



VICTORIA
GOVERNMENT GAZETTE.

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No. 49]

WEDNESDAY, FEBRUARY 21.

[1940

HEPBURN WATERWORKS TRUST DISTRICT.
PROCLAIMED AN "URBAN" DISTRICT.

PROCLAMATION

By His Excellency the Governor of the State of Victoria, and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

UNDER the powers conferred by the Water Acts and all other powers enabling me in that behalf, I, 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 hereby proclaim that on and from the date hereof, the whole of the Waterworks District of the Hepburn Waterworks Trust shall be and become an "Urban District" for the purposes of and within the meaning of the said Acts.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twentieth day of February, in the year of our Lord One thousand nine hundred and forty, and in the fourth year of the reign of His Majesty King George VI.

(L.S.) WINSTON DUGAN.

By His Excellency's Command,

F. E. OLD,
Minister of Water Supply.

GOD SAVE THE KING!

Milk and Dairy Supervision Act 1928 (No. 3736).
MUNICIPAL DISTRICT PROCLAIMED.—CITY OF
GEELONG.

PROCLAMATION

By His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS by section 85 of the *Milk and Dairy Supervision Act 1928 (No. 3736)* it is provided that the provisions of Part III. of the said Act shall apply only to the Municipal Districts of the Municipalities specified in the Second Schedule and to any other Municipal District or part thereof to which the said provisions on the written request of the Council of the Municipality are extended and applied by Proclamation of the Governor in Council published in the *Government Gazette*; And whereas the Council of the Municipality of the City of Geelong has made a written request to have the provisions of Part III. of the *Milk and Dairy Supervision Act 1928 (No. 3736)* extended and applied to that Municipal District: Now therefore I, the Governor of the

No. 49.—2174/40.—PRICE 6s.; Quarterly, 7s. 7d.; Half-Yearly, 15s. 2d.; Yearly, 30s. 4d.

State of Victoria, by and with the advice of the Executive Council thereof, do hereby proclaim that the provisions of Part III. of the *Milk and Dairy Supervision Act 1928 (No. 3736)* shall extend and apply to the Municipal District of the City of Geelong.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twentieth day of February, in the year of our Lord One thousand nine hundred and forty, and in the fourth year of the reign of His Majesty King George VI.

(L.S.) WINSTON DUGAN.

By His Excellency's Command,

E. J. HOGAN,
Minister of Agriculture.

GOD SAVE THE KING!

Milk and Dairy Supervision Act 1928 (No. 3736).

MUNICIPAL DISTRICT PROCLAIMED.—SHIRE OF RIPON.

PROCLAMATION

By His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

I 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, and in pursuance of the provisions of section 40 of the *Milk and Dairy Supervision Act 1928 (No. 3736)* and all other powers enabling me in that behalf, do by this Proclamation proclaim the Municipal District of the Shire of Ripon, which is a Municipal District outside any Milk Area, to be subject to the provisions of the aforesaid Act on and from the 1st day of March, 1940, on which date the said Act and all Regulations and Orders now in force or which may from time to time be made under the said Act shall come into operation and be of full force and effect in such Municipal District.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twentieth day of February, in the year of our Lord One thousand nine hundred and forty, and in the fourth year of the reign of His Majesty King George VI.

(L.S.) WINSTON DUGAN.

By His Excellency's Command,

E. J. HOGAN,
Minister of Agriculture.

GOD SAVE THE KING!

BALLAARAT LANDS ACT 1939 (No. 4716).

DATE OF COMING INTO OPERATION.

PROCLAMATION

By His Excellency the Governor of the State of Victoria and its Dependencies in the Commonwealth of Australia, &c., &c., &c.

