hamilton, to the north-western angle of the said allotment 93; thence southerly along the western boundaries of allotments 93 and 94, section B, Parish of South Hamilton, and allotments 1, 2 and 3, Parish of South Hamilton, to the south-western angle of the said allotment 3; thence easterly along the southern boundaries of allotments 3 and 4, Parish of South Hamilton, to the south-eastern angle of the said allotment 4 and by a line across a road to the south-western angle of allotment 9, Parish of South Hamilton, and along the southern boundaries of allotments 9 and 10, Parish of South Hamilton, to the south-eastern angle of the said allotment 10; thence northerly along the eastern boundaries of allotments 10, 11 and 12, Parish of South Hamilton, and allotments 88 and 87, section B, Parish of South Hamilton, to the point of commencement.

SCHEDULE 2.

Rising Main.

Commencing at a point on the centre line of the Grange Burn near the south-eastern angle of Crown allotment 10, section B, Parish of South Hamilton, County of Normanby, being a point of the western boundary of the sewerage district; thence westerly by a strip of land 33 feet in width, being 16½ feet on either side of the centre line of the pipe, across the Grange Burn and along a road south of the said allotment 10, to a road to the west of allotments 8, 7, 3, 2, 73, 76 and 77, section B, Parish of South Hamilton; thence southerly along the said road to a road to the south of allotments 70 and 69; thence westerly along the said road to a road to the west of allotments 86 and 85; thence southerly along the said road to a point on the boundary of the site for Treatment Works and Sewage Farm.

And the Honorable Francis Edward Old, His Majesty's Minister of Water Supply for the State of Victoria, shall give the necessary directions herein accordingly.

C. W. KINSMAN,
Clerk of the Executive Council.

APPROACHING LAND SALES.

SALES of Crown Lands in fee-simple to be held at the undermentioned places and dates, viz.:—

	No. of Gazette.
Ballarat.—Tuesday, 25th August, 1936 ..	139
Castlemaine.—Tuesday, 18th August, 1936 ..	135
Melbourne.—Thursday, 10th September, 1936 ..	150
Merbein.—Wednesday, 16th September, 1936 ..	150
Red Cliffs.—Thursday, 20th August, 1936 ..	139
Wonthaggi.—Tuesday, 15th September, 1936 ..	150

Lands and Survey Office, Melbourne.

SALES BY AUCTION.

The lands will be sold in fee-simple, and subject to the covenants, conditions, exceptions, and reservations directed by the Governor in Council by an Order in Council dated the 5th August, 1930, and published in the *Government Gazette* of the 8th August, 1930.

A deposit of twelve and a half per centum of the price at which each lot is sold must be paid by the purchaser at the time of sale, and in the case of lot 4 (Wonthaggi) an additional payment of twelve and a half per centum of the valuation of improvements, and all such payments shall be made only in gold, silver, or bank notes, or cheques approved by the officer conducting the sale, and the residue of such purchase price and improvements will be payable in equal instalments, in accordance with the scale hereunder on the last day of each successive period of six months from the time of sale, or, if the purchaser choose, at any earlier time or times; such residue of payment will bear interest at the rate of £5 per centum per annum, to be computed from the time of sale to the time of payment of such residue or instalment of such residue.

The Governor in Council may, if he think fit, register the transfer of the interest of any purchaser of an allotment sold by public auction prior to the final payment of the purchase money being made. The fee for such registration shall be One pound.

SCALE OF PAYMENT OF RESIDUE.

£20 and under, 6 instalments.
Over £20, and not exceeding £50, 8 instalments.
Over £50, and not exceeding £100, 10 instalments.
Over £100, and not exceeding £200, 12 instalments.
Over £200, and not exceeding £300, 14 instalments.
Over £300, and not exceeding £400, 16 instalments.
Over £400, and not exceeding £500, 18 instalments.
Over £500, 20 instalments

FEES, ETC.

The fees payable on deeds of grant must be paid with the balance of purchase money. The following is the scale:—

50 acres and under, £1 10s.
Over 50 acres, £2.

Where the purchase money does not exceed £5, the grant fee is £1.

In the event of the whole of the purchase money being paid at the time of sale, the fee for Crown grant and assurance fee (one halfpenny in the pound) must be paid to the officer conducting the sale.

Valuations of improvement (if not purchased by the owner thereof), and charges for survey must also be paid at the time of sale.

A. E. LIND,

Commissioner of Crown Lands and Survey.

Office of Lands and Survey,
Melbourne, 11th August, 1936.

WONTHAGGI.—Sale (No. 10092) of Crown lands in fee-simple will be held at the TOWN HALL, WONTHAGGI, on TUESDAY, the 15th day of SEPTEMBER, 1936, at ONE o'clock p.m. To be conducted by S. L. V. SMITH, Land Officer.

WONTHAGGI, PARISH OF WONTHAGGI, COUNTY OF MORNINGTON.
In Korumburra-road.

Upset price £55 per lot. Charge for survey £1.

- *Lot 1. Area 23 perches, being allotment 8 of section 103.
- *Lot 2. Area 23 perches, being allotment 9 of section 103.
- *Lot 3. Area 23 perches, being allotment 17 of section 103.

Fronting Merrin-crescent.

Upset price of land £5 5s. per acre. Charge for survey £4 7s. 6d.

- Lot 4. Area 26 acres 2 roods, being allotments 1, 2, 3, 6, 7, 8, 9, 10, and 11, of section 57, formerly held by W. J. Harrison.
- Valuation of improvements £134 7s. 6d.

PARISH OF WONTHAGGI, COUNTY OF MORNINGTON.

Adjoining Recreation Reserve at Cape Patterson.

Upset price £15 per lot. Charge for survey £2 2s. per lot.
Lot 5. Area 32 perches, being allotment 1 of section B.
Lot 6. Area 32 perches, being allotment 2 of section B.
Lot 7. Area 32 perches, being allotment 3 of section B.

Upset price £20 per lot. Charge for survey £2 2s. per lot.
Lot 8. Area 1 rood 17 perches, being allotment 10 of section B.

Upset price £25 per lot. Charge for survey £2 2s. per lot.
Lot 9. Area 32 perches, being allotment 12 of section B.
Lot 10. Area 32 perches, being allotment 13 of section B.

*Lots 1, 2, and 3 are residential sites and shall be used for residential purposes only, and a condition will be inserted in the Crown grants forbidding their use for business purposes.

Each allotment shall be used as a site for one residence only, which shall be erected within two years from the date of sale and shall be of a minimum value of £250.

MERBEIN.—Sale (No. 10093) of Crown Lands in fee-simple will be held at the A.N.A. HALL, MERBEIN, on WEDNESDAY, the 16th day of SEPTEMBER, 1936, at half-past TWO o'clock p.m. To be conducted by C. E. CHANCELLOR, Land Officer, Redcliffs. Auctioneer: J. W. MARROWS, Merbein.

MERBEIN, PARISH OF MERBEIN, COUNTY OF KARKAROO.

Fronting Bow-street.

Upset price £50 per lot. Charge for survey £1.

Lot 1. Area 1 rood 22 7-10 perches, being allotment 23 of section 17.

Lot 2. Area 1 rood 21 perches, being allotment 24 of section 17.

Lot 3. Area 1 rood 19 2-10 perches, being allotment 25 of section 17.

Lot 4. Area 1 rood 17 4-10 perches, being allotment 26 of section 17.

Fronting Commercial-street.

Upset price £60 per lot. Charge for survey £1.

Lot 5. Area 1 rood 10 1-10 perches, being allotment 33 of section 17.

Lot 6. Area 1 rood 10 2-10 perches, being allotment 34 of section 17.

Lot 7. Area 1 rood 10 2-10 perches, being allotment 35 of section 17.

Lot 8. Area 1 rood 9 6-10 perches, being allotment 36 of section 17.

SALE OF RIGHT TO LEASES.

SALE of Right to Leases of Crown allotments will be held at the AUCTION ROOMS of BAILLIEU, ALLARD PTY. LTD., 360 Collins-street, Melbourne, on THURSDAY, the 10th day of SEPTEMBER, 1936, at half-past TWO o'clock p.m. To be conducted by S. L. V. SMITH, Land Officer. Auctioneers: BAILLIEU, ALLARD PTY. LTD., 360 Collins-street, Melbourne.

The Right to Leases of the Crown allotments hereinafter described, under section 125 of the Land Act 1928 and section 5 of the Land Act 1932, will be offered for sale by public auction at the auction rooms of Baillieu, Allard Pty. Ltd., 360 Collins-street, Melbourne, at half-past Two o'clock on Thursday, the 10th day of September, 1936, for any or all of the purposes here specified, viz:—

Stores,
Boatbuilding and repairing,
Dwellings,
Warehouses,
General engineering works,
Factories.

A. E. LIND,

Commissioner of Crown Lands and Survey.

Office of Lands and Survey,
Melbourne, 11th August, 1936.

CONDITIONS OF LEASE.

1. The term shall be twenty years, commencing 11th September, 1936.

2. The rent shall be payable quarterly in advance.

3. The site and all improvements and buildings, whether attached to the soil or not, shall revert absolutely to the Crown on expiry or any previous determination of the lease.

4. The buildings must be maintained throughout the whole term of the lease in good order and repair to the satisfaction of the Board of Lands and Works, which reserves the right of entry for inspection.

Plans of all buildings proposed to be erected on the land shall be submitted to and approved by the Board of Land and Works before erection.

5. The lessee shall be bound to keep all buildings insured to an amount as fixed from time to time by the Surveyor-General for the time being, the insurance to be in the name of the Treasurer of the State of Victoria, and the policy in respect thereof to be deposited at the Department of Lands and Survey, Melbourne.

6. The lessee shall not assign or sub-let the allotment, or any portion thereof, without the consent of the Governor in Council.

7. The lease will be voidable for non-payment of rent, or breach of any conditions thereof, or if the lessee fail at any time to use the land bona fide for the purposes for which it has been demised.

8. The site shall not be used, nor be allowed to be used, for the purposes of storing dynamite, gunpowder, kerosene, or other combustible or inflammable manufactured materials without the consent of the Minister of the Crown administering the Land Acts.

9. The Governor in Council reserves the right to resume for public purposes on payment of compensation for the interest in the unexpired term of the lease.

10. From the time of sale by auction of any land, the purchaser thereof shall for the purposes of any Acts relating to local government, or public health, or sewerage, or water supply, be deemed and taken to be the owner thereof.

11. The lessee shall effect improvements to the value of not less than £2,000 within six months from the date of lease and a further £2,000 within twelve months from the date of lease.

12. The lessee shall maintain the piles and wharves in a satisfactory condition and accept all responsibility for safety in connexion with same.

13. No advertisements will be allowed on the site other than those connected with the lessee's business, and then only with the consent of the Minister of Lands.

CITY OF SOUTH MELBOURNE, PARISH OF MELBOURNE SOUTH,
COUNTY OF BOURKE.

Upset rental £180 per annum for first ten years.

Area 1 rood 16 perches, more or less, being allotment 50K, having a frontage of 200 feet to Yarra Bank-road.

SALE OF CROWN PROPERTY BY PUBLIC TENDER.

TENDERS are invited for the purchase in fee-simple of the undermentioned Crown property, and will be received by the Secretary, Closer Settlement Commission, Melbourne, up to Noon on Thursday, 20th August, 1936, endorsed "Tender for Closer Settlement Land."

Each tenderer is required to state clearly his full name, occupation, and address, and the price offered, also to give particulars of his assets and means at his disposal for carrying out the contract.

COMMISSION TO AGENTS.

A commission of 2 per cent. will be paid to an accredited agent, in the event of a sale being effected; on the following condition:—"That the agent entitled to commission shall lodge the necessary deposit with any accepted tender."

PARISH OF GLENLYON, COUNTY OF TALBOT.

Area 168a. 3r. 8p., being allotments 18A, 19B, and 43, of section 6, formerly held by J. S. McCracken. Situated about 3 miles from Daylesford railway station. Improvements include 10-roomed house, loose-box dairy, buggy-shed, &c. Water supply permanent creeks. Suitable for dairying and potato-growing.

TERMS AND CONDITIONS.

Deposit to be lodged with tender by bank draft, money order, or non-negotiable cheques as follows:—10 per cent. of price offered.

A further payment equal to 10 per cent. of the purchase price will be payable in each of the following second, fourth, sixth, and eighth years, and the balance of the purchase money in ten years. Interest on the unpaid balance to be paid half-yearly at the rate of 4½ per cent. per annum.

No residence condition.

Improvements to be maintained and insured.

Crown grant on completion of purchase.

Purchaser may pay full balance of purchase money prior to the due date, or may, prior to final payment, transfer his interest in the purchase (fee, £1).

The highest or any tender not necessarily accepted.

J. D. COADY,
Secretary.

Melbourne, 12th August, 1936.

PROPOSED REVOCATION OF TEMPORARY RESERVATIONS OF LANDS BY ORDERS IN COUNCIL.

IN pursuance of the provisions of the *Land Act 1928*, notice is hereby given that it is the intention of the Governor in Council to revoke the temporary reservations of lands by Orders in Council hereunder referred to, viz.:—

The following Notice was published 1° on the 29th July, 1936 pursuant to Order of the 20th July, 1936.

LILLIRIE.—The Order in Council of the 22nd July, 1872, temporarily reserving 279 acres 3 roods 13 perches of land in the Parish of Lillirie as a site for Recreation purposes.—(L.56(4) (Rs.504).)

The following Notice was published 1° on the 29th July, 1936, pursuant to Order of the 27th July, 1936.

CARINA.—The Order in Council of the 20th January, 1923, temporarily reserving 5 acres in the Parish of Carina as a site for State School, is about to be revoked.—(C.477(3) (Rs.2676).)

The following notice was published 1° on the 12th August, 1936, pursuant to Order of the 3rd August, 1936.

BENAYEO.—The temporary reservation by Order in Council of the 26th April, 1887, of 5 acres 21 perches in the Parish of Benayeo, as a site for a Cemetery.—(B.601(4) (Z.24603).)

A. E. LIND,
Commissioner of Crown Lands and Survey.

SALE OF CROWN LANDS BY PUBLIC TENDER.

TENDERS are invited for the purchase in fee-simple of the undermentioned lands, and will be received by the Secretary, Closer Settlement Commission, Melbourne, up to Noon on Thursday, 3rd September, 1936, endorsed "Tender for Closer Settlement Land."

Each tenderer is required to state clearly his full name, occupation, and address, the lot tendered for, and the price offered. He is also to give particulars of his farming experience and means at his disposal for carrying out the conditions of sale.

COMMISSION TO AGENTS.

A commission of 2 per cent. will be paid to an accredited agent, in the event of a sale being effected, on the following condition:—"That the agent entitled to commission shall lodge the necessary deposit with any accepted tender."

PARISHES OF NILLUMBIK AND GREENSBOROUGH, COUNTY OF EVELYN.

Lot 1. Area 38a. 2r. 24p., being allotment 46c, section A, Parish of Greensborough, and allotments 25 and 28, section 21, Parish of Nillumbik. Situated 3 miles from Diamond Creek railway station. Formerly held by C. L. Downey. Suitable for fruit-growing or poultry farming. Improvements include orchard, shed, stable, poultry pens, and fencing.

PARISH OF KOO-WEE-RUP EAST, COUNTY OF MORNINGTON.

Lot 2. Area 20 acres, allotment 106, section O, together with all improvements thereon. Formerly held by D. S. Towt. Situated 3½ miles from Garfield. Suitable for cultivation.

Lot 3. Area 20 acres, allotment 119, section O, together with all improvements thereon. Formerly held by D. S. Towt. Situated 3½ miles from Garfield. Suitable for cultivation.

NOTE.—Tenders may be lodged for lots 2 and 3 as a combined area.

PARISH OF ALLAMBEE, COUNTY OF BULN BULN.

Lot 4. Area 64a. 3r. 17p., allotment 47F. Formerly held by T. W. Coulter. Situated 14 miles from Leongatha. Suitable for dairying. Improvements include house, outbuildings, and fencing.

PARISH OF MYRRHEE, COUNTY OF DELATITE.

Lot 5. Area 74a. 2r. 36p., allotment 4, section B. Formerly held by J. Brooks. Situated ¼ mile from King Valley railway station. Suitable for dairying and cultivation. Improvements include house, outbuildings, and fencing. Possession will be given 16th October, 1936.

Lot 6. Area 27a. 1r. 26p., allotment 5A, section A, together with all improvements thereon. Formerly held by M. Gray. Situated about ¼ mile from King Valley railway station. Suitable for cultivation.

NOTE.—Tenders may be lodged for lots 5 and 6 as a combined area. Possession will be given on 16th October, 1936.

PARISH OF GIRGARRE, COUNTY OF RODNEY.

Lot 7. Area approximately 5 acres (subject to survey), being part allotment 8, section E. Formerly held by C. Hacon. Situated 2 miles from Stanhope. Suitable for a poultry farm. Improvements include house, two fowl-houses and yard, feed-room, dairy, shed, cowshed, and fencing.

TERMS AND CONDITIONS FOR PURCHASE.

Deposit to be lodged with tender by bank draft, money order, or non-negotiable cheque as follows:—10 per cent. of price offered for lots 1 to 6 inclusive; lot 7, £100 deposit.

A further payment equal to 10 per cent. of the purchase price will be payable in each of the following second, fourth, sixth, and eighth years, and the balance of the purchase money in ten years. Interest on the unpaid balance to be paid half-yearly at the rate of 4½ per cent. per annum.

No residence condition.

Improvements to be maintained and insured.

Crown grant on completion of purchase.

Purchaser may pay full balance of purchase money prior to the due date, or may, prior to final payment, transfer his interest in the purchase (fee, £1).

The highest or any tender not necessarily accepted.

J. D. COADY,
Secretary.

Melbourne, 12th August, 1936.

COMMITTEES OF MANAGEMENT OF RESERVES.

APPOINTMENTS.

WHEREAS by section 184 of the *Land Act* 1928 it is provided that it shall be lawful for the Governor in Council or the Board of Land and Works to appoint and remove any number of persons, not less than three, or any municipal council, or the governing body of any corporation, to be a Committee of Management of any specified Crown land reserved either temporarily or permanently for any of the purposes set out in section 14 of the *Land Act* 1928, and not conveyed to or vested in trustees: Now therefore the Board of Land and Works doth hereby appoint the undermentioned persons to be Members of the Committees of Management of the Reserves named:—

"BERRIWILLOCK MECHANICS INSTITUTE RESERVE."

John McFarlane, Hugh Leslie Simpson, George Harold Kennedy, John Watts Renney, John McLean, Alfred George Bath, Francis James Killeulen, George Thompson Lawson, and Daniel Rogers, as a Committee of Management for a period of three (3) years of the land temporarily reserved by Order in Council of 21st January, 1897, as a site for a Mechanics Institute in the Township of Berriwillock, and known as the "Berriwillock Mechanics Institute Reserve."—(Corres. Rs.1487.)

This appointment is in lieu of all previous appointments which are hereby revoked.

"HEYFIELD RECREATION RESERVE."

The Council of the Shire of Maffra as a Committee of Management of the land permanently reserved by Order in Council of 23rd November, 1885, as a site for Public Recreation in the Town of Heyfield, and known as "Heyfield Recreation Reserve."—(Corres. Rs.3531.)

"RESEARCH RECREATION RESERVE."

Kenneth D. Ingram, Ernest E. Lake, and Edward Gadd, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 2nd June, 1930, as a site for Public Recreation in the Parish of Nillumbik, at Research, and known as the "Research Recreation Reserve."—(Corres. Rs.4001.)