WHEREAS by an Act of Parliament of the State of Victoria passed in the fourth year of the reign of His Majesty King George VI., intituled the *Ballaarat Lands Act 1939*, it is amongst other things enacted that the said Act shall come into operation on a day to be fixed by Proclamation of the Governor in Council published in the *Government Gazette*: Now therefore I, the Governor of the State of Victoria, acting by and with the advice of the Executive Council thereof, do by this my Proclamation fix Friday, the first day of March, One thousand nine hundred and forty, as the day upon which the said *Ballaarat Lands Act 1939* shall come into operation in the said State of Victoria.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twentieth day of February, in the year of our Lord One thousand nine hundred and forty, and in the fourth year of the reign of His Majesty King George VI.

(L.S.) WINSTON DUGAN.

By His Excellency's Command,

A. E. LIND,
Commissioner of Crown Lands and Survey.

GOD SAVE THE KING!

PUBLIC HIGHWAYS.—CITY OF MORDIALLOC.

PROCLAMATION

By 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 Mordialloc has requested that the land hereinafter mentioned, which has been used as streets by the said Council within the said city, be so declared to be public highways: Now therefore I, 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 streets hereinafter described, and situated within the City of Mordialloc aforesaid, to be public highways within the meaning of the said Act, viz.:—

PUBLIC HIGHWAYS.—CITY OF MORDIALLOC.

Wakool-avenue.—Commencing at a point on the east side of Charman-road being the south-west corner of allotment 3, lodged plan No. 6630; thence by a line bearing south 89 deg. 7 min. east for a distance of 250 feet; thence by a line bearing south 60 deg. 44 min. east for a distance of 57 feet 5 inches; thence by a line bearing south 88 deg. 46 min. east for a distance of 298 feet 8½ inches; thence by a line bearing easterly a distance of 143 feet 8½ inches; thence by a line bearing southerly a distance of 50 feet; thence by a line bearing westerly a distance of 143 feet 8 inches; thence by a line bearing north 88 deg. 46 min. west for a distance of 312 feet 1 inch; thence by a line bearing north 60 deg. 44 min. west for a distance of 57 feet 2½ inches; thence by a line bearing north 89 deg. 7 min. west for a distance of 236 feet 5½ inches; thence by a line bearing north 0 deg. 9 min. west for a distance of 50 feet to the commencing point.

King-street.—Commencing at a point on the east side of Sea-parade 520 feet 3 inches north of Beach-road, such point being the north-west corner of lot 32 on lodged plan No. 5175; thence by a line bearing south 88 deg. 46 min. east for a distance of 291 feet 10 inches; thence by a line bearing north 0 deg. 12 min. west for a distance of 50 feet; thence by a line bearing north 88 deg. 46 min. west for a distance of 291 feet 7½ inches; thence by a line bearing south 0 deg. 4 min. west for a distance of 50 feet to the commencing point.

View-street.—Commencing at a point on the east side of Sea-parade 840 feet 3 inches from Beach-road, such point being the north-west corner of allotment No. 21 on lodged plan No. 8175; thence by a line bearing south 88 deg. 46 min. east for a distance of 290 feet 5 inches; thence by a line bearing north 0 deg. 12 min. west for a distance of 50 feet;

thence by a line bearing north 88 deg. 46 min. west for a distance of 290 feet 2 inches; thence by a line bearing south 0 deg. 4 min. west for a distance of 50 feet to the commencing point.

Sea-parade.—Commencing at a point on the north side of Beach-road being the south-east corner of allotment 20 on lodged plan No. 6015; thence by a line bearing north 0 deg. 9 min. west for a distance of 708 feet 9¼ inches; thence by a line bearing north 0 deg. 4 min. east for a distance of 263 feet 4 inches; thence by a line bearing north 9 deg. 18 min. west for a distance of 48 feet 10½ inches; thence by a line bearing north 0 deg. 9 min. west for a distance of 175 feet 0½ inches; thence by a line bearing south 60 deg. 44 min. east for a distance of 41 feet 8 inches; thence by a line bearing south 88 deg. 46 min. east for a distance of 13 feet 8½ inches; thence by a line bearing south 0 deg. 9 min. east for a distance of 150 feet 2½ inches; thence by a line bearing south 9 deg. 18 min. east for a distance of 48 feet 11½ inches; thence by a line bearing south 0 deg. 4 min. west for a distance of 584 feet 9½ inches; thence by a line bearing south 0 deg. 9 min. east for a distance of 392 feet 7 inches; thence by a line bearing north 89 deg. west for a distance of 50 feet to the commencing point.

Cliff-grove.—Commencing at a point on the north-west side of Beach-road about 315 feet from the west side of Charman-road, such point being the south-west corner of lot 5; thence by a line bearing north 49 deg. 19 min. west for a distance of 159 feet 5½ inches; thence by a line bearing north 63 deg. 3 min. west for a distance of 36 feet 6 inches; thence by a line bearing north 79 deg. 51 min. west for a distance of 50 feet; thence by a line bearing south 87 deg. 29 min. west for a distance of 50 feet; thence by a line bearing south 78 deg. 15 min. west for a distance of 50 feet; thence by a line bearing south 0 deg. 13 min. east for a distance of 50 feet; thence by a line bearing north 89 deg. 47 min. east for a distance of 5 feet 0½ inches; thence by a line bearing north 79 deg. east for a distance of 48 feet; thence by a line bearing north 88 deg. 42 min. east for a distance of 53 feet; thence by a line bearing south 70 deg. 42 min. east for a distance of 52 feet 10 inches; thence by a line bearing south 49 deg. 19 min. east for a distance of 160 feet; thence by a line bearing north 40 deg. 41 min. east for a distance of 50 feet to the commencing point.

Walls-road.—Commencing at a point on the north-west side of Beach-road about 628 feet from the west side of Cliff-grove, and being the south-west corner of allotment 16 on lodged plan No. 6260; thence by a line bearing north 0 deg. 13 min. west for a distance of 727 feet 8¼ inches; thence by a line bearing north 0 deg. 9½ min. west for a distance of 2,157 feet 3 inches; thence by a line bearing north 89 deg. 49 min. west for a distance of 67 feet 3 inches; thence by a line bearing south 0 deg. 1 min. west for a distance of 592 feet; thence by a line bearing south 0 deg. 10 min. east for a distance of 688 feet 0½ inches; thence by a line bearing south for a distance of 423 feet 3½ inches; thence by a line bearing south 0 deg. 2 min. east for a distance of 1,230 feet 3 inches; thence by a line bearing north-easterly to the commencing point.

Ronanza-road.—Commencing at a point on the south side of Balcome-road about 310 feet from the west building line of Charman-road, such point being the north-west corner of allotment 7, lodged plan No. 5948; thence by a line bearing north 89 deg. 49 min. west for a distance of 60 feet; thence by a line bearing south 0 deg. 3½ min. east for a distance of 1,412 feet; thence by a line bearing east for a distance of 10 feet; thence by a line bearing south for a distance of 139 feet 6 inches; thence by a line bearing south 20 deg. 37 min. east for a distance of 132 feet 3½ inches; thence by a line bearing south 4 deg. 45 min. east for a distance of 84 feet 6 inches; thence by a line bearing south 42 deg. 43 min. west for a distance of 78 feet 7½ inches; thence by a line bearing south for a distance of 308 feet 6½ inches; thence by a line bearing north 88 deg. 4 min. east for a distance of 50 feet; thence by a line bearing north for a distance of 287 feet 3 inches; thence by a line bearing north 42 deg. 43 min. east for a distance of 81 feet 2 inches; thence by a line bearing north 4 deg. 45 min. west for a distance of 113 feet 5½ inches; thence by a line bearing north 20 deg. 37 min. west for a distance of 130 feet 2 inches; thence by a line bearing north for a distance of 1,542 feet 4 inches to the commencing point.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twentieth day of February, in the year of our Lord One thousand nine hundred and forty, and in the fourth year of the reign of His Majesty King George VI.

(L.S.) WINSTON DUGAN.

By His Excellency's Command,

GEO. L. GOUDIE,
Commissioner of Public Works.

GOD SAVE THE KING!

PUBLIC HOLIDAYS.