"MANSFIELD (LORDS) CRICKET AND RECREATION RESERVE."

E. Thomas Begley, Edward Nolan, and Frank Adams, as a Committee of Management, for a period of three (3) years of the land temporarily reserved by Order in Council of 23th November, 1887, as a site for Cricket and other purposes of Public Recreation in the Town of Mansfield, and known as "Mansfield Cricket and Recreation Reserve."—(Corres. Rs.2021.)

"STUART MILL RECREATION RESERVE."

John Robert Romano, James Douglas, Thomas Charles Marchment, Joseph H. Medlyn, and Edward Davies, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved as a site for Racing and General Recreative purposes in the Parish of Boola Boloke, near Stuart Mill, and known as the "Stuart Mill Recreation Reserve."—(Corres. Rs.1402.)

This appointment is in lieu of all previous appointments which are hereby revoked.

SALE "ORNAMENTAL PLANTATION" RESERVE.

The Council of the Town of Sale as a Committee of Management of the land temporarily reserved by Order in Council dated the 30th June, 1936, as a site for an Ornamental Plantation in the Town of Sale, Parish of Sale.—(Corres. Rs.4585.)

"BUCKLEY'S SWAMP RECREATION RESERVE."

Henry Edward Brown, Charles McGinniskin, George Robert Taylor, George Methuen Bilham, Herbert Lomas, Harold Douglas Young, and Emanuel James Annett, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 12th March, 1929, as a site for Public Recreation in the Parish of Monivae, and known as "Buckley's Swamp Recreation Reserve."—(Corres. Rs.3815.)

SITE FOR ORNAMENTAL PLANTATION IN THE CITY OF MELBOURNE.

The Council of the City of Melbourne as a Committee of Management of the land temporarily reserved as a site for Ornamental Plantations in the City of Melbourne, Parish of Melbourne South, by Order in Council of 6th July, 1936, in addition to and adjoining the site temporarily reserved by Order in Council of 21st May, 1907.—(Corres. Rs.4591.)

"MYRNING RECREATION RESERVE."

Robert Lidgett, William Frederick Linsdell, and George Purcell, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 21st February, 1907, as a site for Public Recreation in Parish of Myrning, and known as "Myrning Recreation Reserve."—(Corres. Rs. 2524).

"MILAWA RECREATION RESERVE."

John Francis Brown, John Charles Marks, George Thomas Wolstenholme, John Montgomery, James Andrew Ferguson, Vincent George Leslie Kennedy, and Harold Hastings Wellington, as a Committee of Management, for a period of three (3) years from the 25th July, 1936, of the land permanently reserved by Order in Council of 7th July, 1873, as a site for Recreation purpose in the Parish of Oxley, and known as "Milawa Recreation Reserve."—(Corres. Rs.3367).

"BALLIANG RECREATION RESERVE."

Ernest Hayden Prime, William Thomas Beggs, Robert John Kerr, Robert Dougal McArthur, and William Alfred Irvine, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 2nd September, 1913, as a site for Public Recreation in the Parish of Balliang, and known as the "Balliang Recreation Reserve."—(Corres. Rs.620).

"GRANYA PUBLIC PARK."

Charles Lukins, John Sutherland Webb, junr., William Gard, Henry A. Chanter, Richard W. Star, John Sutherland Webb, senr., and William Henry Carlile, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 1st May, 1894, as a site for a Public Park in the Parish of Bungil, and known as the "Granya Public Park."—(Corres. Rs.2009).

This appointment is in lieu of all previous appointments which are hereby revoked.

"CASSILIS MECHANICS INSTITUTE."

Thomas Joseph Doyle, Victor Tasman Ekberg, and Horatio William Low, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 20th May, 1890, as a site for a Mechanics Institute in the Parish of Tongio Munjie West, and known as "Cassilis Mechanics Institute."—(Corres. Rs.1249).

"BENNISON PUBLIC HALL."

Thomas Doran, Charles William John Morgan, John Thomas Doran, Ivan Staben Rathjen, and William Nils Astbury, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 23rd November, 1914, as a site for a Mechanics Institute and Free Library in the Township of Franklin, and known as "Bennison Hall Site."—(Corres. Rs.343).

"TARRA VALLEY PUBLIC HALL."

James Michael Healey, Ernest Albert Miles, and John Claude Harrison, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 28th October, 1912, as a site for a Public Hall in the Parish of Bulga, and known as the "Tarra Valley Public Hall."—(Corres. Rs.796).

This appointment is in lieu of all previous appointments which are hereby revoked.

"ENSAY PUBLIC PARK."

John Samuel Langtree, John Tomlin Poynton, George Francis Burden, C. J. Duke, Thomas Donald Cooper, Simon Fraser, A. P. V. Young, James O'Brien, and Thomas Charles Taylor, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 7th March, 1894, as a site for a Public Park in the Parish of Angora, and known as "Ensay Public Park."—(Corres. Rs.1853).

"INVERLOCH RECREATION RESERVE."

Joseph David Holmes, Alfred Percival Cuttriss, John Joseph Poynton, Claud Drowley, Sydney Foote, Charles Taylor, and Albert John Ruttle, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 15th May, 1888, as a site for Public Recreation in the Parish of Kirrak, and known as "Inverloch Recreation Reserve."—(Corres. Rs.601).

"YARRAVILLE RECREATION RESERVE."

The Council of the City of Footscray as a Committee of Management of the land temporarily reserved by Order in Council of 2nd June, 1936, in the Parish of Cut Paw Paw, City of Footscray, as a site for Public Recreation, and known as "Yarraville Recreation Reserve."—(Corres. Rs.4575.)

"WINNAMBOOL RECREATION RESERVE."

William S. Knight, Arthur Golds, Walter Arthur Henry Frost, John Cullen, and Denis Horan, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 24th April, 1923, as a site for Recreation purposes in the Parish of Winnambool, and known as the "Winnambool Recreation Reserve."—(Corres. Rs.2713).

"TARNAGULLA PUBLIC PARK AND RESERVOIR RESERVE."

William Thomas Vivian Green, John Mitchell, and George Allen Fotheringham, as a Committee of Management, for a period of three (3) years, of the Reserve for a Public Park in the Municipal District of Tarnagulla, and known as "Tarnagulla Reservoir Reserve."—(Corres. Rs.2566.)

"HAWKESDALE RECREATION RESERVE."

Daniel O'Brien, William Smith, William Carlin, William De Grandi, and Lawson Evered Glare, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 1st May, 1923, as a site for Recreation purposes in the Township of Hawkesdale, and known as the "Hawkesdale Recreation Reserve."—(Corres. Rs.2285).

RESERVE FOR A PUBLIC PARK IN THE PARISH OF BALNARRING KNOWN AS "POINT LEO PARK."

Charles Crow, Walter Nichol, Thomas C. Cole, Arthur Greaves, James Joseph Byrne, as a Committee of Management, for a period of three (3) years, of the land permanently reserved by Order in Council of 13th June, 1887, as a site for a Public Park in the Parish of Balnarring known as "Point Leo Park," and doth hereby appoint Martin Higgins as an additional member of such Committee for so long only as he may continue to be a Councillor, and the elect of the Council of the Shire of Flinders.—(Corres. Rs.2029.)

MAJORCA PUBLIC GARDENS RESERVE.

Archibald John Mason, William Henry Ying, John Ernest Mason, George Reginald Brown, John K. Bryant, David Bilton, and Stephen Lugg, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 28th February, 1876, as a site for Public Gardens at Majorca, and known as the "Majorca Public Gardens."—(Corres. Rs.840.)

"TATURA SHOW GROUNDS RESERVE."

James Watson Wilson, Thomas John Edgar Hastie, William Marke, George Crawford, and James Glover, as a Committee of Management, for a period of three (3) years, from 25th July, 1936, of the Reserve for Show Yards in the Town of Tatura, and known as the "Tatura Show Grounds Reserve."—(Corres. Rs.1111.)

"NYORA SHOW YARDS RESERVE."

John Richmond Berry, Arnold Alfred Hansen, Alwyne Loch Hurst, Francis Edward Dodorell, William Reynolds, William Henry Forster, and John Duncan Mitchell, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 11th March, 1890, as a site for Show Yards in the Parish of Lang Lang East, and known as "Nyora Show Yards Reserve."—(Corres. Rs.493).

"SHOREHAM FORESHORE RESERVE."

Charles Crow, Walter Nichol, Thomas C. Cole, Arthur Greaves, and James Joseph Byrne, as a Committee of Management, for a period of three (3) years, and doth hereby also appoint Martin Higgins as an additional Member of such Committee for so long only as he may continue to be a Councillor and the elect of the Council of the Shire of Flinders, of the land temporarily reserved by Order in Council of 27th April, 1926, as a site for Public Purposes in the Township of Balnarring, and such portions of the Reserve for Public purposes in the Parishes of Balnarring and Flinders as are indicated by blue colour on plan marked S.10/10/29 with Lands Department Correspondence Rs.3297, and known as "Shoreham Foreshore Reserve."—(Corres. Rs. 3297.)

RESERVE FOR A PUBLIC HALL IN THE PARISH OF YALLOCK, AT BAYLES.

George Murdoch, Alfred Thomas Green, Harold Edgar Ridgway, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 20th June, 1932, as a site for a Public Hall in the Parish of Yallock, at Bayles, and known as "The Bayles Public Hall."—(Corres. Rs.4213.)

"WOOLSTHORPE RECREATION RESERVE."

John Francis Fitzgerald, Stanley Matsen Woolcock, Frederick Vincent Lamb, John Henry Spikin, John Thomas Richardson, Leopold Davidson, and Thomas Richardson, as a Committee of Management, for a period of three years, of the land temporarily reserved by Order in Council of 18th December, 1885, as

a site for Public Recreation in the Town of Woolsthorpe, and known as "Woolsthorpe Recreation Reserve."—(Corres. Rs.652.)

"ELMHURST RACECOURSE RESERVE."

F. L. Joseph, F. Bentick, George Ranson, F. McLeod Wise, and A. D. Cameron, as a Committee of Management, for a period of three (3) years from the 25th July, 1936, of the land temporarily reserved as a site for Racecourse and other purposes of Public Recreation in the Parish of Glenpatrick, Town of Elmhurst, and known as "Elmhurst Racecourse Reserve."—(Corres. Rs.648.)

"OUYEN PUBLIC PARK AND GARDENS."

Alfred Charles Bayles, William John Clarke, Bennett Oke, Alfred Ellis Loveridge, Allan Tilledge Hall, George William Valentine, and Hamilton Dickens Walker, as a Committee of Management, for a period of three (3) years, of the lands temporarily reserved by Orders in Council of 27th April, 1920, and 15th December, 1924, for Public Park and Gardens in the Parish and Township of Ouyen, and known as "Ouyen Public Park and Gardens."—(Corres. Rs.2562.)

"BOLGA PUBLIC PURPOSES RESERVE."

Thomas Daniel Ronan, William Geoffrey Paton, Andrew Paton, John Michael O'Farrell, and Charles Archibald Paton, as a Committee of Management, for a period of three (3) years, of the land temporarily reserved by Order in Council of 13th June, 1933, as a site for Public purposes in the Parish of Bolga, and known as "Bolga Public Purposes Reserve."—(Corres. Rs.3155.)

In witness whereof the common seal of the Board of Land and Works was hereunto affixed this 30th day of July, One thousand nine hundred and thirty-six, in the presence of—

(SEAL)

A. E. LIND, President.
W. McILROY, Member.

REGULATIONS FOR THE CARE, PROTECTION, AND MANAGEMENT OF THE SHOW GROUND RESERVE AT RAINBOW.

WHEREAS by the 181st section of the *Land Act* 1923 power is given to the Board of Land and Works to make Rules and Regulations for the care, protection, and management of all public parks and reserves not conveyed to and vested in trustees, and for the preservation of good order and decency therein, and also for the collection and receipt of tolls, entrance fees, and other charges for entering therein or thereupon: Now therefore the Board of Land and Works, in pursuance of the powers conferred as aforesaid, doth hereby make the following Regulations in respect of the land in the Township of Rainbow temporarily reserved by Order in Council of 20th February, 1923, as a site for Agricultural Show Grounds and Recreation Purposes, and known as Rainbow Show Grounds Reserve.

1. The Reserve shall be open to the public free of charge from sunrise to sunset, except on such days, not exceeding 30 in any one year, as the Reserve may be set apart for cricket, football, or other matches, shows, sports, fêtes, musical performances, or holiday amusements, on any of which occasions a sum not exceeding Two shillings and sixpence may be charged and taken for the use of and for the admission of each adult person to the Reserve; but no person shall be permitted to enter any of the buildings on the Reserve on days on which fees for admission are not being charged without the permission, in writing, of the Committee of Management first obtained.

2. No person shall—

- (a) enter or remain in the Reserve who may offend against decency as regards dress, language; or conduct, or who may behave in a disorderly, unseemly, or offensive manner, or create or take part in any disturbance.
- (b) enter or remain in the Reserve whilst in a state of intoxication.
- (c) use indecent or offensive language in the Reserve.
- (d) offer any articles for sale, or bring any intoxicating liquor on to the Reserve without in either case the consent of the Committee of Management.
- (e) obstruct, hinder, or interfere with any person employed at the Reserve.

3. For the purpose of maintaining good order, any person authorized by the Committee of Management may refuse admission to any person to the Reserve.

4. The Committee of Management shall have power to hold entertainments, shows, or performances in the Reserve, and to make a charge for admission thereto as hereinbefore provided.

5. The Committee of Management shall have power to let any portion of the Reserve to any club, association, or person for the purpose of holding entertainments, performances, shows, or sports, subject to payment of such fees and on such terms as it may deem to be reasonable and consistent with these

Regulations, and to authorize any club, association, or person to make a charge for admission thereto, as provided hereinbefore in these Regulations.

6. No club, association, or person shall hold any entertainment, performance, shows, or ceremony in any part of the Reserve without the written authority of the Committee of Management first obtained.

7. No persons, except the Committee of Management or its officers and employees on duty, shall enter any part of the Reserve when a charge is made for admission without first paying the fees chargeable for admission.

8. No person shall park a motor car or motor cycle within the Reserve except at such places as are set apart for that purpose, and any person using any such place for parking a motor car or motor cycle shall, on demand by an authorized officer of the Committee of Management, pay such fee as is from time to time determined by such Committee, not exceeding One shilling, in respect of any such car or cycle for the use of such parking area on such days only as a charge for admission is being made as provided in clause 1 of these Regulations.

9. No person shall engage in the Reserve in any organized game or sports on a Sunday or on any Good Friday.

10. No club or association of any kind having for its object physical recreation, or any member or members of any club or association shall engage in training or play upon, occupy, or use the Reserve, or any part thereof, without the permission, in writing, of the Committee of Management first obtained.

11. No person shall engage in training or in cricket, football, lacrosse, hockey, tennis, or any other like game in the Reserve without the permission, in writing, of the Committee of Management, unless such person is at the time of playing a member of any club which is duly authorized to play in the Reserve at such time.

12. Upon application to the Committee of Management any club, association, society, or person may be granted the exclusive use of any or all the Reserve, or any defined part thereof, for the holding of cricket, football, or other matches, shows, sports, fêtes, bicycle or other races, musical or other performances, and may make a charge for admission as provided hereinbefore in these Regulations.

13. No person shall damage any building in any part of the Reserve, or the furniture or fittings thereof.

14. No person shall in the Reserve interfere with, or break, or damage any of the trees, plants, or shrubs, or pluck any flowers, or walk on the beds or borders, or climb, jump, get upon or over any of the fences, gates, or cut or in any way damage any of the fences, gates, seats, or other structures, nor roll or throw stones or other missiles or leave any bottles, broken glass, paper, orange peel, or banana skins, or any refuse or rubbish whatever therein, or post bills or advertisements on any of the fences, gates, seats, or other structures therein.

15. No person shall light a fire in the Reserve except at such places as are set apart for that purpose by the Committee of Management.

16. No person shall, without the permission, in writing, of the Committee of Management, sell or offer for sale within the Reserve any articles of food or drink, or any other commodity, or operate any money making amusement.

17. Children under the age of ten years not being under the control of some competent person may be removed from the Reserve.

18. No person shall carry firearms into or through the Reserve, or shoot, snare, or destroy any game or birds therein, except with the authority of the Committee of Management.

19. All animals and all poultry entering the Reserve must be under proper control, and the owner of any animal or poultry that causes damage within the Reserve shall be held responsible therefor.

20. No cart or other vehicle shall, without the authority of the Committee of Management, be driven into or through the Reserve.

21. The Committee of Management shall have full power and authority to impound any cattle found trespassing on the Reserve, and shall be taken to be the occupier of the Reserve (with all power incidental to that status) within the meaning of any law for the time being in force relating to the impounding of cattle. For the purposes of this clause "cattle" shall mean cattle as interpreted by section 3 of the *Pounds Act 1928*.

22. No person shall remain in the Reserve at any time when lawfully directed by any officer or employee of the Committee of Management to leave the same.

23. Any person found in a state of intoxication or behaving in a disorderly manner, or creating or taking part in any disturbance, or committing any act of indecency in the Reserve, or refusing to obey those authorized by the Committee of Management, or by the club, association, or persons renting or having been granted the use of the Reserve for the time being to keep order, shall be liable to be forthwith removed therefrom, notwithstanding that such person may have purchased a ticket for admission thereto, and shall also be liable to a prosecution for an offence against these Regulations.

24. Persons renting or hiring any stand, building, erection, or enclosure on the occasions of any fêtes, sports, shows, or holiday amusements may be required to deposit any sum which the Committee of Management may at any time determine, not exceeding Ten pounds, by way of guarantee that due care shall be taken of such stand, building, erection, or enclosure,

and such Committee, in its absolute discretion, may make good any damage or injury sustained by such stand, building, erection, or enclosure, or anything contained therein, during such occupancy or hiring, and deduct the cost of making good such loss or damage from the sum of money deposited by way of guarantee, and all persons so renting or hiring shall abide by these Regulations and by any order given by the Committee of Management.

25. No person, not being a player or official, shall trespass on the playing arena or riding track during the progress of any football or cricket match, show gathering, sports or race meetings, nor wilfully obstruct or interfere with, or in any way interrupt, any servant of the Committee of Management in the proper execution of his work or duty.

The Reserve has been placed under the control of a Committee of Management with power and authority to enforce the foregoing Regulations.

Every person offending against these Regulations shall, in accordance with the provisions of section 181 of the *Land Act 1928*, for each offence be liable to a penalty of not more than Five pounds (£5), and every person who knowingly and wilfully offends against any such Regulations, and who, after he has been warned by any bailiff of Crown lands or by any member of the Police Force, does not desist from so offending, may be forthwith apprehended by such bailiff or member of the Police Force, and taken before some justice to be dealt with according to law, and shall be liable to a penalty of not more than Ten pounds (£10).

The common seal of the Board of Land and Works was hereunto affixed this 30th day of July, 1936, in the presence of—

(SEAL)

A. E. LIND, President.
W. McILROY, Member.

(Corres. Rs.2987).

BOROUGH OF MARYBOROUGH.

Regulations for the care, protection, and management of a Reserve for a Public Park, in the Parish of Maryborough, adjoining the plantation area in the East Ward of the Borough of Maryborough.