PROCLAMATION

By 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. 3737), I, 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 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:—

FRIDAY, THE 1ST DAY OF MARCH, 1940, throughout the Shire of Narracan;

FRIDAY, THE 15TH DAY OF MARCH, 1940, throughout the Shire of Upper Murray.*

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

WEDNESDAY, THE 28TH DAY OF FEBRUARY, 1940, throughout the Shire of Bairnsdale;

WEDNESDAY, THE 13TH DAY OF MARCH, 1940, throughout the North Riding of the Shire of Dunmunkle.†

* Agricultural Show. † Races.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twentieth day of February, in the year of our Lord One thousand nine hundred and forty, and in the fourth year of the reign of His Majesty King George VI.

(L.S.)

WINSTON DUGAN.

By His Excellency's Command,

H. S. BAILEY,
Chief Secretary.

GOD SAVE THE KING!

BANK HOLIDAYS.

PROCLAMATION

By 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 III. of the *Banks and Currency Act 1928*, I, the Governor of the State of Victoria, in the Commonwealth of Australia, do by this my Proclamation appoint the days and dates named hereunder as special days to be observed as Bank Holidays or Bank Half-Holidays (as the case may be) at the places respectively specified, that is to say:—

Bank Holidays:—

FRIDAY, THE 23RD DAY OF FEBRUARY, 1940, at Broadford;

SATURDAY, THE 2ND DAY OF MARCH, 1940, at Elmore.

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

FRIDAY, THE 1ST DAY OF MARCH, 1940, at Walwa;

WEDNESDAY, THE 6TH DAY OF MARCH, 1940, at Geelong and Warragul;

WEDNESDAY, THE 13TH DAY OF MARCH, 1940, at Korumburra and Kyneton;

WEDNESDAY, THE 20TH DAY OF MARCH, 1940, at Swan Hill.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twentieth day of February, in the year of our Lord One thousand nine hundred and forty, and in the fourth year of the reign of His Majesty King George VI.

(L.S.)

WINSTON DUGAN.

By His Excellency's Command,

H. S. BAILEY,
Chief Secretary.

GOD SAVE THE KING!

PUBLIC HIGHWAY.—CITY OF MALVERN.

PROCLAMATION

By 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 Malvern has requested that the land hereinafter mentioned, which has been reserved as a street by the said Council within the said city, be so declared to be a public highway: Now therefore I, 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 reserved as a street hereinafter 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.

All that piece of land being part of lot 1 on plan of subdivision No. 2070, being part of Crown portion 161, at Gardiner, Parish of Prahran, commencing at a point on the eastern boundary of Darling-road at the intersection with Malvern-road: thence by lines bearing due south for 29 feet, north 84 deg. 35 min. east for 23 feet 5 inches, and north 41 deg. west for 35 feet 6 inches to the commencing point.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twentieth day of February, in the year of our Lord One thousand nine hundred and forty, and in the fourth year of the reign of His Majesty King George VI.

(L.S.)

WINSTON DUGAN.

By His Excellency's Command,

GEO. L. GOUDIE,
Commissioner of Public Works.

GOD SAVE THE KING!

PUBLIC HIGHWAY.—CITY OF FITZROY.

PROCLAMATION

By 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 Fitzroy has requested that the land hereinafter mentioned, which has been used as a street by the said Council within the said city, be so declared to be a public highway: Now therefore I, 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 Fitzroy aforesaid, to be a public highway within the meaning of the said Act, viz:—

PUBLIC HIGHWAY.—CITY OF FITZROY.

Name; Extent.

Brunswick-street: from Victoria-parade to St. George's-road; as shown coloured brown on map marked "A" attached to file No. 39/1692 lodged in office of Public Works Department.

Brunswick-street; from St. George's-road to Holden-street; as shown coloured brown on map marked "A" attached to file No. 39/1692 lodged in office of Public Works Department.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this twentieth day of February, in the year of our Lord One thousand nine hundred and forty, and in the fourth year of the reign of His Majesty King George VI.