WHEREAS by the 181st section of the *Land Act 1928*, power is given to the Board of Land and Works to make Rules and Regulations for the care, protection, and management of all public parks and reserves not conveyed to and vested in trustees and for the preservation of good order and decency therein, and also for the collection and receipt of tolls, entrance fees, and other charges for entering therein or thereupon: Now therefore the Board of Land and Works, in pursuance of the powers conferred as aforesaid, doth hereby make the following Regulations in respect of the land temporarily reserved by Order in Council of 24th December, 1935, as a site for a Public Park in the Parish and Borough of Maryborough.

REGULATIONS.

1. The Reserve shall be open to the public from sunrise to sunset, free of charge, except on such days (not exceeding thirty in any one year) as the Reserve may be set apart for cricket or football matches, fêtes, sports, or holiday amusements, on any of which occasions a sum of not exceeding two shillings may be charged and taken for the admission of every adult to the Reserve.

2. No person shall enter or remain in the Reserve who may offend against decency as regards dress, language, or conduct.

3. No person shall damage in any way the trees, shrubs, or flowers in the Reserve, nor shall fires be lighted therein.

4. No person shall climb or jump over the gates or fences in or around the Reserve, stick bills thereon, or cut names on or in any way damage or injure any of the buildings, gates, fences, seats, or trees in the Reserve, nor leave or deposit any glass, paper, or rubbish, nor roll or throw any stones or any missiles of any kind therein.

5. No person shall put in the Reserve any cattle, horses, sheep, goats, pigs, or other animals without the permission, in writing, of the Committee of Management first obtained: Provided always that the moneys received for agistment shall be expended in the maintenance and improvement of the Reserve, and that an account thereof shall be furnished annually to the Board of Lands and Works.

6. The Committee of Management shall have full power and authority to impound any cattle found trespassing on the Reserve, and shall be taken to be the occupier of the Reserve (with all power incidental to that status) within the meaning of any law for the time being in force relating to the impounding of cattle.

For the purposes of this clause "cattle" shall mean cattle as interpreted by section 3 of the *Pounds Act 1928*.

7. No person shall bring into the Reserve any dog, unless controlled by a chain or cord, without the permission, in writing, of the Committee of Management first obtained.

8. No person shall camp in the Reserve nor erect thereon any building or any booth for the purpose of offering for sale any article, without the permission, in writing, of the Committee of Management first obtained.

9. No person shall take part in any public entertainment of any sort in the Reserve without the permission, in writing, of the Committee of Management first obtained.

10. No person shall spit or expectorate on the paths or on any structure or erection in the Reserve.

11. No person shall bet publicly in any part of the Reserve, and every person infringing this Regulation shall be liable to expulsion from the enclosures and Reserve.

12. No person shall play, practise, or engage in any game or sport within the Reserve on Sundays.

13. Persons hiring or renting any stand, building or erection, or enclosure on the occasion of any fêtes, sports, or holiday amusements may be required to deposit any sum which the Committee of Management may at any time determine, not exceeding Ten pounds, by way of guarantee that due care shall be taken of such stand, building, erection, or enclosure, and such Committee, in its absolute discretion, may make good any damage or injury sustained by such stand, building, erection, or enclosure, or anything contained therein, during such occupancy or hiring, and deduct the cost of making good such damage, injury or loss from the sum of money deposited by way of guarantee, and all persons so renting or hiring shall abide by these Regulations and by any order given by the Committee of Management.

14. No person, except a labourer or workman employed in the Reserve, shall enter any plots therein which may be enclosed for plantation of young trees or shrubs.

The Reserve has been placed under the control of a Committee of Management with power and authority to enforce the foregoing Regulations. Every person offending against these Regulations shall, in accordance with the provisions of section 181 of the *Land Act 1928*, for each offence, be liable to a penalty of not more than Five pounds (£5), and every person who knowingly and wilfully offends against any such Regulations, and who, after he has been warned by a bailiff of Crown lands or by any member of the Police Force, does not desist from so offending, may be forthwith apprehended by such bailiff or member of the Police Force, and be taken before some justice to be dealt with according to law, and shall be liable to a penalty of not more than Ten pounds (£10).

The common seal of the Board of Land and Works was hereunto affixed this thirtieth day of July, 1936, in the presence of—

A. E. LIND, President.
W. McILROY, Member.

(Rs.4513.)

REGULATIONS FOR THE CARE, PROTECTION, AND MANAGEMENT OF THE MIRBOO RECREATION RESERVE.

WHEREAS by the 181st section of the *Land Act 1928*, power is given to the Board of Land and Works to make Rules and Regulations for the care, protection, and management of all public parks and reserves not conveyed to and vested in trustees, and for the preservation of good order and decency therein, and also for the collection and receipt of tolls, entrance fees, and other charges for entering therein or thereupon: Now therefore the Board of Land and Works, in pursuance of the powers conferred as aforesaid, doth hereby make the following Regulations in respect of the land temporarily reserved by Order in Council of 21st March, 1934, as a site for Recreation and Amusement of the people in the Parish of Mirboo South, Township of Mirboo, and known as "Mirboo Recreation Reserve."

REGULATIONS.

1. The Reserve shall be open to the public from sunrise to sunset, free of charge, except on such days (not exceeding twelve in any one year) as the Reserve may be set apart for cricket or football matches, fêtes, sports, or holiday amusements, on any of which occasions a sum not exceeding One shilling may be charged and taken for admission of every adult to the Reserve.

2. No person shall enter or remain in the Reserve who may offend against decency as regards dress, language, or conduct.

3. No person shall damage in any way the trees, shrubs, or flowers in the Reserve, nor shall fires be lighted therein.

4. No person shall climb or jump over the gates or fences in or around the Reserve, stick bills thereon, or cut names on, or in any way damage or injure any of the buildings, gates, fences, seats, or trees in the Reserve; nor leave or deposit any glass, paper, or rubbish; nor roll or throw stones or any missiles of any kind therein.

5. No person shall put in the Reserve any cattle, horses, sheep, goats, pigs, or other animals without the permission, in writing, of the Committee of Management first obtained: Provided always that the moneys received for agistment shall be expended in the maintenance and improvement of the Reserve, and that an account thereof shall be furnished annually to the Board of Land and Works.

6. The Committee of Management shall have full power and authority to impound any cattle found trespassing on the Reserve, and shall be taken to be the occupier of the Reserve (with all power incidental to that status) within the meaning of any law for the time being in force relating to the impounding of cattle.

For the purposes of this clause, "cattle" shall mean cattle as interpreted by section 3 of the *Pounds Act 1928*.

7. No person shall bring into the Reserve any dog, unless controlled by a chain or cord, without the permission, in writing, of the Committee of Management first obtained.

8. No person shall camp in the Reserve, nor erect therein any building, or any booth, for the purpose of offering for sale any article, without the permission, in writing, of the Committee of Management first obtained.

9. No person shall take part in any public entertainment of any sort in the Reserve without the permission, in writing, of the Committee of Management first obtained.

10. No person shall spit or expectorate on the paths or on any structure or erection in the Reserve.

11. No person shall bet publicly in any part of the Reserve, and every person infringing this Regulation shall be liable to expulsion from the enclosures and Reserve.

12. No person shall play, practise, or engage in any organized game or sport within the Reserve on Sundays.

13. Persons renting or hiring any stand, building, erection, or enclosure on the occasions of any fêtes, sports, or holiday amusements may be required to deposit any sum which the Committee of Management may at any time determine, not exceeding Ten pounds (£10), by way of guarantee that due care shall be taken of such stand, building, erection, or enclosure, and such Committee in its absolute discretion may make good any damage or injury sustained by such stand, building, erection, or enclosure, or anything contained therein, during such occupancy or hiring, and deduct the cost of making good such loss or damage from the sum of money deposited by way of guarantee, and all persons so renting or hiring shall abide by these Regulations and by any order given by the Committee of Management.

14. No person, except labourers and workmen employed in the Reserve, shall enter any plots therein which may be enclosed for plantations of young trees or shrubs.

The Reserve has been placed under the control of a Committee of Management, with power and authority to enforce the foregoing Regulations.

Every person offending against these Regulations shall, in accordance with the provisions of section 181 of the *Land Act 1928*, for each offence be liable to a penalty of not more than Five pounds (£5), and every person who knowingly and wilfully offends against any such Regulations, and who, after he has been warned by any bailiff of Crown lands, or by any member of the Police Force, does not desist from so offending may be forthwith apprehended by such bailiff or member of the Police Force, and taken before such justice to be dealt with according to law, and shall be liable to a penalty of not more than Ten pounds (£10).

The common seal of the Board of Land and Works was hereunto affixed this thirtieth day of July, 1936, in the presence of—

(Corres. Rs.4196.) (SEAL) A. E. LIND, President.
W. McILROY, Member.

REGULATIONS FOR THE CARE, PROTECTION, AND MANAGEMENT OF THE RESERVE FOR PUBLIC BATHS IN THE CITY OF RICHMOND.

WHEREAS by the 181st section of the *Land Act 1928* power is given to the Board of Land and Works to make Rules and Regulations and to rescind any Rules and Regulations for the care, protection and management of all public parks and reserves not conveyed to and vested in trustees, and for the preservation of good order and decency therein and also for the collection and receipt of tolls, entrance fees and other charges for entering therein or thereupon.

Now therefore the Board of Land and Works, in pursuance of the powers conferred as aforesaid, doth hereby make the following Regulations in respect of the land temporarily reserved by Order in Council of 21st September, 1896, as a site for Public Baths in the City of Richmond in lieu of all previous Regulations which are hereby rescinded.

1. No person shall at any time bring or introduce into the Reserve any spirituous or other intoxicating liquors.

2. No person shall enter or remain in or on the Reserve whilst in a state of intoxication.

3. Every person shall, before being admitted to the Reserve, pay to the cashier or authorized money-taker the admission charge herein provided.

4. No person shall whilst suffering from any cutaneous, infectious, or contagious disease, or whilst in an uncleanly condition, make use of the swimming bath or dressing room. Any person offending or attempting to offend against this clause shall upon the request of any bath attendant immediately withdraw from the Reserve, and may be summarily ejected therefrom.

5. Every person using the bath or bath premises must wear a proper bathing gown or bathing dress to the approval of the attendant in charge of the Reserve.

6. Every person shall before using the swimming bath make use of the cleansing shower baths provided, in which the use of soap is permitted.

7. No person shall use soap in any part of the bath premises other than in the cleansing shower baths.

8. No person shall at any time whilst in the swimming bath use any substance or preparation whereby the water in the swimming bath may be discoloured, or rendered turbid or otherwise unfit or unpleasant for the proper use of bathers.

9. No person shall wilfully and improperly foul or pollute the water in any shower bath or in the swimming bath, or wilfully or improperly soil or defile any towel or bathing gown or dress or any dressing room, closet box, locker or compartment or other part of the bath premises, or any furniture or other article therein.

10. No person shall at any time, carelessly or negligently injure or destroy or otherwise improperly interfere with any lock, tap, fittings or appliances on or about the Reserve, nor carelessly or negligently damage or injure any furniture or fittings or appliances, or any towel or bathing gown or other article supplied for use in the Bath premises, nor write upon or deface the walls or partitions or any other part of the Reserve.

11. Any person hiring any towel or bathing gown or other articles from any of the attendants or persons in charge of the Reserve shall return same before leaving the Reserve.

12. Any person finding any article which may have been left in any dressing room or any other part of the Reserve shall immediately after finding such article deliver the same to one of the attendants in charge of the Reserve, who shall thereupon register a description of same and all particulars relating thereto in the book kept for that purpose, and any person who shall have lost such article shall upon giving satisfactory proof thereof receive such article from the attendant in charge upon writing his or her signature and address in the book referred to, and a receipt for such article in the aforesaid book.

13. The Committee of Management will not be responsible for any articles lost by or stolen from any persons whilst in the Reserve.

14. No male person shall enter any portion of the Bath premises set apart for females, and no female shall enter portion of the Bath premises set apart for males.

15. The reserve will be open to the public daily from 6 a.m. to 10 p.m. from 1st November to 30th April inclusive, and from 1st May to 31st October from 10 a.m. to 9.30 p.m.; but such days and hours of opening shall be subject to alteration by the Committee of Management from time to time.

16. The charges for admission to the Reserve and for the use of the Bath premises shall be as follow, viz.:-

	s. d.
Adult bather, with use of locker	0 7
Junior bather (under fourteen years), with use of locker	0 4
Spectator—Adult	0 6
Spectator—Junior	0 3
Hire of towel	0 3
Deposit on hire of towel	2 0
Hire of bathing costume	0 3
Deposit on hire of bathing costume	3 0
Bicycle check	0 1
Care of valuables	0 1
Charge for loss of key	1 0
Season ticket (adults) November to April inclusive	30 0
Season ticket (adults) May to October	30 0
Season ticket (Adults) yearly—1st January—31st December	45 0
Season ticket (juveniles) under 14—November—April (inclusive)	15 0
Season ticket (juveniles) under 14—May—October	15 0
Season ticket (juveniles) under 14, yearly—1st January—31st December	22 6
Scholars from schools and colleges in parties of not less than 12 accompanied by teacher, with use of lockers, each	0 3
Scholars of Primary and Secondary schools within the boundaries of the City of Richmond or Richmond children attending schools beyond the boundaries of the City—in parties of not less than 12, accompanied by teacher, for half an hour before 12 o'clock noon	Free

The above charges will be suspended when the reserve and baths are let for galas or other entertainments.

17. The maximum charges for hire of the reserve and bath premises for galas or other entertainments shall be as follow:—

For any period not exceeding 3 hours during the months of January or February in each year—		Guineas.
Saturday afternoons	40	0
Saturday evenings	30	0
Mornings, other than Saturday or Sunday	15	0
Afternoons, other than Saturday or Sunday	20	0
Evenings, other than Saturday or Sunday	20	0
For every hour or part of an hour in excess of 3 hours	5	0
During the months of March and April, November and December—		
Saturday afternoons	20	0
Saturday evenings	20	0
Mornings, other than Saturday or Sunday	10	0
Evenings, other than Saturday or Sunday	15	0
Afternoons, other than Saturday or Sunday	15	0
For every hour or part of an hour in excess of 3 hours	5	0
During the months of May to October inclusive in each year—		
Saturday afternoons or evenings	15	0
Mornings, other than Saturday or Sunday	7	0
Afternoons, other than Saturday or Sunday	10	0
Evenings, other than Saturday or Sunday	10	0
For every hour in excess of 3 hours	5	0

The Council of the City of Richmond has been appointed a Committee of Management with power and authority to enforce the foregoing Regulations.

Every person offending against these Regulations shall, in accordance with the provisions of section 181 of the Land Act 1928, for each offence be liable to a penalty of not more than Five pounds (£5), and every person who knowingly and wilfully offends against any such Regulations, and who, after he has been warned by any bailiff of Crown lands or by any member of the Police Force, does not desist from so offending, may be forthwith apprehended by such bailiff or member of the Police Force and taken before some justice to be dealt with according to law, and shall be liable to a penalty of not more than Ten pounds (£10).

The common seal of the Board of Land and Works was hereunto affixed this 30th day of July, 1936, in the presence of—

(SEAL) A. E. LIND, President.
W. McILROY, Member.

ADDITIONAL REGULATIONS FOR THE CARE, PROTECTION, AND MANAGEMENT OF ROYAL PARK, IN THE CITY OF MELBOURNE.

WHEREAS by the 181st section of the Land Act 1928, power is given to the Board of Land and Works to make Rules and Regulations for the care, protection, and management of all public parks and reserves not conveyed to and vested in trustees, and for the preservation of good order and decency therein, and also for the collection and receipt of tolls, entrance fees, and other charges for entering therein or thereupon: Now therefore the Board of Land and Works, in pursuance of the powers conferred as aforesaid, doth hereby make the following additional Regulations in respect of the lands reserved for Public Park in the City of Melbourne, known as "Royal Park," hereinafter referred to as the "Park."

The following Regulations shall apply to the Sports Pavilion erected within the Park adjoining Park-street.

REGULATIONS.

1. No person using or entering the Pavilion, or any officer or servant of the Committee of Management, or any other person employed thereat, shall, at any time bring or introduce into the Pavilion any spirituous or other intoxicating liquors.
2. No person shall enter or remain in the Pavilion whilst in a state of intoxication.
3. No person shall cause or allow any dog or other animal under his control to enter or remain in the Pavilion.
4. No person shall at any time carelessly or negligently injure or destroy or otherwise improperly interfere with any lock, tap, or fittings in or about the Pavilion, or carelessly or negligently damage or injure any furniture or fittings, or write upon or deface the walls or partitions in any part of the Pavilion.

5. No person shall, at any time while being in the Pavilion, use any indecent or offensive language or behave in an indecent or offensive manner.

6. Any person finding any article which may be left in the Pavilion shall, immediately after finding such article, deliver the same to the caretaker in charge of the Pavilion, who shall thereupon register a description of the same and all particulars relating thereto in the book kept for that purpose, and any person who shall have lost such article shall, upon giving satisfactory proof thereof, receive such article from the caretaker upon entering his or her signature and address in the book referred to and a receipt for such article in the aforesaid book.

7. The Committee of Management will not be responsible for any articles lost by or stolen from any persons whilst in the Pavilion.

8. No person shall leave in the Pavilion any bottles, fruit-pearl, paper, cast-off clothing, or refuse of any kind.

9. No person shall in any part of the Pavilion wilfully obstruct, interrupt, or annoy any other person in the proper use of the Pavilion or wilfully obstruct in the execution of his duty, or insult or neglect to obey the lawful directions of the caretaker or other servant of the Committee of Management.

10. No person except the officers and servants of the Committee of Management and the umpires, players, and officials of the teams playing or practising with the authority of the Committee of Management on the sports ovals immediately adjacent to the Pavilion shall enter or use the Pavilion.

11. The Pavilion will be open when the sports ovals are in use and shall be closed at 7.30 p.m.

The Council of the City of Melbourne has been appointed a Committee of Management of the Park, with power and authority to enforce the foregoing Regulations.

Every person offending against these Regulations shall, in accordance with the provisions of section 181 of the *Land Act 1928*, for each offence be liable to a penalty of not more than Five pounds (£5), and every person who knowingly and wilfully offends against any such Regulations, and who, after he has been warned by any bailiff of Crown lands, or by any member of the Police Force, does not desist from so offending may be forthwith apprehended by such bailiff or member of the Police Force and taken before some justice to be dealt with according to law, and shall be liable to a penalty of not more than Ten pounds (£10).

The common seal of the Board of Land and Works was hereunto affixed this 30th day of July, 1936, in the presence of—

(SEAL)
(Corres. C.65382.)

A. E. LIND, President.
W. McILROY, Member.

REGULATIONS FOR THE CARE, PROTECTION, AND MANAGEMENT OF THE LAWSON BEACH RESERVE.

WHEREAS by the 181st section of the *Land Act 1928*, power is given to the Board of Land and Works to make Rules and Regulations for the care, protection, and management of all public parks and reserves not conveyed to and vested in trustees, and for the preservation of good order and decency therein, and also for the collection and receipt of tolls, entrance fees, and other charges for entering therein or thereupon: Now therefore the Board of Land and Works, in pursuance of the powers conferred as aforesaid, doth hereby make the following Regulations in respect of the land temporarily reserved by Order in Council of 24th December, 1935, as a site for Public Purposes in the Parish of Toora, and known as "Lawson Beach Reserve."

REGULATIONS.

1. "The Reserve" shall be open to the public at all times free of charge.

2. No person shall enter or remain in "The Reserve" who may offend against decency as regards dress, language, or conduct.

3. No person shall damage or interfere in any way with the trees, shrubs, marram grass, or flowers in "The Reserve," nor shall fires be lighted therein, except with the written consent of the Committee of Management.

4. No person shall in any way injure any of the buildings, fences, or seats in "The Reserve," nor leave or deposit any glass, paper, or rubbish therein.

5. No person shall put or graze in "The Reserve" any cattle, goats or pigs, horses, sheep, or any other animals without the permission, in writing, of the Committee of Management being first obtained.

6. Any dog considered by the Committee of Management to be a menace to the public on "The Reserve," or to bathers, must be led on a leash, or removed therefrom.

7. No person shall camp or erect any tent or other structure on any portion of "The Reserve," except that specially set apart for the purpose, and then only after obtaining a permit, subject to such fees and conditions as the Committee of Management may determine.

8. No person shall erect any bathing box or boat house of any kind on "The Reserve," without the permission, in writing, of the Committee of Management first obtained, and such permission may be granted subject to such terms, fees, and conditions as may be deemed advisable and reasonable by such Committee, consistent with these Regulations; but no person shall cause to be used or use any such bathing-box, boat house, or shed, for residential purposes.

9. No person shall deposit or cause to be deposited waste paper, bottles, or any other litter, on any part of "The Reserve" except in the receptacles provided for the purpose.

10. No person shall bet publicly on any part of "The Reserve," and every person infringing this Regulation shall be liable to expulsion from the enclosures and "Reserve."

11. No person shall carry or discharge firearms in "The Reserve."

12. Persons renting or hiring any stand, building, erection or enclosure on the occasion of any fêtes, sports, or holiday amusements may be required to deposit any sum which the Committee of Management may at any time determine, not exceeding £10, by way of guarantee that due care shall be taken of such stand, building, erection or enclosure, and such Committee, in its absolute discretion, may make good any damage or injury sustained by such stand, building, erection, or enclosure, or any thing contained therein, during such occupancy or hiring, and deduct the cost of making good such loss or damage from the sum deposited by way of guarantee, and all persons so renting or hiring shall abide by these Regulations and by any order given by the Committee of Management.

13. No person shall play, practise or engage in any organized game or sport within the Reserve, unless by consent of the Committee of Management.

"The Reserve" has been placed under the control of a Committee of Management with power and authority to enforce the foregoing Regulations.

Every person offending against these Regulations shall, in accordance with the provisions of section 181 of the *Land Act 1928*, for each offence be liable to a penalty of not more than Five pounds (£5), and any person who knowingly and wilfully offends against any such Regulations, and who, after he has been warned by any bailiff of Crown lands, or by any member of the Police Force, does not desist from so offending, may be forthwith apprehended by such bailiff or member of the Police Force and taken before some justice to be dealt with according to law and shall be liable to a penalty of not more than Ten pounds (£10).

The common seal of the Board of Land and Works was hereunto affixed this thirtieth day of July, 1936, in the presence of—

(SEAL)
(Rs.4516)

A. E. LIND, President.
W. McILROY, Member.

PUBLIC HEARING BY A PERSON APPOINTED UNDER THE 34TH SECTION OF THE LAND ACT 1928.

NOTICE is hereby given that, at the time and place mentioned in the schedule hereunder, applications for leases and licences under the Land Acts, objections to such applications, objections to proposed proclamations, alterations, additions, diminutions, revocations or unions of commons, and reasons against forfeiture of any leases or licences under the Land Acts deemed liable to forfeiture, will be publicly heard by the person whose name is set opposite such place in such schedule, being a person appointed by me, the responsible Minister, of the Crown administering the Land Acts, to hear the same and report thereon in writing to me.

A. E. LIND,
Commissioner of Crown Lands and Survey, and
President of the Board of Land and Works.

Department of Lands and Survey,
Melbourne, 11th August, 1936.

SCHEDULE.

HEATHCOTE, Wednesday, 26th August, 1936, at half-past Ten a.m., E. T. Petering.

THE CLOSER SETTLEMENT ACT 1923, PART I.

THE Farm Allotments mentioned in the Schedule hereunder are hereby proclaimed available for application, and may be taken up under Conditional Purchase Lease.

Estate.	Parish.	Allotment.	Section.	Area.	Capital Value.	Deposit, Including Lease and Registration Fees.	Term.	Remarks.
Tongala (1, 2, 22)	Tongala	68, 68A	C	32 1 37	811 7 9	27 12 9	31½ years	6017/86
Stanhope (1, 3, 22)	Kyabram	80, 81, 84c	..	108 1 21	1,237 6 4	38 11 4	31½ years	
Tongala (1, 4, 22)	Tongala	55	B	106 1 33	1,250 17 3	42 2 3	31½ years	190/49
Maffra-Sale (1, 5, 6, 22)	Sale	130	I	28 3 29	945 14 7	31 19 7	31½ years	
Shepparton (1, 7, 22)	Shepparton	113c	..	63 1 0	948 15 0	30 0 0	31½ years	4085/86
.. (1, 8, 22)	..	116b	..	67 2 30	1,015 6 3	31 11 3	31½ years	4107/86
Red Cliffs (1, 22)	Mildura	25	F	0 0 39½/10	25 0 0	3 15 0	31½ years	158/114
Koo-wee-rup East (1, 9, 22)	Koo-wee-rup East	92, 171A	O	97 3 17	2,667 17 4	83 2 4	31½ years	592/113
Shepparton (1, 10, 22)	Tallygaroopna	7b	C	5 1 4	79 2 6	5 7 6	31½ years	4132/86
.. (1, 11, 22)	Shepparton	117c	..	71 3 0	1,004 10 0	30 15 0	31½ years	4106/86
.. (1, 12, 22)	Tallygaroopna	22A	C	70 3 27	921 18 11	28 3 11	31½ years	4098/86
Koondrook (1, 6, 13, 22)	Murrabit West	Part 66	A	10 0 0	171 0 0	7 5 0	31½ years	5848/86
Shepparton (1, 14, 22)	Shepparton	116A	..	67 0 24	1,007 5 0	33 10 0	31½ years	4066/86
Rodney (1, 15, 22)	Toolamba West	25b	..	93 0 31	1,445 0 0	46 5 0	31½ years	5460/86
Calivil (1, 16, 22)	Calivil	108	..	168 2 14	1,517 5 9	48 10 9	31½ years	6315/113
Rodney (1, 6, 17, 22)	Toolamba West	Part 22A	..	80 0 0	1,055 0 0	36 5 0	31½ years	3658/86.6
Tongala (1, 18, 22)	Koyuga	43A	A	23 0 18	230 2 6	11 7 6	31½ years	558/49
Shepparton (1, 19, 22)	Shepparton	111	..	61 3 8	957 18 0	29 3 0	31½ years	4054/86
.. (1, 20, 22)	Congupna	1b, 2A	A	109 2 19	1,617 7 6	48 12 6	31½ years	4049/86
Tongala (1, 21, 22)	Tongala	45A	..	61 3 30	1,073 1 3	34 6 3	31½ years	5358/86

(1) Lessee in occupation.—(2) Improvements, £106, to be paid for in addition.—(3) Improvements, £70, to be paid for in addition.—(4) Improvements, £321, to be paid for in addition.—(5) Improvements, £12 6s. 6d., to be paid for in addition.—(6) Subject to adjustment after survey.—(7) Improvements, £269, to be paid for in addition.—(8) Improvements, £48, to be paid for in addition.—(9) Improvements, £264, to be paid for in addition.—(10) Improvements, £3, to be paid for in addition.—(11) Improvements, £180, to be paid for in addition.—(12) Improvements, £53, to be paid for in addition.—(13) Improvements, £23, to be paid for in addition.—(14) Improvements, £220, to be paid for in addition.—(15) Improvements, £89, to be paid for in addition.—(16) Improvements, £66, to be paid for in addition.—(17) Improvements, £24, to be paid for in addition.—(18) Improvements, £28, to be paid for in addition.—(19) Improvements, £273, to be paid for in addition.—(20) Improvements, £259, to be paid for in addition.—(21) Improvements, £213, to be paid for in addition.—(22) Pursuant to section 30, *Closer Settlement Act 1932*, and until further legislation is passed, payments at the rate of 1½ per cent. per annum in reduction of principal and 4½ per cent. per annum as interest, to be calculated on the amount of the lessee's liability from day to day in respect of the land.

The incoming lessee must pay the valuation of improvements, if any.

J. D. COADY,
Secretary, Closer Settlement Commission.

Department of Lands and Survey,
Melbourne, 11th August, 1936.

Closer Settlement Act 1928, Part II.

ALLOTMENTS AVAILABLE FOR DISCHARGED SOLDIERS.

THE Allotments mentioned in the Schedule hereunder are available for application under the *Closer Settlement Act 1928, Part II*, for Discharged Soldiers who hold Qualification Certificates and may be taken up under Conditional Purchase Lease.

Estate.	Parish.	Allotment.	Section.	Area.	Term.	Capital Value.
Tongala (1, 2, 10)	Tongala	79, 80	..	255 2 0	31½ years	3,110 18 2
.. (1, 3, 10)	..	64, 64A, 65	..	100 3 25	31½ years	1,281 17 8
Rodney (1, 4, 10)	Kyabram East	51b, 51D	..	38 2 27	31½ years	1,847 19 8
Stanhope (1, 5, 10)	Girgarro	46	E	142 1 0	31½ years	1,192 7 9
.. (1, 6, 10)	..	9, 10	G	55 2 14	31½ years	806 0 5
.. (1, 7, 10)	..	60	D	32 3 12	31½ years	389 15 0
.. (1, 8, 10)	Kyabram	79	F	37 1 37	31½ years	524 13 0
Red Cliffs (1, 9, 10)	Mildura	162A	B	3 0 0	31½ years	15 0 0
.. (1, 9, 10)	..	Part 544z	B	2 0 0	31½ years	16 0 0

(1) Settler in occupation.—(2) Improvements, £727, to be paid for in addition.—(3) Improvements, £355, to be paid for in addition.—(4) Improvements, £403, to be paid for in addition.—(5) Improvements, £85, to be paid for in addition.—(6) Improvements, £28, to be paid for in addition.—(7) Improvements, £23, to be paid for in addition.—(8) Improvements, £16, to be paid for in addition.—(9) Subject to adjustment after survey.—(10) Pursuant to section 30, *Closer Settlement Act 1932*, and until further legislation is passed, payments at the rate of 1½ per cent. per annum in reduction of principal and 4½ per cent. per annum as interest, to be calculated on the amount of the lessee's liability from day to day in respect of the land.

J. D. COADY,
Secretary, Closer Settlement Commission.

Department of Lands and Survey,
Melbourne, 11th August, 1936.

LIST OF CROWN LANDS AVAILABLE (INCLUDING MALLEE LANDS).

THE undermentioned areas are available for application as provided by various sections of the *Land Act 1928*, and all applications received on or before Wednesday, 9th September, 1936, will be deemed to have been simultaneously made, but any application lodged after such date may be considered in time for inclusion in the advertisement of the cases to be heard at the Local Land Board.

Applications on proper form, accompanied by 5s. duty stamp uncancelled (registration fee), may be delivered or forwarded by post to the Local Land Officer or to any Crown Lands Office in Victoria.

Applicants may obtain from Local Land Officers, or the Enquiry Office, Lands Department, Melbourne, a certificate authorizing the issue by the Railway Department of a return ticket at concession fares to enable them to inspect available areas or to attend Local Land Boards. When an applicant is granted an allotment he may, if travelling by rail, obtain reduced fares for his family and also freight concessions in regard to some of his effects.

Subject to the approval of the Minister, when the survey fee exceeds £10, a deposit of £5 may be paid, and the balance over six years in half-yearly instalments.

Marked plans of any particular area, application forms, and any further information may be obtained from the Enquiry Office, Lands Department, Melbourne, and Land Officers, Bairnsdale, Beechworth, Benalla, Bendigo, Geelong, Hamilton, Horsham, Melbourne, Red Cliffs, Omeo, Sale, Seymour, and St. Arnaud.

Department of Crown Lands and Survey,
Melbourne, 12th August, 1936.

A. E. LIND,
Commissioner of Crown Lands and Survey.

* Improvements may be subject to re-valuation after land has been granted to an applicant.

Local Land Office.	County.	Parish.	Allotment.	Section.	Area.	How available.			Survey Fee.	Valuation of improvements (if any).	Location of Land, &c.	Nearest Railway Station or Township miles therefrom.	How accessible.	Water Supply.	General Description of Land—Soil, Timber, Suitability (Grazing, &c.).
						A.	B.	F.							
Beechworth (a)	Bogong	El Dorado	2	10	119 3 1	2nd	0 15 0	4 12 6	To be valued	In south of parish (3328/103)	7 miles from Beechworth R.S.	By road	To be conserved	Undulating country, medium sandy loam, suitable for grazing; timbered with stringybark, apple, gum, &c.	
"	"	"	1	10	119 3 4	2nd	0 15 0	4 12 6	To be valued	In south of parish (3327/103)	7 miles, from Beechworth R.S.	By road	To be conserved	Undulating country, medium sandy loam, suitable for grazing; timbered with stringybark, apple, gum, &c.	
"	Delatite	Morcockdong	8	"	118 3 31	3rd	0 10 0	7 0 0	Nil	On Morse's Creek (2604/103)	12 miles from Bright R.S.	Pack track	Creek	Steep stony country, suitable for grazing; timbered with peppermint and gum	
"	"	"	5	"	11 2 28	2nd	0 15 0	7 0 0	Nil	In north of parish (1290/49)	12 miles from Bright R.S.	By road	To be conserved	Rangy country, fair soil, suitable for grazing; timbered with scrub	
Bairnsdale (a)	Tambo	Gelanipity West	1A	"	25 0 0	3rd	0 15 0	6 15 0	To be valued	In north of parish (T.102042)	45 miles from Nova Nowa R.S.	By road	To be conserved	Good red soil, snow-gum country, good grazing land	
Bendigo (a)	Talbot	Holcombe	18A, 20a	"	235 0 0	2nd	0 15 6	12 5 0	To be valued	In south-west of parish (346/50)	6 1/2 miles from Daylesford R.S.	By road	To be conserved	Hilly country, intersected with gullies, suitable for grazing and cultivation; timbered with stringybark and red box-saplings	
"	"	Maldon	18D	F	43 2 36	1st	1 0 0	6 7 6	To be valued	In centre of parish (207/44)	1 mile from Maldon R.S.	By road	To be conserved	Undulating country, shallow loam on gravel, suitable for grazing; timbered with box, gum, &c.	
Geelong	Polwarth	Yeo	115, 115a	"	225 1 32	3rd	0 10 0	12 5 0	To be valued	In south of parish (483/46)	5 miles from Barwon R.S.	By road	To be conserved	Undulating country, sandy soil, suitable for grazing and cultivation; timbered with white gum, stringybark, and pepper-mint	

AGRICULTURAL AND-GRAZING LANDS.—SELECTION PURCHASE ALLOTMENTS.—Division 4, Part I, *Land Act 1928*.

LIST OF CROWN LANDS AVAILABLE (INCLUDING MALLEN LANDS)—continued.

* Improvements may be subject to re-valuation after land has been granted to an applicant.

Local Land Office.	County.	Parish.	Allotment.	Section.	Area.	How available.		Survey Fee.	Valuation of Improvements (if any).	Location of Land, &c.	Nearest Railway Station or Township and Distance in miles therefrom.	How accessible.	Water Supply.	General Description of Land—Soil, Timber, Suitability (Grazing, &c.).
						Classification.	Value per Acre.							
						A.	R.	F.	£ s. d.					
MALLEN LAND.—SELECTION PURCHASE ALLOTMENT.—Division I, Part II, Land Act 1928.														
Bendigo (b)	Fatchera	Mirkoo	39	..	679 2 23	4th	0 10 6	12 10 0	To be valued	In south of parish. Formerly held by K. McIntosh (03787/198.6)	5 miles from Kooloonong R.S.	By road ..	To be conserved	Suitable for growing cereals
LANDS AVAILABLE FOR GARDEN AND RESIDENCE.—Section 129, Land Act 1928.														
Red Cliffs	Karkaroo	Township of Merbeth	6	23A	0 1 12 ⁷ / ₁₆	..	Rent per annum, £1 10s.	0 0 0	To be valued	Froning Foster street (08989/129)	Adjacent to Merbeth R.S.	By road ..	To be conserved	Suitable for garden and residence
Geelong	Pulwarth.	Colac (town of Colac)	Boathouse site formerly held by J. McConashey	..	..	..	Rent per annum, £2	..	Building, £70	On Lake Colac in north of town (1971/129)	3 mile from Colac R.S.	By road ..	..	Boat-house

(a) Subject to special mining condition, section 81, Land Act 1928.—(b) Valuation of improvements is in favour of Closer Settlement Commission.

THE CLOSER SETTLEMENT ACTS AND LAND ACTS.

NOTICE is hereby given that the Leases and Permit mentioned in the Schedule hereunder have been declared void by the Closer Settlement Commission for the reasons specified.

Corr.	District.	Lessee.	Allotment.	Area.	Parish.	Remarks.
				A. R. P.		
LEASES UNDER THE CLOSER SETTLEMENT ACTS AS VARIED BY THE DISCHARGED SOLDIERS SETTLEMENT ACTS.						
02738	Mallee	Wiltshire, H. J.	8	770 1 8	Gunamalary	Non-payment of instalments
03744	"	Ferguson, A. J.	60, 60A	479 2 10	Piangil	" " "
5130	Geelong	Brown, F. G.	2, sec. 12	284 1 2	Yaloak	" " "
1193	Bendigo	Brown, J. H., deceased	22B, sec. A	466 3 12	Mologa	" " "
5346	Melbourne	Savage, E.	19A	159 1 2	Lyndhurst	" " "
LEASES UNDER THE CLOSER SETTLEMENT ACTS.						
.6177	Melbourne	Wilson, W. R.	32	80 2 27	Mirboo	Non-payment of instalments
6229	Irrigable	Pocock, W. J.	13, sec. G	35 0 14	Girgarre	" " "
2679	"	Guiney, D. T.	Part 93, sec. C	64 3 35	Tongala	" " "
966	"	Stانبury, W.	19A, sec. C	51 3 2	Tyntynder	" " "
3921	Bendigo	Plattfuss, V.	7	165 2 22	Wyuna	" " "
LEASES UNDER THE LAND ACTS AS VARIED BY THE DISCHARGED SOLDIERS SETTLEMENT ACTS.						
03034	Mallee	Serpell, F. F.	14	657 0 13	Winnambool	Non-payment of rent
04745	"	Gray, J. W.	30	750 0 31	Piambie	" " "
04892	"	Richards, P. D.	12	768 0 0	Gayfield	" " "
PERMIT UNDER THE LAND ACTS AS VARIED BY THE DISCHARGED SOLDIERS SETTLEMENT ACTS.						
240	Mallee	Richards, P. D.	13A	280 0 0	Gayfield	Non-payment of rent
LEASES UNDER THE LAND ACTS.						
06218	Mallee	Smith, J. C.	11	773 2 17	Merrinee	Non-payment of rent
06609	"	Wilde, E. J.	8A, 8B, 8C	243 0 36	Lalbert	" " "
07378	"	Wilkinson, J. H.	24	757 1 14	Karween	" " "

J. D. COADY,
Secretary, Closer Settlement Commission.

Department of Lands and Survey,
Melbourne, 12th August, 1936.

TENDERS.

TENDERS FOR THE SERVICE, 1936/37.
BUTTER AND CHEESE.