(L.S.)

WINSTON DUGAN.

By His Excellency's Command,

GEO. L. GOUDIE,
Commissioner of Public Works.

GOD SAVE THE KING!

APPOINTMENTS.

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 13th day of February, 1940, been pleased to make the following appointments, viz.:—

DEPARTMENT OF CHIEF SECRETARY.

Member of Police Examinations Board.

JOHN HENRY BENJAMIN WAGNER, Superintendent of Police, pursuant to the provisions of chapter 22 of the Police Regulations, to be a member of the Police Examinations Board, *vice* Charles S. Heading, resigned.

Assistants to the Inspector of Fisheries.

GEORGE WILLIAMS, and HERBERT LEAKE BAULCH, pursuant to the provisions of the Fisheries Acts, to be Assistants to the Inspector of Fisheries.

DEPARTMENT OF LANDS AND SURVEY.

Managers of Common.

JOHN J. BLACKWOOD, JOHN HEMPEL OUTTRAM, ALLAN OUTTRAM, BENNETT PARKER, WILLIAM R. KING, and RAYMOND J. SPBING to be Managers of the Hotspur Town Common for the year ending 31st December, 1940.

DEPARTMENT OF TREASURER.

Receivers of Revenue (Acting).

RICHARD HAMILTON GOSS to act as Receiver of Revenue, Kerang, during the absence of H. E. Every on leave; and

MICHAEL WALSH to act as Receiver of Revenue, Ballarat, during the absence of R. Prowse on leave.

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

At the Executive Council Chamber,
Melbourne, 13th February, 1940.

RESIGNATION.

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 13th day of February, 1940, accepted the resignation of the person named hereunder of the office mentioned, viz.:—

DEPARTMENT OF CHIEF SECRETARY.

CHARLES SHAW HEADING, Superintendent of Police, as Member of the Police Examinations Board, to date from and inclusive of 1st February, 1940.

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

At the Executive Council Chamber,
Melbourne, 13th February, 1940.

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

EXEMPTIONS.

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 Order made on the 13th day of February, 1940, exempted the officers specified hereunder from the provisions of sections 90 and 91 of the Public Service Act 1928 (No. 3757):—

DEPARTMENT OF TREASURER.

Officers of the Taxation (Income Tax) Branch, Department of Treasurer, who are required to work overtime in connexion with the preparation of assessments—such exemption to be operative for the period from the 1st February, 1940, to the 30th April, 1940, both dates inclusive.

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

At the Executive Council Chamber,
Melbourne, the 13th February, 1940.

DEPARTMENT OF MENTAL HYGIENE.

Public Service Act (No. 3757). Section 66, and the Lunacy Acts.

ALTERATION OF REGULATIONS—CLASSIFICATION OF GENERAL DIVISION, CHAPTER III.

THE Director of Mental Hygiene, in pursuance of the powers vested in him, hereby amends the Regulations made on the 24th June, 1936, and submits the same for the approval of the Governor in Council, to take effect from and inclusive of 30th January, 1940.

Office.	Yearly Rate of Pay.		Salaries may be Increased to Rates shown hereunder.			
	Min.	Max.	After 1st Year.	After 2nd Year.	After 3rd Year.	After 4th Year.
GENERAL STAFF.	£	£	£	£	£	£
(Males).						
Mental Defectives Branch—						
Add—						
Male Instructor, Senior ..	300	348	312	324	336	348
Male Instructor, Junior ..	226	262	238	250	262	..

J. CATARINICH,
Director of Mental Hygiene.

Department of Mental Hygiene,
Melbourne, 26th January, 1940.

Approved by the Governor in Council,
13th February, 1940.

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

DEPARTMENT OF LAW.

COURTS OF PETTY SESSIONS.—DAYS AND HOURS ALTERED.

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 20th day of February, 1940, altered the days and hours appointed for the holding of Courts of Petty Sessions at the places named in the first column of the Schedule below to the days and hours set forth in the second column of such Schedule:—

SCHEDULE.