TENDERS will be received until Eleven o'clock a.m. on Friday, 4th September, 1936, from persons willing to furnish the undermentioned supplies, in such quantities as may be ordered by the Victorian Government—delivery to be made at the institutions at the undermentioned places from 1st October, 1936, to 30th September, 1937.

The places for which tenders will be received, the amount of the preliminary deposit, and the security required for the due fulfilment of each contract, are as follow:—

	Preliminary Deposit.	Security.
	£	£
Melbourne District—		
Butter	5	50
Cheese	2	20
Mont Park—Mental Hospital—		
Butter	5	50
Cheese	2	20
Ararat, Ballarat, and Beechworth Districts—For each—		
Butter	3	30
Cheese	1	10
Sunbury—Mental Hospital—		
Butter	4	40
Cheese	1	10
Greenvale—Sanatorium—		
Butter	1	10

Printed forms of tender and the conditions of contract may, in all cases, be obtained from the Secretary to the Tender Board, Treasury, Melbourne, C.2; and for the respective districts from the Clerks of Courts at Ararat, Ballarat, and Beechworth; for Sunbury, from the Medical Superintendent, Mental Hospital; for Greenvale, from the Superintendent at the Sanatorium, by whom also any information or explanation will be afforded to persons tendering.

Tenders must be accompanied by the preliminary deposit, as shown above, in bank cheque, or a bank draft in favour of the Secretary to the Tender Board. Cheques, Savings Bank deposit books, fixed deposit receipts, State or Commonwealth Treasury bonds or Government debentures, or references to securities on existing contracts will in no case be received or

entertained as preliminary deposits, which will be returned within ten days of acceptance of tenders to unsuccessful tenderers on their application. Such deposit to be forfeited in the event of the tenderer withdrawing the tender before notification of acceptance, or, in the event of being successful, failing to complete by lodging the security and contract form, duly signed, within the prescribed period, and such tenderer may be disqualified from tendering or holding any future contracts for Government supplies for a period of twelve months, such disqualification to date from the notification of acceptance of tender. It is also stipulated that if a tenderer be a member of a firm and such firm be interested in the contract, then the tender is to be in the name of the firm and not in that of the individual; and that for breach of this condition the preliminary deposit will be forfeited and the tender declared informal.

All supplies must be produced in the Commonwealth, and must be delivered in new boxes.

Security will be required either in Bank Guarantee (Bank to be approved by the Tender Board), State or Commonwealth Treasury bonds or Government debentures, Savings Bank Deposit Book or Fixed-Deposit Receipt in favour of the Secretary to the Tender Board, or cash deposit, as the Tenderer may elect.

The amount of the preliminary deposit required with each tender must be enclosed and the amount must be clearly written in and the designation stated, whether marked cheque or bank draft, as the case may be.

The security must be completed and contract signed within five days of acceptance of the tender, failing which the contract may be again advertised, or another tender accepted.

The Government will not necessarily accept the lowest or any tender.

Tenders enclosed in an envelope, and having the words "Tender for Butter and Cheese at" written thereon, must be deposited in the Tender-box at the Pay Office, Treasury, Melbourne, C.2, or, if sent by post, postage must be prepaid, and the tenders addressed to the Chairman of the Tender Board, Pay Office, Treasury, Melbourne, C.2, which office they must reach not later than by first post on the date of closing of tenders.

The Conditions of Contract are those published in the Victoria Government Gazette of 6th May, 1936, pages 1100 and 1101.

A. A. DUNSTAN,
Treasurer.

The Treasury,
Melbourne, 10th August, 1936.

PUBLIC WORKS OFFICE, MELBOURNE.

TENDERS will be received at this office until **TEN A.M.** on the days and for the purposes undermentioned.

Particulars may be learnt at this office, and also at the offices named in each instance.

The Board of Land and Works will not necessarily accept the lowest or any tender.

20th August, 1936.

Armadale.—Repairs and painting, State School No. 2634. Preliminary deposit, £5. Final deposit, 2 per cent.

Ballarat.—Supply and installation of laundry machinery, Mental Hospital. Particulars at Inspector of Works Office, Ballarat. Preliminary deposit, £5. Final deposit, 2 per cent.

Carlton.—Repairs to ceilings, third floor, University High School. Deposit, £2.

Dargalong.—Repairs and painting, State School No. 1400. Particulars at Inspector of Works Office, Seymour; Police Stations, Murchison, Rushworth, and Shepparton. Deposit, £2.

Dimboola.—Repairs and painting, State School No. 1372. Particulars at Police Stations, Nhill and Dimboola; Inspector of Works Office, Horsham. Deposit, £2.

Echuca.—Repairs, painting, purchase of one room for removal, Village Settlement School No. 3253. Particulars at Police Stations, Echuca, Kyabram, and Rochester; Inspector of Works Office, Bendigo. Deposit, £2.

Irrewillipe East.—Repairs and renovations, State School No. 2357. Particulars at Police Stations, Camperdown and Colac; Inspector of Works Office, Geelong. Deposit, £2.

Kingsville.—Internal renovations and painting, State School No. 3988. Deposit, £2.

Melbourne.—Repairs and renovations, caretaker's quarters, Parliament House. Deposit, £3.

Melbourne.—Repairs and renovations, caretaker's quarters, Treasury Buildings. Deposit, £1.

Mont Park.—Diversion of storm water from sewerage system, Mental Hospital. Preliminary deposit, £10. Final deposit, 2 per cent.

Mortlake.—Repairs, painting, State School No. 397. Particulars at Police Stations, Mortlake and Terang; Inspector of Works Office, Warrnambool. Deposit, £2.

Musk Creek.—Purchase for removal of school residence, State School No. 1171. Particulars at Inspector of Works Office, Bendigo and Ballarat; Police Stations, Daylesford and Trentham. Preliminary deposit, £1. Final deposit, full amount of purchase money.

Nowie South.—Repairs and painting, State School No. 4291. Particulars at Inspector of Works Office, Bendigo; Police Stations, Swan Hill and Ultima. Deposit, £2.

Prahran.—Painting, renovating building, Deaf and Dumb School No. 3774. Deposit, £4.

Royal Park.—New out-offices and severing, cricket pavilion, Mental Hospital. Deposit, £3.

Torrifa.—Internal renovations, new window, &c., State School No. 3871. Particulars at Inspector of Works Office, Redcliffs; Police Stations, Ouyen and Murrayville. Deposit, £2.

Yallourn.—Fittings, Technical School. Preliminary deposit, £15. Final deposit, 2 per cent.

Yea.—Repairs, buildings and fences, painting, Higher Elementary School. Particulars at Police Station, Yea; Inspector of Works Office, Seymour. Deposit, £2.

27th August, 1936.

Boort.—Fence repairs, State School No. 1796. Particulars at Inspector of Works Office, Bendigo; Police Stations, Boort, Charlton, Wedderburn. Deposit, £2.

Camperdown.—Repairs and renovations, State School No. 114. Particulars at Police Stations, Camperdown, Terang; Inspector of Works Office, Warrnambool. Preliminary deposit, £3. Final deposit, 2 per cent.

Carlton.—Erection of brick office and weighbridge, Exhibition Buildings. Preliminary deposit, £4. Final deposit, 2 per cent.

Casterton.—Renovations, Court House. Particulars at Police Stations, Casterton, Coleraine, Hamilton. Deposit, £2.

Caulfield.—External painting, Technical School. Deposit, £4.

Elsternwick.—Painting school and sanitary convenience, State School No. 2870. Preliminary deposit, £2. Final deposit, 2 per cent.

No. 150.—9647.—6

Fawcett.—Purchase and removal of residence, State School No. 3393. Particulars at Police Stations, Yea, Alexandra. Deposit, £5.

Garlick's Lead.—Painting, repairs fences, new out-office, State School No. 1287. Particulars at Inspector of Works Office, Bendigo; Police Stations, Woodend, Trentham, Daylesford. Deposit, £2.

Hamilton.—New iron roof, repairs, &c., Lands Office. Particulars at Police Stations, Hamilton, Coleraine; Inspector of Works Office, Warrnambool. Deposit, £2.

Janefield.—Furniture, beds, bedding, steel chairs, &c., Mental Defectives Home. Preliminary deposit, £2. Final deposit, 2 per cent.

Kew.—Supply and installation of one 6-roller ironing, drying, and finishing machine, Mental Hospital. Preliminary deposit, £15. Final deposit, 2 per cent.

Korong Vale.—Repairs, painting, filling, grading, gravelling, State School No. 1800. Particulars at Inspector of Works Office, Bendigo; Police Stations, Korong Vale, Inglewood, Boort. Deposit, £4.

Lacey South.—Purchase and removal, State School No. 1958. Particulars at Inspector of Works Office, Wangaratta; Police Station, Benalla. Deposit, £5.

Melbourne.—Renovating and remodelling caretaker's quarters and office, City Morgue. Preliminary deposit, £10. Final deposit, 2 per cent.

Mildura.—Repairs, gravelling, filling, &c., State School No. 2915. Particulars at Inspector of Works Office, Redcliffs; Police Station, Mildura. Deposit, £2.

Stawell.—Fittings, surfacing floors, sewerage, alterations, &c., Pleasant Creek Mental Hospital. Particulars at Police Station, Stawell; Inspector of Works Office, Ballarat; Police Station, Ararat. Preliminary deposit, £10. Final deposit, 2 per cent.

Stawell.—Supply and installation of refrigerating machine and cabinet, Pleasant Creek Mental Hospital. Deposit, £4.

Swan Hill.—Improved lighting, repairs, painting, Court House. Particulars at Inspector of Works Office, Bendigo; Police Stations, Swan Hill, Kerang, Ultima. Deposit, £2.

Sylvaterra.—Repairs and painting, State School No. 3766. Particulars at Inspector of Works Office, Bendigo; Police Stations, Kerang, Mitiamo, Pyramid. Deposit, £2.

Thornbury.—Painting, State School No. 3806, Pender's grove. Deposit, £4.

Upwey.—New timber building, sanitary conveniences, and fencing, State School No. 4530. Particulars at Police Stations, Belgrave, Ringwood. Preliminary deposit, £15. Final deposit, 2 per cent.

Wonthaggi.—Surface drains, repairs to steps, Technical School. Particulars at Police Stations, Wonthaggi, Korumburra. Deposit, £2.

3rd September, 1936.

Bendigo.—Additional sanitary accommodation, Girls' School. Particulars at Inspector of Works Office, Bendigo. Deposit, £2.

Bridgewater-on-Loddon.—External painting, repairs, State School No. 1097. Particulars at Inspector of Works Office, Bendigo. Police Stations, Bridgewater, Inglewood. Deposit, £2.

Casterton.—Additions, Higher Elementary School. Particulars at Police Stations, Casterton, Coleraine, Hamilton. Preliminary deposit, £10. Final deposit, 2 per cent.

Hamilton.—Repairs and painting, Court House. Particulars at Police Stations, Hamilton, Coleraine; Inspector of Works Office, Warrnambool. Deposit, £4.

Lampough.—Repairs, painting, State School No. 1239. Particulars at Inspector of Works Office, Maryborough and Ballarat; Police Station, Avoca. Deposit, £2.

Murchison.—Repairs, renovations, painting, State School No. 1126. Particulars at Inspector of Works Office, Seymour; Police Stations, Murchison, Shepparton, Rushworth. Deposit, £2.

Sedgwick.—Repairs and painting, State School No. 935. Particulars at Inspector of Works Office, Bendigo; State School, Sedgwick. Deposit, £2.

Tenders to be addressed to the Honorable the Commissioner of Public Works, and envelope containing tender marked "Tender for

GEO. L. GOUDIE,
Commissioner of Public Works.

Melbourne, 12th August, 1936.

PRIVATE ADVERTISEMENTS.

ORDER OF THE COUNCIL OF THE SHIRE OF ALBERTON
MADE THE 9TH DAY OF APRIL, 1936.

IN pursuance of the powers conferred by section 521 of the Local Government Act 1928, the Council of the Shire of Alberton doth hereby order that the land hereinafter described shall be a public highway from and after the publication of this Order in the *Government Gazette*, namely:—All that piece or parcel of land containing by admeasurement 3 roods 17 3-10 perches or thereabouts being part of allotment 46, Parish of Yarram Yarram, bounded as follows: Commencing at a point in the said allotment 46 distant 4 chains 98 links north, 1,011 links north, 89 deg. 47 min. west and 149 5-10 links north from the south-eastern corner of the said allotment 46; proceeding thence, by part of the said allotment 46 for 100 links in a straight line bearing west, for 163 1-10 links in a straight line bearing north, for 694 8-10 links in a straight line bearing north, 21 min. east, for 100 links in a straight line bearing north 89 deg. 46 min. east, for 695 5-10 links in a straight line bearing south 21 min. west, and for 162 8-10 links in a straight line bearing south to the point of commencement, and being part of the land more particularly described in certificate of title, volume 4234, folio 856781, in the register-book at the Office of Titles. Also all that piece or parcel of land containing by admeasurement 1 rood 6 6-10 perches or thereabouts being part of lot 10, block 6, on plan of subdivision No. 4556 lodged in the Office of Titles, and being part of allotment 46, Parish of Yarram Yarram, bounded as follows: Commencing at the south-western corner of the said lot 10; proceeding thence by the whole of the western boundary of the said lot 10 for 374 5-10 links in a straight line bearing north, by part of the northern boundary of the said lot 10 for 78 links in a straight line bearing east, by part of the said lot 10 for 374 4-10 links in a straight line bearing south 4 min. west, and by part of the southern boundary of the said lot 10 for 77 6-10 links in a straight line bearing south 89 deg. 55 min. west to the point of commencement; and being the whole of the land more particularly described in certificate of title, volume 4241, folio 848032, in the register-book at the Office of Titles. Also all that piece or parcel of land containing by admeasurement 13 3-10 perches or thereabouts, being part of lot 9, block 6, on plan of subdivision No. 4556, lodged in the Office of Titles, and being part of allotment 46, Parish of Yarram Yarram, bounded as follows: Commencing at the south-eastern corner of the said lot 9; proceeding thence by part of the southern boundary of the said lot 9 for 22 4-10 links in a straight line bearing south 89 deg. 55 min. west, by part of the said lot 9 for 374 5-10 links in a straight line bearing north 4 min. east, by part of the northern boundary of the said lot 9 for 22 links in a straight line bearing east, and by the whole of the eastern boundary of the said lot 9 for 374 5-10 links in a straight line bearing south to the point of commencement, and being part of the land more particularly described in certificate of title, volume 3115, folio 622890, in the register-book at the Office of Titles. Also all that piece or parcel of land containing by admeasurement 12 1-10 perches or thereabouts, being part of Lawrence-street, on plan of subdivision No. 4556, lodged in the Office of Titles, and being part of allotment 46, Parish of Yarram Yarram, bounded as follows: Commencing at a point on the northern boundary of Lawrence-street, being a point on the southern boundary of lot 2 on the said plan of subdivision distant 100 links east from the south-western corner of the said lot 2; proceeding thence by part of the said northern boundary of Lawrence-street 99 3-10 links in a straight line bearing east, by part of the said Lawrence-street for 81 links in a straight line bearing south 20 deg. 40 min. east, by part of the southern boundary of Lawrence-street for 100 links in a straight line bearing west, and by other part of the said Lawrence-street for 80 8-10 links in a straight line bearing north 20 deg. 12 min. west to the point of commencement, and being part of the land more particularly described in certificate of title, volume 4233, folio 846541, in the register-book at the Office of Titles. And also all that piece or parcel of land containing by admeasurement 1 rood 8 perches or thereabouts, being part of lot 2, block 6, on plan of subdivision No. 4556, lodged in the Office of Titles, and being part of allotments 46 and 50, Parish of Yarram Yarram, bounded as follows: Commencing at the south-eastern corner of the said lot 2; proceeding thence by part of the southern boundary of the said lot 2 for 100 links in a straight line bearing west, by part of the said lot 2 for 300 links in a straight line bearing north, by part of the northern boundary of the said lot 2 for 100 links in a straight line bearing east, and by the whole of the eastern boundary of the said lot 2 for 300 links in a straight line bearing south to the point of commencement, and being part of the land more particularly described in certificate of title, volume 3115, folio 622890, in the register-book at the Office of Titles.

The common seal of the President, Councillors, and Ratepayers of the Shire of Alberton was affixed hereto by order of the said Shire in the presence of—

R. P. NICOL, President.
A. C. DAVIS, Councillor.
G. W. BLACK, Shire Secretary.

6122

CITY OF CAMBERWELL.

STREET NAMING.

NOTICE is hereby given that, in pursuance of the powers conferred by the *Local Government Act 1928*, the Council of the City of Camberwell at a meeting held on the 27th day of July, 1936, did order that the name of the street heretofore known as "Bulleen-road," commencing from the east building line of Burke-road at a point approximately 40 chains north of Belmore-road, thence in a direction north 71 deg. E. for a distance of approximately 20 chains to Doncaster-road, be changed to "Doncaster-road." Such order to take effect from the date of publication in the *Victoria Government Gazette*.

By order,

R. M. C. AITCHISON, Town Clerk.
Town Hall, Camberwell, 5th August, 1936. 6131

NOTICE is hereby given that the partnership heretofore subsisting between John Carruthers and Charles Gordon Every, carrying on the business of a picture theatre at Kerang, under the style or firm of "Carruthers and Every" has been dissolved as from the first day of August, 1936. All moneys due to the partnership will be received by the said John Carruthers, who will also pay and satisfy all debts and liabilities of the late partnership.

Dated the fourth day of August, 1936.
JOHN CARRUTHERS.
T. M. Williams, Watson, & James, solicitors, Bull-street, Bendigo. 6132

NOTICE OF DISSOLUTION OF PARTNERSHIP.

NOTICE is hereby given that the partnership heretofore subsisting between Bert Hastings Martin and Kenneth Martin Adams, carrying on business as motor engineers and garage proprietors at Barker-street, Castlemaine, under the business name of "Southern Cross Garage," has been dissolved by mutual consent as and from the date hereof. All debts due to and owing by the said partnership will be received and paid respectively by the said Bert Hastings Martin, who will continue to carry on the said business.

Dated this first day of August, 1936.
B. H. MARTIN.
KENNETH M. ADAMS.
S. M. Cornish, Castlemaine, solicitor for the parties. 6133

NOTICE is hereby given that the partnership business carried on by Glen William McComb and Thomas Bruce Armstrong as timber and hardware merchants under the style of "Central Timber Yard" at Playne-street, Frankston, has been dissolved as from the fifth day of August, 1936. The said Thomas Bruce Armstrong retires from the business, which in future will be carried on by the said Glen William McComb, who will pay all debts due by and receive all moneys owing to the partnership.

Dated this fifth day of August, 1936.
G. W. McComb.
T. B. ARMSTRONG.
Witness to the signature of Glen William McComb.—E. W. OLLEY, solicitor, Melbourne.

Witness to the signature of Thomas Bruce Armstrong.—ROBERT C. TAYLOR, solicitor, Frankston.
E. W. Olley, solicitor, 440 Little Collins-street, Melbourne. 6157

NOTICE is hereby given that the partnership heretofore subsisting between William Hamilton Murray, of 108 David-street, Preston, in the State of Victoria, builder, and Robert Marshall, of St. Duthus-street, Preston, in the said State, manufacturer, and carried on at 2 St. Duthus-street, Preston, under the name or style of "Sapphire Trading Company" has been dissolved by mutual consent.

Dated this 6th day of August, 1936.
W. H. MURRAY.
ROB. MARSHALL.
A. E. O'Connor, solicitor, 899 High-street, Thornbury. 6150

NOTICE is hereby given that, in pursuance of section 196 (3) of the *Companies Act 1928*, a Final Meeting of shareholders of Refrigeration Equipment Co. Pty. Ltd. (in voluntary liquidation), will be held at 40 Moray-street, South Melbourne, on the 17th day of September, 1936, at Five p.m. for the purpose of laying before the shareholders a statement of account showing the manner in which the winding up of the company has been conducted and the property of the company been disposed of.

Dated the 11th day of August, 1936.
4142 H. A. ELLIOT, Liquidator.

HAPPY DAYS CROSSWORD PROPRIETARY LIMITED
(IN LIQUIDATION).

NOTICE is hereby given that by Special Resolution the above-named company has decided to voluntarily wind up, and that Harry Jones, director, of No. 9 Marlborough-street, Mont Albert, Victoria, has been appointed liquidator.

Dated this fourth day of August, 1936.
6127 HARRY JONES, Liquidator.

In the matter of the *Companies Act 1928*.—Extraordinary Resolution pursuant to section 77.—GOLF ASSETS COMPANY (HEALESVILLE) LIMITED.

A General Meeting of the members of the said company, duly convened and held at the registered office, 399 Little Collins-street, Melbourne, on the 31st day of July, 1936, the following Extraordinary Resolution was duly passed:—

"That it has been proved to the satisfaction of this meeting that the company cannot, by reason of its liabilities, continue its business, and that it is advisable to wind up the same, and accordingly that the company be wound up voluntarily, and that Daniel A. White, chartered accountant (Australia), of 399 Little Collins-street, Melbourne, be and he is hereby appointed liquidator for the purposes of such winding-up.

Dated this third day of August, 1936.

D. R. DOSSETOR,
Chairman of Directors.

6149

In the matter of the *Companies Act 1928*, and in the matter of GOLF ASSETS COMPANY (HEALESVILLE) LIMITED (in Liquidation).

NOTICE is hereby given that a Meeting of creditors of the abovenamed company will be held at the Temple Court Board Room (ground floor), 422 Collins-street, Melbourne, on Tuesday, the 18th day of August, 1936, at half-past Two o'clock in the afternoon, for the purposes set out in section 189 of the *Companies Act 1928*.

Dated at Melbourne this 5th day of August, 1936.

DANIEL A. WHITE, chartered accountant (Aust.), Liquidator, 399 Little Collins-street, Melbourne. 6148

RINGWOOD MARKET PTY. LTD. (IN LIQUIDATION).

FINAL General Meeting of Members at registered office, Ringwood-street, Ringwood, on Tuesday, 15th September, 1936, at 8 p.m., to receive liquidator's accounts.

J. W. DOUGLAS NISBET, Liquidator. 6120

Companies Act 1928.

Notice of First Meeting of creditors.—J. W. RONEY PROPRIETARY LIMITED (in Liquidation), of 6 Hill-street, South Melbourne, furniture manufacturers.

TAKE notice that, pursuant to section 189 of the *Companies Act 1928*, a Meeting of creditors will be held at the office of T. F. Anderson, Temple Court, 422 Collins-street, Melbourne, on Thursday, the 20th August, 1936, at Three p.m.

Dated the 6th day of August, 1936.

T. F. ANDERSON, Liquidator.
2nd Floor, Temple Court, 422 Collins-street, Melbourne. 6152

Companies Act 1928.

H. TAYLOR AERATED WATERS PROPRIETARY LIMITED.

NOTICE is hereby given that a petition for the winding up of the above-named company by the Supreme Court was, on the 11th day of August, 1936, presented to the said Court by Chambers & Bennetts Proprietary Limited, of Gipps-street, Abbotsford, in the State of Victoria; and that the said petition is directed to be heard before the Court sitting at Melbourne, on the 25th day of August, 1936; and any creditor or contributory of the said company desirous to support or oppose the making of an order on the said petition may appear at the time of hearing by himself or his counsel for that purpose; and a copy of the petition will be furnished to any creditor or contributory of the said company requiring the same by the undersigned on payment of the regulated charge for the same.

WEIGALL & CROWTHER, 459 Chancery-lane, Melbourne, solicitors for the petitioner.

NOTE.—Any person who intends to appear on the hearing of the said petition must serve on or send by post to the above-named, notice, in writing, of his intention to do so. The notice must state the name and address of the person, or, if a firm, the name and address of the firm, and must be signed by the person or firm, or his or their solicitor (if any) and must be served, or if posted, must be sent by post in sufficient time to reach the above-named not later than four o'clock in the afternoon of the 24th of August, 1936. 6161

FIRTH BROTHERS PROPRIETARY LIMITED
(IN LIQUIDATION).

NOTICE is hereby given that proof of debt is required by the liquidator from all creditors of the above company. In the event of any creditor not furnishing such proof by the 31st day of August, 1936, he will be excluded from the benefit of any distribution made before his debt or claim is proved.

Dated this 1st day of August, 1936.

F. T. GRAY, liquidator, chartered accountant, 370 Little Collins-street, Melbourne. 6165

No. 150.—9647.—7

THE FEDERAL INVESTMENT COMPANY PROPRIETARY LIMITED (IN LIQUIDATION).

NOTICE is hereby given, in pursuance of section 196 of the *Companies Act 1928*, that a General Meeting of the members of the above-named company will be held at the office of the liquidator, 440 Little Collins-street, Melbourne, on Monday, the seventh day of September, 1936, at Ten o'clock in the forenoon, for the purpose of having an account laid before them showing the manner in which the winding-up has been conducted, and the property of the company disposed of, and of hearing any explanation that may be given by the liquidator.

Dated this 3rd day of August, 1936.

A. L. SUTTON, Liquidator. 6162

Companies Act 1928.

TRUEFORM BOOT & SHOE CO. PTY. LTD.
(IN LIQUIDATION).

A THIRD dividend is intended to be declared. Creditors who have not proved their debt by the 21st August, 1936, will be excluded from the dividend.

JOHN COOK, A.C.A. (Aust.), Liquidator.
475 Collins-street, Melbourne. 6164

Companies Act 1928.—In the matter of the CONTINENTAL HANDBAG CO. PTY. LTD. (in Liquidation).

A FOURTH dividend is intended to be declared in the matter of the Continental Handbag Co. Pty. Ltd. (in liquidation), formerly of 85 O'Connell-street, North Melbourne. Creditors who have not proved by the 26th day of August, 1936, will be excluded from this dividend.

Dated this 12th day of August, 1936.

K. C. WOOLTON, Liquidator.
20 Queen-street, Melbourne. 6175

Companies Act 1928.

Notice of First Meeting of creditors.—A. MICHAELS PROPRIETARY LIMITED (in Liquidation), of 49 Flinders-lane, Melbourne, mantle manufacturers.

TAKE notice that, pursuant to section 189 of the *Companies Act 1928*, a Meeting of creditors will be held at the offices of Hugh S. Chambers, 40 Queen-street, Melbourne, on Monday, the 24th August, 1936, at half-past Two p.m.

Dated the 6th day of August, 1936.

HUGH S. CHAMBERS, Liquidator.
Hugh S. Chambers, chartered accountant (Aust.), 40 Queen-street, Melbourne. 6183

Companies Act 1928.

RE HAPYTOZ PROPRIETARY LIMITED (IN LIQUIDATION).

NOTICE is hereby given that a First dividend is intended to be declared in the above estate. Creditors who have not proved their debts by the 26th day of August, 1936, will be excluded from this dividend.

Dated this 4th day of August, 1936.

S. W. GARSIDE, Liquidator.
S. W. Garside & Co., chartered accountants (Australia), 20 Queen-street, Melbourne, C.I. 6185

STATUTORY NOTICE TO CREDITORS.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having any claims against the estate of Audrey Buchanan Wilson, late of "Nambooi," West Bundaberg, in the State of Queensland, married woman, deceased (who died on the fourth day of March, 1935, and probate of whose will and codicil was granted to The Union Trustee Company of Australia Limited, of 400 Queen-street, Brisbane, in the said State of Queensland, Hugh Buchanan May, of "Tilgonda," Beresford-road, Rose Bay, Sydney, in the State of New South Wales, gentleman, and John Cobham Payne, of Bourong-street, West Bundaberg aforesaid, solicitor, the executors named in and appointed by the said will and codicil, by the Supreme Court of Queensland, in its probate jurisdiction, on the twenty-third day of January, 1936, and which probate was duly sealed with the seal of the Supreme Court of Victoria, in its probate jurisdiction, on the fourth day of August, 1936, on the application of the said executors), are hereby required to send particulars, in writing, of such claims to the said executors, care of the said The Union Trustee Company of Australia Limited, at its Melbourne office, number 333 Collins-street, Melbourne, in the State of Victoria, on or before the thirteenth day of October, 1936, after which date the said executors will proceed to distribute the assets of the said Audrey Buchanan Wilson, deceased, which shall have come to the hands of the said executors amongst the persons entitled thereto, having regard only to the claims of which the said executors shall then have had notice. And notice is hereby further given that the said executors will not be liable for the assets so distributed, or any part thereof, to any person of whose claim the said executors shall not have had notice as aforesaid.

Dated the tenth day of August, 1936.

MADDEN & CANDY, 475 Collins-street, Melbourne, proctors for the applicants in Victoria. 6158

NOTICE TO CREDITORS AND OTHERS.—RE PATRICK CHRISTOPHER McNAMARA, formerly of 157 Sydney-road, Brunswick, confectioner, but late of 20 Laura-street, Brunswick, in the State of Victoria, retired, DECEASED.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having claims against the estate of the above-named deceased (who died on the thirteenth day of November, 1934, and letters of administration with the will annexed *de bonis non* of whose will and estate were granted by the Supreme Court of the said State, in its probate jurisdiction, on the seventh day of April, 1936, to National Trustees, Executors, and Agency Company of Australasia Limited, of 113 Queen-street, Melbourne, in the said State), are hereby required to send particulars thereof, in writing, of such claims to the said company at its above-mentioned address on or before the sixteenth day of October, 1936, after which date the said company will proceed to convey or distribute the said estate or any part thereof amongst the persons entitled thereto, having regard only to the claims, whether formal or not, of which it shall then have had notice. And notice is further given that it will not, as respects the property so conveyed or distributed be liable to any person of whose claim it shall not have had notice.

Dated this eleventh day of August, 1936.

GILLOTT, MOIR & AHERN, National Mutual Building, 395 Collins-street, Melbourne, proctors for the said company. 6186

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having any claims against the estate of Commander Thomas Kerr, R.N.R., sometime Master Mariner, residing at Westfield, Glasgow-road, Helensburgh, Scotland, but late of "Braehead," Uplawmoor, Renfrewshire, Scotland, deceased (who died on the twelfth day of November, One thousand nine hundred and thirty-three, and of whose estate letters of administration with the will and two codicils thereto annexed as contained in a sealed certified copy issued out of the Sheriff Court of Renfrewshire, Scotland, were granted by the Supreme Court of the State of Victoria, in its probate jurisdiction, on the fifteenth day of June, One thousand nine hundred and thirty-six, to James Kerr Pearson, of 12 Moule-avenue, Brighton, in the said State, manufacturer), are hereby required to send particulars, in writing, of such claims to the said James Kerr Pearson at his above-mentioned address, on or before the nineteenth day of October, 1936, after which day the said James Kerr Pearson will proceed to distribute the assets of the said deceased which shall have come into his hands amongst the persons entitled thereto, having regard only to the claims of which he shall then have had notice. And notice is hereby further given that the said James Kerr Pearson will not be liable for the assets so distributed or any part thereof, to any person of whose claim he shall not have had notice as aforesaid.

Dated this fifth day of August, 1936.

KRCROUSE, OLDHAM & BLOOMFIELD, 352 Collins-street, Melbourne, proctors for the said James Kerr Pearson. 6187

NOTICE is hereby given that all persons having claims in respect of the property or estate of Leslie Nunn, late of 10 John-street, Mordialloc, in the State of Victoria, retired brick burner, deceased (who died on the tenth day of July, 1936, and probate of whose will was granted by the Supreme Court of Victoria, on the fifth day of August, 1936, to Charles Hugh Lucas, of Tavistock House, 383 Little Flinders-street, Melbourne, in the said State, solicitor and notary public), are hereby required to send particulars of such claims to the said Charles Hugh Lucas, at Tavistock House, 383 Little Flinders-street, Melbourne aforesaid, on or before the 12th day of October, 1936, after which date it is the intention of the said Charles Hugh Lucas to convey or distribute such property or estate to or among the persons entitled.

Dated this 11th day of August, 1936.

LUCAS & MUMME, Tavistock House, 383 Little Flinders-street, Melbourne, proctors for the executor. 6188

PURSUANT to the *Trustee Act* 1928, all persons having claims upon the estate of John Robinson Wood, late of 138 Gipps-street, East Melbourne, in the State of Victoria, commercial traveller, deceased (who died on the fifth day of May, 1936, and probate of whose will was granted by the Supreme Court of Victoria, on the 16th day of June, 1936, to Felix Levey, of 1 Dorrington-avenue, Glen Iris, in the said State, business manager, the executor named in the said will), are hereby required to send particulars of such claims to the said Felix Levey, at 1 Dorrington-avenue, Glen Iris aforesaid, on or before the thirteenth day of October, 1936, after which date he will proceed to convey or distribute the said estate, or any part thereof, to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which he shall then have had notice; and notice is further given that he will not be liable to any person of whose claim he shall not have had such notice aforesaid.

Dated this 6th day of August, 1936.

ALFRED L. ABRAHAMS, LL.B., 379 Collins-street, Melbourne, proctor for the said executor. 6189

NOTICE TO CREDITORS AND OTHERS.—RE FRANCES ALICE SMITH, DECEASED.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that The Trustees, Executors, and Agency Company Limited, of 412 Collins-street, Melbourne, in the State of Victoria, the sole executor of the will and codicil of the said Frances Alice Smith, formerly of 2 Chalmers-avenue, Sandringham, but late of 6 Bass-street, Box Hill, in the said State, married woman, deceased (who died on the 13th day of April, 1936), intends to convey or distribute the estate of the said deceased to or among the persons entitled thereto, and requires all persons and creditors interested to send to the said The Trustees, Executors, and Agency Company Limited, at its address aforesaid, on or before the 15th day of October, 1936, particulars, in writing, of their claims against the said estate, after which date the said The Trustees, Executors, and Agency Company Limited may convey or distribute the said estate, to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which it shall then have had notice.

Dated the 12th day of August, 1936.

MALLESON, STEWART, STAWELL & NANKIVELL, of 46 Queen-street, Melbourne, proctors for the said executor. 6189

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having claims against the estate of Lottie Isabel Waters, late of Selborne-road, Kew, in the State of Victoria, widow (who died on the 5th day of May, 1936, and probate of whose will and codicil thereto was granted by the Supreme Court of Victoria, in its probate jurisdiction, on the 6th day of August, 1936, to The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, in the State of Victoria, and Alison Claire Whitaker, of Toorak-avenue, Toorak, in the said State, married woman, the executor and executrix named therein), are hereby required to send particulars, in writing, of such claims to the above-named company, at its above-mentioned address, on or before the 14th day of October, 1936, after which date the said executor and executrix will proceed to distribute the assets of the said Lottie Isabel Waters, which shall have come to its and her hands amongst the persons entitled thereto, having regard only to the claims of which it and she shall then have had notice. And notice is hereby given that the said executor and executrix will not be liable for the assets so distributed or any part thereof to any person of whose claim the said executor and executrix shall not have had notice as aforesaid.

Dated this 10th day of August, 1936.

NUNN, SMITH, CROCKER & PURVES, 448 Collins-street, Melbourne, proctors for the said executor and executrix. 6189

NOTICE is hereby given that all persons having any claims or demands against the estate of Eliza Hannah Matthews, late of 98 Dover-street, Richmond, in the State of Victoria, widow, deceased (probate of whose will was on the sixteenth day of July, 1936, granted to The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, in the said State), are hereby required to forward particulars thereof to the said company on or before the nineteenth day of October, 1936, after which date the said company will proceed to distribute the assets amongst the persons entitled thereto, having regard only to those claims or demands of which the said company shall then have had notice; and it will not be liable to any person of whose claim or demand it shall not then have had notice.

Dated the tenth day of August, 1936.

V. WISCHER, of 443 Chancery-lane, Melbourne, proctor. 6189

NOTICE TO CREDITORS AND OTHERS.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having claims against the estate of Eliza Clark, formerly of Minyip, in the State of Victoria, but late of Horsham, in the State of Victoria, widow, deceased (who died on the twenty-fifth day of March, 1936, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, on the twenty-fifth day of June, 1936, to The Ballarat Trustees, Executors, and Agency Company Limited, of number 101 Lydiard-street, Ballarat, in the said State, and Robert Dixon Young, of Horsham, in the State of Victoria, auctioneers, the executors thereof), are hereby required to send particulars, in writing, of such claims to the said executors, care of the said company, 101 Lydiard-street, Ballarat, on or before the 15th day of October, 1936, after which date the said executors will proceed to convey or distribute the said estate, or any part thereof, to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which the said executors shall then have had notice; and they will not be liable for the assets so distributed, or any part thereof, to any person of whose claim the said executors shall not then have had such notice as aforesaid.

Dated the 8th day of August, 1936.

H. BALFOUR CATHCART & CO., Horsham, proctors for the said executors. 6189

NOTICE is hereby given that all persons having any claims against the estate of Edward Streeter Johnson, late of 135 Wellington-street, Windsor, in the State of Victoria, retired farmer, deceased (who died on the twenty-seventh day of May, One thousand nine hundred and thirty-six, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, on the thirty-first day of July, One thousand nine hundred and thirty-six, to National Trustees, Executors, and Agency Company of Australasia Limited, of 113 Queen-street, Melbourne, in the said State, the executor named therein), are hereby requested to send particulars, in writing, of such claims direct to the said executor at its said address on or before the fifteenth day of October, One thousand nine hundred and thirty-six, after which date the said executor will proceed to convey or distribute the estate, or any part thereof, to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which they shall then have had notice. And notice is further given that they will not be liable to any person of whose claim they shall not then have had such notice as aforesaid.

Dated the seventh day of August, One thousand nine hundred and thirty-six.

GEORGE C. HANNAN, of 472 Bourke-street, Melbourne, proctor for the executor. 6145

RE WILLIAM NASH, late of 2 Sebastopol-street, Caulfield, in the State of Victoria, butcher, DECEASED.

PURSUANT to the provisions of the *Trustee Act 1923*, notice is hereby given that all persons having claims upon the estate of the above-named deceased (who died on the tenth day of May, 1936, and probate of whose will was granted by the Supreme Court of Victoria on the sixth day of August, 1936, to The Trustees, Executors, and Agency Company Limited, of 412 Collins-street, Melbourne, the executor named therein), are hereby required to send particulars, in writing, of such claims to the said executor at the office of the said company before the fifteenth day of October, 1936, after which date the said executor will proceed to convey or distribute the said estate, or any part thereof, amongst the persons entitled thereto, having regard only to the claims, whether formal or not, of which it shall then have had notice. And notice is further given that the said executor will not be liable to any person of whose claim it shall not have had notice as aforesaid.

Dated this seventh day of August, 1936.