Name of Court.	Days and Hours of Sittings.
Chillingollah ...	Every alternate Tuesday at 2.30 o'clock p.m. as from and inclusive of the 27th February, 1940
Woomelang ...	Every alternate Friday at 10 o'clock a.m. as from and inclusive of the 1st March, 1940, and every eighth Wednesday at 8 o'clock a.m. as from and inclusive of the 6th March, 1940

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

At the Executive Council Chamber,
Melbourne, 20th February, 1940.

PETITION TO ALTER NAME OF SHIRE OF KARA KARA.

IN pursuance of the provisions of the Local Government Act 1928, section 46, the substance and prayer of a petition to His Excellency the Governor in Council are published, viz.:—

The petition is under the common seal of the Shire of Kara Kara, and the petitioners humbly pray that His Excellency the Governor in Council, in exercise of the powers and authorities contained in the Local Government Act, will alter the name of the Shire of Kara Kara to the Shire of St. Arnaud.

Notices for the petitioners may be served on Edward Harrison Golden, St. Arnaud.

GEO. L. GOUDIE,
Commissioner of Public Works.

Department of Public Works, Local Government Branch,
Melbourne.

THE STATE SAVINGS BANK OF VICTORIA,
CREDIT FONCIER.
MONTHLY STATEMENT of Credit Foncier Debentures, Debenture Stock, Mortgage Bonds, Advances, and Money in Hand, published in accordance with the provisions of the State Savings Bank Act.

CREDIT FONCIER DEBENTURES AND DEBENTURE STOCK.

	Debentures Made and Issued in course of Issue.		Credit Foncier Debenture Stock Inscribed.	Amount Received in Basis of Receipts of Debentures.	Provision for Discount on Debentures and Stock.	Redeemed.		Debtors: Current.			Credit Foncier Debenture Stock Current.		Stock Inscribed in exchange for Debentures Redeemed.
	Number of Debentures.	Amount of Debentures.				Debentures.	Credit Foncier Debenture Stock.	Held by the Public.	Held by State Savings Bank.	Total.	Owned by the Public.	Owned by State Savings Bank.	
Total from last return, 31st. December, 1939	50,595	£ 185,752,750	£ 16,987,455 0 0	£ 200,029,709 13 7	£ 171,587,450 10,377,825	£ 1,165,300	£ 13,000,000	£ 14,165,300	£ 6,101,740 0 0	£ 487,890	£ 6,589,030 0 0	£ 2,263,000	
For month ending 31st January, 1940	..	..	300 0 0	..	300 ..	-300	..	-300	300 0 0	..	300 0 0	300
Total at 31st January, 1940	50,595	*185,752,750	16,987,755 0 0	200,029,709 13 7	171,587,750 10,377,825	1,165,000	13,000,000	14,165,000	6,102,040 0 0	487,890	6,589,030 0 0	2,263,300	

* Including Debentures for £121,550, which had been issued in exchange for Mortgage Bonds, and have since been redeemed and cancelled. * Debentures in course of issue, £ ; instalments paid, £

MORTGAGE BONDS.

43,344 Mortgage Bonds made and issued for	..	..	£1,083,600 0 0
MORTGAGE BONDS REDEEMED—			
By Repurchase	..	£926,675 0 0	
" Payment of Mortgage Principal	..	1,375 0 0	
" Ballot	..	34,000 0 0	
" Exchange for Debentures	..	121,550 0 0	
		1,083,600 0 0	
Current	..	..	Nil
Amount received on sale of Mortgage Bonds	..	..	£1,083,650 3 10

Notes.—No Mortgage Bonds have been issued since 16th January, 1901.

Continued—

J. THORNTON JONES, General Manager of the State Savings Bank of Victoria.
E. A. PEVERILL, Auditor-General for Victoria.
Melbourne, 16th February, 1940.