ELLISON, HEWISON, & O'COLLINS, 352 Collins-street, Melbourne, proctors for the said executor. 6144

PURSUANT to the provisions of the *Trustee Act 1923*, notice is hereby given that all persons having claims against the estate of Elizabeth Catherine Walker, late of Meerut-street, Mitcham, in the State of Victoria, married woman, deceased (who died on the eleventh day of May, 1936, and probate of whose will was granted by the Supreme Court of the said State, in its probate jurisdiction, on the twenty-fourth day of July, 1936, to Alexander MacDonald Walker, of Mitcham-road, Mitcham aforesaid, manager, and Joseph Stanley Walker, of Meerut-street, Mitcham aforesaid, manager, the executors named in and appointed by the said will), are hereby required to send particulars, in writing, of such claims to the said executors, care of the undersigned Messieurs Maddock, Jamieson, and Lonie, proctors for the said executors, on or before the twelfth day of October, 1936, after which date the said executors will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which they shall then have had notice. And notice is hereby further given that the said executors will not be liable for the assets, or any part thereof so distributed, to any person of whose claim they shall not then have had notice.

Dated the twelfth day of August, 1936.

MADDOCK, JAMIESON, AND LONIE, of 136 and 138 Queen-street, Melbourne, proctors for the said executors. 6146

NOTICE TO CREDITORS AND OTHERS—MARGARET GUY, DECEASED.

PURSUANT to the provisions of the *Trustee Act 1923*, notice is hereby given that all persons having any claims against the estate of Margaret Guy, late of 52 Stanley-street, Richmond, in the State of Victoria, spinster, deceased (who died on the fourth day of June, 1936, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, to The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, in the said State, on the twenty-fourth day of July, 1936), are hereby required to send particulars, in writing, of such claims to the said company on or before the twelfth day of October, 1936, after which last-mentioned date the said company will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which it shall then have had notice, and will not be liable for the assets so distributed, or any part thereof, to any person of whose claim it shall not then have had notice.

Dated the fifth day of August, 1936.

MARTIN & MARTIN, solicitors, 314 Collins-street, Melbourne. 6147

PURSUANT to the *Trustee Act 1923*, notice is hereby given that The Trustees, Executors, and Agency Company Limited, of 412 Collins-street, Melbourne, in the State of Victoria, and Cyril Edward Fyffe, of 485 Bourke-street, Melbourne in the said State, solicitor, the executors of the will of Robert Linton, late of 195 Kooyong-road, Caulfield, in the said State, gentleman, deceased (who died on the ninth day of April, 1936), intend to convey and distribute the estate of the said deceased to or among the persons entitled thereto, and require all persons having claims against the estate of the said deceased to send particulars, in writing, of such claims to the said The Trustees, Executors, and Agency Company Limited and the said Cyril Edward Fyffe, care of the said The Trustees, Executors, and Agency Company Limited, at 412 Collins-street, Melbourne aforesaid, on or before the tenth day of October, 1936, after which date the said The Trustees, Executors, and Agency Company Limited and the said Cyril Edward Fyffe will proceed to distribute the assets of the said Robert Linton, deceased, amongst the persons entitled thereto, having regard only to the claims, whether formal or not, of which they shall then have had notice. And notice is hereby further given that the said The Trustees, Executors, and Agency Company Limited and the said Cyril Edward Fyffe will not be liable for the assets so distributed or any part thereof to any person of whose claim they shall not have had notice as aforesaid.

Dated this fourth day of August, 1936.

MORGAN & FYFFE, of 485 Bourke-street, Melbourne, proctors for the said executors. 6150

TRUSTEE ACT 1923.

ALL persons having claims against the estate of Mary Leaney, late of Williamson-street, Bendigo, in the State of Victoria, stationer, deceased, intestate (who died on the 10th day of May, 1936, and letters of administration of whose estate were granted by the Supreme Court of the said State, in its probate jurisdiction, on the 6th day of August, 1936, to James Leaney, of Osborne House, 40 Nicholson-street, Fitzroy, in the said State, investor), are hereby required to send particulars thereof, in writing, to the said James Leaney, in care of the undersigned solicitors, on or before the 19th day of October, 1936, after which date the said administrator will proceed to distribute the assets of the said Mary Leaney, deceased, intestate, which shall have come to his hands amongst the persons entitled thereto, having regard only to the claims of which he shall then have had notice; and the said administrator will not be liable for the assets so distributed, or any part thereof, to any person of whose claim he shall not have had notice as aforesaid.

Dated this 10th day of August, 1936.

TATCHELL, DUNLOP, SMALLEY, & BALMER, Williamson-street, Bendigo, solicitors for the administrator. 6121

RE MICHAEL BERGEN, DECEASED.

PURSUANT to the *Trustee Act 1923*, notice is hereby given that all persons having claims against the estate of Michael Bergen, late of 68 Guthridge-parade, Sale, in the State of Victoria, bricklayer, deceased (who died on the first day of April, 1936, probate of whose will was granted to William Bergen, of Coolungoolun, near Sale, in the State of Victoria, grazier), are hereby required to send particulars, in writing, of such claim to the said William Bergen on or before the 19th day of October, 1936. And notice is further given that, after the last-mentioned day, the said William Bergen will proceed to distribute the assets of the said Michael Bergen, deceased, which shall have come to his hands or possession amongst the persons entitled thereto, having regard only to the claims of which he shall have had notice; and the said William Bergen will not be liable for the assets, or any part thereof, so distributed to any person of whose claim he shall not have had notice.

Dated this 7th day of August, 1936.

STAVELEY & STIRLING, Sale and Stratford, proctors for the said executor. 6125

Mrs. ROSETTA ALICE FORBES (usually known as ROSE ALICE FORBES, and also known as ROSE HUGHES), DECEASED.

NOTICE pursuant to *Trustee Act 1923*, Rosetta Alice Forbes (usually known as Rose Alice Forbes, and also known as Rose Hughes), formerly of 15 Gore-street, Fitzroy, in the State of Victoria, but late of 201 Victoria-parade, Fitzroy aforesaid, widow, deceased, having died on 23th June, 1936, and probate of her will having been granted by the Supreme Court of Victoria to The Trustees, Executors, and Agency Company Limited, of 412 Collins-street, Melbourne, in the said State, on 10th August, 1936, the said company intends to distribute the estate of the said deceased amongst the persons entitled thereto after 21st October, 1936, on or before which date all persons interested are hereby required to send particulars of their claims in respect of the said estate to the said company.

Dated this 11th day of August, 1936.

DAVIES, CAMPBELL, & PIESSE, 339 Collins-street, Melbourne, proctors for the said company. 6151

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Charles William Carter, late of 105 Moray-street, South Melbourne, invalid pensioner, deceased (who died on the 18th day of April, 1936, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, on the 22nd day of June, 1936, to Adelaide Bertha Carter, of 105 Moray-street, South Melbourne, widow), are hereby required to send particulars, in writing, of their claim to the said executrix, care of Slater and Gordon, 422 Collins-street, Melbourne, solicitors, on or before the 14th day of October, 1936, after which date the said executrix will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which she shall have had notice; and notice is hereby given that the said executrix will not be liable for the assets so distributed, or any part thereof, to any person of whose claim she shall not have had notice as aforesaid.

Dated the 7th day of August, 1936.

SLATER & GORDON, 422 Collins-street, Melbourne, proctors for the executrix. 6154

NOTICE TO CREDITORS AND OTHERS.—RE DAVID JOHN PLUNKETT, DECEASED.

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of David John Plunkett, late of 40 Northcote-avenue, Canterbury, in the State of Victoria, engine-driver, deceased (who died on the fifth day of July, 1936, and probate of whose will was granted by the Supreme Court of the State of Victoria, in its probate jurisdiction, on the 5th day of August, 1936, to William Victor Plunkett, of 1 Como-street, Surrey Hills, in the said State, foreman), are hereby required to send particulars, in writing, of such claims to the said executor, care of the undersigned proctor, on or before the 20th day of October, 1936, after which date the said executor will proceed to convey or distribute the said estate, or any part thereof, to or among the persons entitled thereto, having regard only to the claims of which he shall then have had notice. And notice is further given that the said executor will not be liable for the assets, or any part thereof, so distributed to any person of whose claim he shall not then have had notice as aforesaid.

Dated this 10th day of August, 1936.

ROBERT C. ROY, of 472 Bourke-street, Melbourne, proctor for the executor. 6155

NOTICE TO CREDITORS AND OTHERS.—RE THOMAS HOWIE, DECEASED.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that National Trustees, Executors, and Agency Company of Australasia Limited, of 113 Queen-street, Melbourne, in the State of Victoria, the executor of the will and one codicil thereto of Thomas Howie, late of Whitehall-street, Footscray, in the said State, retired implement maker, deceased (who died on the twentieth day of May, 1936), intends to convey or distribute the estate of the said deceased to or among the persons entitled thereto, and requires all persons and creditors to send to the said company, on or before the fifteenth day of October, 1936, full particulars, in writing, of their claims against the said estate, after which date the said company may convey or distribute the said estate to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which it shall then have had notice.

Dated this sixth day of August, 1936.

SECOMB & WOODFELL, 446 Little Collins-street, Melbourne, proctors for the said company. 6156

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of William Tucker Duff, formerly of 35 Dorrington-avenue, East Malvern, but late of Viewbank Nursing Home, Viewbank-street, East Malvern, in the State of Victoria, gentleman, deceased (who died on the 6th day of July, 1935, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, on the third day of August, 1936, to William Vere Hobart Duff, of 360 Collins-street, Melbourne, in the said State, engineer), are hereby required to send particulars, in writing, of such claims to the said executor, care of the undersigned proctor, on or before the 12th day of October, 1936, after which date the said executor will proceed to distribute the assets of the said deceased which shall have come to his hands, amongst the persons entitled thereto, having regard only to the claims of which he shall then have had notice. And notice is hereby further given that the executor will not be liable for the assets so distributed, or any part thereof, to any person of whose claim the said executor shall not have had notice as aforesaid.

Dated this 4th day of August, 1936.

NORVAL H. DOOLEY, of 31 Queen-street, Melbourne, proctor for the said executor. 6160

NOTICE is hereby given that all persons having claims upon the estate of Harriet Evangeline Rodgerson, late of "Wilga," Ash-grove, East Malvern, in the State of Victoria, widow, deceased (who died on the 3rd day of July, 1936, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, on the 31st day of July, 1936, to David William Rodgerson, of 137 Bambra-road, Caulfield, in the said State, cartage contractor, the executor thereof), are hereby required to send particulars, in writing, of such claims to the said David William Rodgerson, care of Mr. T. A. Kennedy, solicitor, of 485 Bourke-street, Melbourne, in the said State, on or before the 22nd day of October, 1936, after which date he will proceed to convey or distribute the said estate, or any part thereof, to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which he shall then have had notice. And notice is further given that he will not be liable to any person of whose claim he shall not have had such notice as aforesaid.

Dated this 8th day of August, 1936.

T. A. KENNEDY, LL.B., 485 Bourke-street, Melbourne, proctor for the said executor. 6170

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Mortimer Graham Robb, late of 11 Erskine-street, Malvern, in the State of Victoria, gentleman, deceased (who died on the twenty-second day of April, 1936, and probate of whose will was granted by the Supreme Court of the said State, in its probate jurisdiction, on the fifth day of August, 1936, to the Trustees, Executors, and Agency Company Limited, of 412 Collins-street, Melbourne, in the said State), are hereby required to send particulars, in writing, of such claims to the said company, at the above-mentioned address, on or before the sixteenth day of September, 1936, after which date the said company will proceed to distribute the assets of the said Mortimer Graham Robb, deceased, which shall have come to its hands, amongst the persons entitled thereto, having regard only to the claims of which they shall then have had notice. And notice is hereby further given that the said company will not be liable for the assets so distributed, or any part thereof, to any person of whose claim it shall not have had notice as aforesaid.

Dated this sixth day of August, 1936.

WILLIAM J. ROBB, 34 Queen-street, Melbourne, proctor. 6172

PURSUANT to the *Trustee Act 1928*, all persons having any claims against the estate of James Eli Bridge, formerly of Chapel-street, Windsor, in the State of Victoria, estate agent, and 368 St. Kilda-road, Melbourne, in the said State, but late of 31 Collins-place, Melbourne, in the said State, apartment house keeper, deceased (who died on the sixteenth day of January, 1936, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, on the thirty-first day of July, 1936, to Herbert Allan Wallace Barrs, of 31 Collins-place, Melbourne, aforesaid, apartment house keeper, and Ellen Hannah Henry, of 71 High-street, Prahran, in the said State, married woman, the executor and executrix named in and appointed by the said will), are hereby required to send particulars, in writing, of such claims to the said executor and executrix, care of Percy J. Russell and Kennedy, of 430 Chancery-lane, Melbourne, in the said State, on or before the fifteenth day of October, 1936, after which date the said executor and executrix will distribute the assets of the said James Eli Bridge, deceased, amongst the persons entitled thereto, having regard only to those claims, of which they shall then have had notice; and the said executor and executrix will not be liable for any of the assets so distributed, or any part thereof, to any person of whose claim they shall not then have had notice.

Dated the fifth day of August, 1936.

PERCY J. RUSSELL & KENNEDY, of 430 Chancery-lane, Melbourne, proctors for the executor and executrix. 6173

GEORGIANA PHYLLIS FLEMING, DECEASED.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Georgiana Phyllis Fleming, late of Mount Evelyn, in the State of Victoria, married woman, deceased, intestate (who died on the 7th day of March, 1936, and letters of administration of whose estate were granted by the Supreme Court of Victoria, in its probate jurisdiction, on the 6th day of May, 1936, to Harold Arthur Fleming, of Mount Evelyn, aforesaid), are hereby required to send particulars, in writing, of such claims to the said Harold Arthur Fleming, care of his proctor, at the undermentioned address, on or before the first day of November, 1936, after which date the said Harold Arthur Fleming will proceed to distribute the assets of the said Georgiana Phyllis Fleming, deceased, which shall have come to his hands, amongst the persons entitled thereto, having regard only to the claims of which he shall then have had notice. And notice is hereby further given that the said Harold Arthur Fleming will not be liable for the assets so distributed, or any part thereof, to any person, of whose claim he shall not have had notice as aforesaid.

Dated this 5th day of August, 1936.

W. R. GRENVILLE HISCOCK, of 70 Elizabeth-street, Melbourne, proctor for the said Harold Arthur Fleming. 6174

In the Supreme Court of the State of Victoria.—*Fi. Fa.*

NOTICE is hereby given that, under and by virtue of a certain process issued out of the Supreme Court of the State of Victoria, and directed to the Sheriff, requiring him to levy certain moneys of the real and personal estate of Mrs. Mary Clark, formerly of Leila-road, Ormond, but now of 13 Albert-road, Carnegie, widow, the said Sheriff will, on Wednesday, the 16th day of September, 1936, at the hour of half-past Eleven o'clock in the forenoon, cause to be sold, at the Police Station, 48 Bendigo-avenue, Bentleigh (unless the said process shall have been previously satisfied or the said Sheriff be otherwise stayed):—

All the right, title, estate, and interest (if any) of the said Mrs. Mary Clark in and to all that piece of land being lot 100 on plan of subdivision No. 9741, lodged in the Office of Titles, and being part of Dendy's Crown special survey, Parish of Moorabbin, County of Bourke, and being the whole of the land more particularly described in certificate of title entered in the register-book, volume 5561, folio 1112156.

N.B.—Terms: Cash. No cheques taken.

Dated at Melbourne this 8th day of August, 1936.

6167 GEORGE LOUITI, Sheriff's Officer.

In the Supreme Court of the State of Victoria.—*Fi. Fa.*

NOTICE is hereby given that, under and by virtue of a certain process issued out of the Supreme Court of the State of Victoria, and directed to the Sheriff, requiring him to levy certain moneys of the real and personal estate of Sylvia Grietji van Brummelen, care of S. Hall, of Upper Macedon, spinster, the said Sheriff will, on Tuesday, the 15th day of September, 1936, at the hour of Three o'clock in the afternoon, cause to be sold, at the Police Station, Lower Ferntree Gully (unless the said process shall have been previously satisfied or the said Sheriff be otherwise stayed):—

All the right, title, estate, and interest (if any) of the said Sylvia Grietji van Brummelen in and to all that piece of land being lot 5 on plan of subdivision number 8260, lodged in the Office of Titles, and being part of Crown allotment 53H, Parish of Scoresby, County of Mornington, and being the whole of the land more particularly described in certificate of title, volume 5307, folio 1061268.

N.B.—Terms: Cash. No cheques taken.

Dated at Melbourne this 6th day of August, 1936.

6171 FRANCIS H. TUCKER, Sheriff's Officer.

MINING NOTICES.

CARSHALTON (B.M.L.) MINES NO LIABILITY.

NOTICE is hereby given that an Extraordinary General Meeting of Carshalton (B.M.L.) Mines No Liability will be held at the Melbourne office of the company, care of Secretariat Proprietary Limited, 360 Collins-street, Melbourne, on Friday, the 4th day of September, 1936, at twenty-five minutes past Two o'clock p.m., for the purpose of considering a resolution giving the directors authority in relation to borrowing money on behalf of the company and giving security over the company's property.

Dated this 5th day of August, 1936.

By order of the Board,

6176 H. L. STEWART, Manager.

NELL GWYNNE (B.M.L.) MINES NO LIABILITY.

NOTICE is hereby given that an Extraordinary General Meeting of Nell Gwynne (B.M.L.) Mines No Liability will be held at the Melbourne office of the company, care of Secretariat Proprietary Limited, 360 Collins-street, Melbourne, on Friday, the 4th day of September, 1936, at twenty past Two o'clock p.m., for the purpose of considering resolutions giving the directors authority in relation to borrowing money on behalf of the company and giving security over the company's property and in relation to letting any mine or claim on tribute or contracting to work land on tribute.

Dated this 5th day of August, 1936.

By order of the Board,

6177 J. J. STANISTREET, Manager.

NAPOLEON (B.M.L.) MINES NO LIABILITY.

NOTICE is hereby given that an Extraordinary General Meeting of Napoleon (B.M.L.) Mines No Liability will be held at the Melbourne office of the company, care of Secretariat Proprietary Limited, 360 Collins-street, Melbourne, on Friday, the 4th day of September, 1936, at a quarter past Two o'clock p.m., for the purpose of considering resolutions giving the directors authority in relation to borrowing money on behalf of the company and giving security over the company's property and in relation to letting any mine or claim on tribute or contracting to work land on tribute.

Dated this 5th day of August, 1936.

By order of the Board,

6178 H. L. STEWART, Manager.

LIGHT OF THE EAST GOLD MINING COMPANY NO LIABILITY.

EXTRAORDINARY MEETING OF SHAREHOLDERS.

NOTICE is hereby given that an Extraordinary Meeting of shareholders of the Light of the East Gold Mining Company No Liability will be held in the Mechanics' Institute, Kingston, on Monday, 31st August, 1936, at Four p.m., for the purpose of winding up the affairs of the company.

6123

W. MASSEY, Legal Manager.

THE GOLDEN DUKE GOLD MINING COMPANY (BLACKWOOD) N.L.

NOTICE is hereby given that an Extraordinary Meeting of the shareholders in the above company will be held at the registered office of the company, 2 Lydiard-street south, Ballarat, on Wednesday, 26th August, 1936, at half-past Seven p.m., to transact the following business:—

1. To alter and amend rule No. 62 of the rules of the company by striking out the words "may be forfeited by the directors for the benefit of the company. But the directors may annul the forfeiture thereof in whole or in part at any time and upon such conditions as they think fit" and inserting in lieu thereof the words "shall be paid to the Receiver of Revenue in Melbourne to be placed to the credit of a fund to be called the 'Unclaimed Moneys Fund' subject to the provisions of Part V. of the Companies Act 1928".

2. To confirm minutes of the meeting.

A. A. JONES, Manager.

Ballarat, 10th August, 1936.

6193

MCPHERSON'S REWARD SYNDICATE (TASMANIA) NO LIABILITY.

NOTICE is hereby given that a First Dividend in the winding up of the above-named company, at the rate of Five shillings and ninepence (5s. 9d.) per share in cash and four (4) shares of Ten shillings each (fully paid up) in Glenfine South Consolidated Gold Mines No Liability for each share held in this company, has been declared, and is now available at the registered office of the company upon surrender of share certificates to the manager.

By order of the Board,

GRAEME STOBIE, Manager.

374 Collins-street, Melbourne, 6th August, 1936.

6190

FONES REEF NO LIABILITY.

NOTICE is hereby given that a Call (the 7th) of Threepence (3d.) per share (making the shares paid to Three shillings and sixpence each) has been made on the uncalled capital of the company, due and payable at the registered office, 20 Queen-street, Melbourne, on Wednesday, the 12th day of August, 1936.

By order of the Board,

V. MERRELL WRIGHT, Manager.

20 Queen-street, Melbourne.

6143

LIGHT OF THE EAST GOLD MINING COMPANY NO LIABILITY.

FORFEITED SHARES.

NOTICE is hereby given that shares in the above company on which calls have been unpaid will be sold by public auction at the Mechanics' Institute, Kingston, on Monday, 17th August, 1936, at Four p.m.

6124

W. MASSEY, Legal Manager.

SVEA GOLD MINES NO LIABILITY.

NOTICE is hereby given that all shares forfeited for the non-payment of the 10th (May) or any preceding Call will be sold by public auction in the vestibule of the Stock Exchange, 428 Little Collins-street, Melbourne, on Friday, 21st August, 1936, at a quarter to Twelve in the forenoon, unless previously redeemed.

By order of the Board,

6153

H. W. PERCIVAL, Manager.

NELL GWYNNE (B. M. L.) MINES NO LIABILITY.

NOTICE is hereby given that all shares in Nell Gwynne (B. M. L.) Mines No Liability forfeited for non-payment of the 10th Call of Sixpence per share, which was due and payable on 8th July, 1936, will be sold by public auction in the vestibule of the Stock Exchange of Melbourne, on Friday, the 21st day of August, 1936, at ten minutes to Twelve a.m., if not redeemed by payment of the above call, on or before the day previous to the day of the sale.

For NELL GWYNNE (B. M. L.) MINES N. L.

SECRETARIAT PTY. LTD.

360 Collins-street, Melbourne, 7th August, 1936.

6179

NAPOLEON (B. M. L.) MINES NO LIABILITY.

NOTICE is hereby given that all shares in Napoleon (B. M. L.) Mines No Liability forfeited for non-payment of the 10th Call of Sixpence per share, which was due and payable on 8th July, 1936, will be sold by public auction in the vestibule of the Stock Exchange of Melbourne, on Friday, the 21st day of August, 1936, at a quarter to Twelve a.m., if not redeemed by payment of the above call, on or before the day previous to the day of the sale.

For NAPOLEON (B. M. L.) MINES N. J.
SECRETARIAT PTY. LTD.

360 Collins-street, Melbourne, 7th August, 1936. 6180

NEW LONG TUNNEL GOLD MINES N. L.

NOTICE is hereby given that all shares on which Calls remain unpaid up to and including the 134th Call, will be sold by auction at the Stock Exchange, Melbourne, on Friday, the 21st August, 1936, at a quarter to Twelve a.m. By order of the Board,

6181 E. C. CANDY, Legal Manager.

ARGYLE GOLD NO LIABILITY.

NOTICE is hereby given that all shares forfeited for non-payment of 4th Call of One pound per share and previous calls will be sold by public auction at the Stock Exchange Hall, 428 Chancery-lane, Melbourne, on Friday, the 21st day of August, 1936, at a quarter to Twelve a.m., unless redeemed on or before Thursday, 20th day of August, 1936, at Five p.m. By order of the Board,

6182 J. D. MORRISON, Manager.

EAST REEFS CONSOLIDATED NO LIABILITY.

NOTICE is hereby given that all shares in the above company forfeited for non-payment of the Fourth Call of Five shillings per share will be sold by auction at the Stock Exchange Hall, 428 Chancery-lane, Melbourne, on Thursday, 20th August, 1936, at a quarter to Twelve a.m., unless previously redeemed.

By order of the Board,

E. J. TURNER, Manager.
100 Queen-street, Melbourne. C.I. 6191

UNITED GLEESONS GOLD MINES NO LIABILITY.

NOTICE.—All shares forfeited for non-payment of the 98th Call of One penny halfpenny per share will be sold by public auction on Thursday, 20th August, 1936, at a quarter to Twelve a.m., at the vestibule of the Stock Exchange of Melbourne, Little Collins-street, Melbourne, unless previously redeemed.

JOHN DITCHBURN, Manager.

90-92 William-street, Melbourne. 6184

IMPOUNDINGS.

BEECH FOREST.—Impounded at Beech Forest, 3rd August, 1936, by Herdsman from Beech Forest-Laver's Hill-road, near Ferguson.

1 black and white cow, like V on off ear
1 yellow jersey cow, no visible brand

If not claimed and expenses paid, to be sold on 24th August, 1936.

6120—6/ W. J. P. CONGRAM, Poundkeeper.

BENALLA.—Impounded in Benalla Pound, by A. Currie, Mansfield-road.

1 dark Jersey bull, silver streak along back, about 2 years, yoke on neck, no visible brand

From Shepparton-road.

1 black and white poddy bull, no visible brand
1 red steer poddy, white on belly, bald face, no visible brand
1 brown and white heifer poddy, white spot on forehead, no visible brand
1 brown Jersey heifer poddy, no visible brand
1 fawn Jersey heifer poddy, no visible brand
1 red heifer poddy, white marks on flanks, no visible brand
1 red heifer, piece out, tip off ear, no visible brand
1 brindle heifer, white on belly, piece out tip near ear, no visible brand
1 red and white poddy bull, no visible brand
1 red and white steer poddy, yoke on neck, no visible brand
1 red poddy bull, brindle head, no visible brand

If not claimed and expenses paid, to be sold on 26th August, 1936.

6141—14/8 R. E. BRADSHAW, Poundkeeper.

BERWICK.—Impounded at Berwick.

1 blue-black cow, TO off rump
1 black and white cow, no visible brand

If not claimed and expenses paid, to be sold on 28th August, 1936.

6197—4/8 T. A. DUNDAS, Poundkeeper.

BUNYIP.—Impounded at Bunyip.

1 Jersey heifer, yearling, notch out each ear, no visible brand
1 black Jersey heifer, yearling, no visible brand

If not claimed and expenses paid, to be sold on 28th August, 1936.

6195—4/8 M. KENNEDY, Poundkeeper.

COLAC.—Impounded at Colac.

1 brown pony mare, shod, lame in fore near leg, no visible brand

If not claimed and expenses paid, to be sold on 27th August, 1936.

6139—4/8 C. DOWLING, Poundkeeper.

DARTMOOR.—Impounded at Dartmoor.

1 red Shorthorn cow, square back notch in near ear, notch in off ear, no visible brand

1 brown and white Ayrshire-Shorthorn cross steer, slit in off ear, no visible brand

1 red cow, like C off rump

If not claimed and expenses paid, to be sold on 17th August, 1936.

6130—6/8 A. H. WAPLING, Poundkeeper.

HAWKESDALE.—Impounded at Hawkesdale, 7th August, 1936.

1 brown pony, white face, no visible brand
1 bay horse, bumble knees, star on forehead, snip on nose.

If not claimed and expenses paid, to be sold on 21st August, 1936.

6196—5/4 JOHN TOOGOOD, Poundkeeper.

HEIDELBERG.—Impounded at Heidelberg.

3 Jersey heifers, mixed colours, yokes on, branded C

If not claimed and expenses paid, to be sold on 26th August, 1936.

6194—4/ R. J. ADDICOTT, Poundkeeper.

LANCEFIELD.—Impounded at Lancefield.

3 red heifers, about 10 months, no visible brand
1 Jersey steer, about 10 months, no visible brand
1 Jersey heifer, about 10 months, no visible brand
1 dark Jersey steer, about 10 months, no visible brand
1 dark Jersey heifer, about 10 months, no visible brand
1 brown Jersey heifer, about 18 months, no visible brand

If not claimed and expenses paid, to be sold on 28th August, 1936.

6135—7/4 E. J. WHITE, Poundkeeper.

MORTLAKE.—Impounded at Mortlake, 28th July, 1936.

1 black cow, little white on shoulder, punch cut out off ear, no visible brand

If not claimed and expenses paid, to be sold on 19th August, 1936.

6128—4/8 GEO. ROBERTSON, Poundkeeper.

PORT FAIRY.—Impounded at Port Fairy, 3rd August, 1936, by Mr. Evans, Toolong.

1 black and white yearling heifer, no visible brand
1 roan yearling heifer, no visible brand
1 Jersey yearling heifer, no visible brand

If not claimed and expenses paid, to be sold on 21st August, 1936.

6126—6/ FRANK ARTIS, Poundkeeper.

RUTHERGLEN.—Impounded in Rutherglen Shire Pound.

1 dark Jersey bull calf, like H near rump

If not claimed and expenses paid, to be sold on 22nd August, 1936.

6138—4/ J. H. NOTT, Poundkeeper.

SEBASTOPOL.—Impounded at Sebastopol.

1 brown pony mare, aged, no visible brand
If not claimed and expenses paid, to be sold on 24th August, 1936.

6134—4/ JAS. FISHER,
Poundkeeper.

VIOLET TOWN.—Impounded in Violet Town Shire Pound, 8th August, 1936, by the Country Roads Board.

1 white heifer, black spots, nicks both ears, no visible brand
1 black and white heifer, bluish neck, nick both ears, no visible brand
1 brindle and white heifer, nick both ears, no visible brand
1 red heifer, white on belly, nick both ears, no visible brand
1 yellow and white heifer calf, nick both ears, no visible brand
If not claimed and expenses paid, to be sold on 27th August, 1936.

6137—8/ A. F. BLOCK,
Poundkeeper.

WANGARATTA.—Impounded in Wangaratta by Country Roads Board Ranger.

1 yellow poley cow, off ear slit, blotch brand
1 Jersey steer, no visible brand
1 yellow steer, little white, notch out of off ear, no visible brand
If not claimed and expenses paid, to be sold on 27th August, 1936.

6140—6/8 KEITH R. ROBERTSON,
Poundkeeper.

WARRAGUL.—Impounded in Warragul Central Pound, 5th August, 1936, by Ranger.

1 silvery-black Jersey heifer, about 20 months, C off rump
1 brown and black Jersey heifer, about 20 months, notch off ear, C off rump
If not claimed and expenses paid, to be sold on 27th August, 1936.

6136—6/ K. EVERARD,
Poundkeeper.

WARRNAMBOOL.—Impounded at Warrnambool, 30th July, 1936.

1 grey mare, one eye
If not claimed and expenses paid, to be sold on 1st September, 1936.

6168—4/8 F. S. KELLY,
Poundkeeper.

STATE ACTS, 1934.

COPIES of the following Acts of Parliament of Victoria may be obtained at the Government Printing Office, or from any bookseller at the price set opposite to each:—

No.	Price.
s.	d.
4211. Supply	0 6
4212. Financial Emergency (Continuation)	0 6
4213. Treasury Overdrafts	0 6
4214. Supply	0 6
4215. Cattle and Swine (Compensation)	0 6
4216. Public Account Advances	0 6
4217. Local Government (Shire of Moorabbin)	0 6
4218. Vacuum Oil Company Proprietary Limited Act 1931 (Repeal)	0 6
4219. Country Roads Board Fund	0 6
4220. State Electricity Commission	0 9
4221. Public and Bank Holidays	0 6
4222. Property Law (Charitable Bequests)	0 6
4223. Supply	0 6
4224. Companies (Special Investigations)	0 6
4225. Friendly Societies	0 6
4226. Administration and Probate (Charities)	0 6
4227. West Melbourne Literary Institute Land	0 6
4228. Treasury Bonds	0 6
4229. State Savings Bank	0 6
4230. Essendon Land	0 6
4231. Geelong and Melbourne Harbor Trusts	0 9
4232. Sewerage Districts	0 6
4233. Mildura Irrigation Trust (Drainage)	0 6
4234. Totalizator	0 6
4235. Leitchville Lands	0 6
4236. Administration and Probate Duties	0 6
4237. Cultivation Advances	1 0
4238. Income Tax Acts Amendment	0 6
4239. Income Tax	0 9
4240. Land Tax Amendment	0 6
4241. Land Tax	0 6
4242. Unemployment Relief Tax (Rates)	0 6

STATE ACTS 1934—continued.

No.	Price.
s.	d.
4243. North Geelong to Fyansford Railway Construction	0 6
4244. Unemployment Relief Loan and Application	0 6
4245. Victorian Loan	0 6
4246. Commonwealth and States Financial Agreement	1 0
4247. Railway Loan Application	0 6
4248. State Forests Loan Application	0 6
4249. Financial Emergency (Mortgages) Continuation	0 6
4250. Local Government (Temporary Reduction of Interest)	0 6
4251. Sewerage Districts (Temporary Reduction of Interest)	0 6
4252. Licensing (Removal)	0 6
4253. Government Advances (Reduction of Interest)	0 6
4254. Public Works Loan Application	0 6
4255. Melbourne and Metropolitan Tramways Board	0 6
4256. Water Supply Loans Application	0 6
4257. Closer Settlement (Financial)	0 6
4258. Stamps	0 6
4259. Financial Emergency (Salaries and Pensions)	0 6
4260. Appropriation	3 0
4261. Stamps (Betting)	0 6
4262. Entertainments Tax	0 6
4263. Licensing (Good Friday)	0 6
4264. Statute Law Revision	0 6
4265. Mortgagees (Powers of Sale)	0 6
4266. Education (Fees) Continuation	0 6
4267. Fruit Growers Relief (Commonwealth Payment)	0 6
4268. River Murray Waters	0 6
4269. Box Hill Lands	0 6
4270. Grain Elevators	1 3
4271. Agricultural Lime	0 9
4272. Landlord and Tenant (Rent Reduction) Continuation	0 6
4273. Land	0 6
4274. Superannuation (Retirement)	0 6
4275. Factories and Shops	1 0
4276. Milk Board	0 6
4277. Health (Margarine)	0 6
4278. Electoral	0 9
4279. Local Government	2 3

H. J. GREEN,
Government Printer.

STATE ACTS 1935.

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No.	Price.
s.	d.
4280. Dairy Products	0 6
4281. Wheat Growers Relief (Commonwealth Payment)	0 6
4282. Financial Emergency (Salaries and Pensions)	0 6
4283. Factories and Shops (Tramway Conversion Board)	0 6
4284. Supply	0 6
4285. Motor Car (Amendment)	0 6
4286. Grain Elevators	0 6
4287. Cardigan Land	0 6
4288. Public Works Committee	1 0
4289. Medical	0 6
4290. Melbourne Land (Mercer-street)	0 6
4291. Bendigo Land	0 6
4292. Supply	0 6
4293. Companies (Special Investigations)	0 6
4294. Seeds	0 6
4295. Fungicides	0 6
4296. Supply	0 6
4297. Unemployed Relief Tax (Rates)	0 6
4298. Transport Regulation	0 6
4299. Local Government (Temporary Reduction of Interest)	0 6
4300. Sewerage Districts (Temporary Reduction of Interest)	0 6
4301. Unemployment Relief Loan and Application	0 6
4302. Maintenance	0 6
4303. Financial Emergency (Mortgages)	0 6
4304. Financial Emergency (Amendment)	0 9
4305. Electoral	0 6
4306. South Melbourne and Port Melbourne Land	0 6
4307. Newmarket Sheep Sales	0 6
4308. University (Veterinary Research)	0 6
4309. Income Tax Rate	0 9
4310. Land Tax Rate	0 6
4311. Administration and Probate Duties	0 6
4312. Treasury Bonds	0 6
4313. Country Roads Board Fund	0 6
4314. Maintenance and Alimony (Imprisonment)	0 6
4315. Mildura Irrigation Trust (Drainage)	0 6
4316. Melbourne Land	0 6
4317. Masseurs	0 6
4318. Supply	0 6
4319. Land (Residence Areas)	1 0

STATE ACTS, 1935—continued.

No.	Price.
s. d.	s. d.
4320. Stamps (Increased Duty Continuance) ..	0 6
4321. Entertainments Tax ..	0 6
4322. Local Government (Amendment) ..	0 6
4323. Auction Sales ..	0 6
4324. Justices ..	0 6
4325. Water Supply Loans Application ..	0 6
4326. Farmers Debts Adjustment ..	1 3
4327. Railways ..	0 6
4328. Closer Settlement (Financial) ..	0 6
4329. Local Government (Preferential Voting) ..	1 0
4330. Superannuation (Retirement) ..	0 6
4331. Licensing (Australian Wine Licence) ..	0 6
4332. Country Roads (Impounding of Cattle) ..	0 6
4333. Health ..	1 0
4334. Parliamentary Elections (Railway Employees and Civil Servants) ..	0 6
4335. Cinematograph Films (Australian Quota) ..	0 9
4336. Sheep Owners Protection ..	0 6
4337. Marketing of Primary Products ..	1 6
4338. Farmers Advances ..	1 0
4339. State Forests Loan Application ..	0 6
4340. Railway Loan Application ..	0 6
4341. Supply ..	0 6
4342. Royal Melbourne Hospital ..	0 9
4343. Local Government (Camberwell Street Construction) ..	0 6
4344. Country Roads (Murray Diversion) ..	0 6
4345. Public Works Loan Application ..	0 6
4346. Police Offences (Race-meetings) ..	0 6
4347. Landlord and Tenant (Rent Reduction) Continuation ..	0 6
4348. Landlord and Tenant (Rent Reduction, Amendment) ..	0 6
4349. Dairy Produce ..	0 6
4350. Legislative Council Elections ..	1 3
4351. Superannuation ..	0 6
4352. Road Traffic ..	0 6
4353. Motor Car ..	0 6
4354. Wheat and Wheat Products ..	1 0
4355. County Court (Judges Retirement) ..	0 6
4356. Justices of the Peace (Retirement) ..	0 6
4357. Opticians Registration ..	1 0
4358. Police Offences (Contraceptives) ..	0 6
4359. Mines (Petroleum) ..	1 3
4360. Workers' Compensation ..	0 9
4361. Appropriation ..	3 3

H. J. GREEN,
Government Printer.

STATE ACTS 1936.

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No.	Price.
s. d.	s. d.
4362. Supply ..	0 6
4363. Local Government ..	0 6
4364. Coal Mines Regulation ..	0 6
4365. Wodonga and Tallangatta Railway Deviation ..	1 3
4366. Marriage ..	0 6
4367. Responsible Minister of the Crown ..	0 6
4368. Geelong Lands ..	0 9
4369. Warranook Railway (Dismantling) ..	0 6

H. J. GREEN,
Government Printer.

THE "VICTORIA GOVERNMENT GAZETTE."

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On an average, eleven words make a line.

Every signature must likewise be counted as a line.

The final words of a paragraph, though only portion of a line, must be counted as one line.

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