	ADVANCES.		Amount Invested in Government Stock Bank Fixed Deposit Receipts, &c.	Amount of Money in Hand.
	Amounts Received in Repayment of Advances.	Balance, including Properties in Possession after Deducting Repayments.		
Total from last return, 31st. December, 1939	£ 51,615,600 17 8	£ 29,890,444 5 2	£ 125,000 0 0	£ 99,588 9 1
For month ending 31st January, 1940	94,138 12 9	109,916 8 1	..	287,817 3 0
Total at 31st January, 1940	51,709,739 10 5	30,000,360 13 3	125,000 0 0	287,817 3 0

JNO. KEAN,
JAS. C. GATES, } Commissioners of the State Savings Bank of Victoria.

Local Government Act 1928, Part 42, Section 358.

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.
						£	s. d.		
27971	Fricke, Herman, Guy's Forest	Towong	Jingellic	Between 14 and 4B; 4A and 4B, sec. 1	A. R. P. 21 2 0	£	s. d. 0 10 9	1.1.38	31.12.40
27972	Mackay Bros., Morwell	Traralgon	Traralgon	Between 19A, 95A, and 6, sec. A	3 2 0	0	2 6	1.1.38	31.12.40
27973	Arthur, W., Upper Edi	Oxley	Edi	Between 1 and 2, sec. 1; between 10, sec. 1, and -1, sec. A; between 10, sec 1, and 20, 1A, sec. A	21 0 0	0	10 0	1.1.38	31.12.40
27974	Burns, K. M. and E. V., Trawool	Seymour	Traawool	Between 53 and 54, parts 52 and 9	11 0 0	0	8 3	1.1.38	31.12.40
27975	Dean, H. T., Bairnsdale	Bairnsdale	Sarsfield	North of 7, sec. 1	0 2 7	0	2 8	1.1.38	31.12.40
27976	Baines, Mrs. F. H., Benalla	Benalla	Samaria	North of 64	0 4 0	0	8 0	1.1.38	31.12.40
27977	Ward, C. F. and D. J., Woor- ragee	Beechworth	Woorragee	South and west of 4, sec. 10	0 3 0	0	3 9	1.1.38	31.12.40
27978	Breen, M. L. and B., Shepparton	Numurkah	Kaarimba	Between 19 and 20, 20c and west of 20, sec. B	8 0 0	0	10 0	1.1.38	31.12.40
27979	Doubleday, G. R., Upper Gun- dowring	Yackan- dandah	Gundowring	Between 8c and 3, sec. S	4 2 0	0	13 6	1.1.38	31.12.40
27980	Fullerton, D., Tyers	Traralgon	Boola Boola	Between parts 5c and 5d	1 3 0	0	8 9	1.1.38	31.12.40
29411	Grimwade Pastoral Investments Pty. Ltd., High Camp	Pyalong	Moranding	North of 169, 170	9 2 0	0	9 6	1.1.39	31.12.41
29412	Glen, S. E. J. and B. R. D., Box 64, Sale	Avon	Sale	Between 77B and part 75A, sec. 2	7 0 0	0	3 6	1.1.39	31.12.41
29413	Hicks, Martha L., Glen Creek	Yackan- dandah	Dederang	North of 6, sec. 1	5 1 0	0	5 3	1.1.39	31.12.41
29414	O'Callaghan, T. H., Mudgegonga	Yackan- dandah	Bruarong	Road between 6, 9, 7, sec. 5	5 0 0	0	5 0	1.1.39	31.12.41
29415	Jessup, A. A., Baarmutha	Beechworth	Beechworth	Road between 20 and 14, 15, 16, sec. 1	3 1 0	0	13 0	1.1.39	31.12.41
29416	Budge, Geo. H., Morwell	Rosedale	Rosedale	West of 20, sec. 4	1 0 0	0	6 0	1.1.39	31.12.41
29417	Missen, J., Hiamdale, via Rose- dale	Rosedale	Rosedale	West of 192r	2 2 0	0	6 0	1.1.39	31.12.41
29418	Derham, C. F., 21 Winchester- street, Moonee Ponds	Morwell	Maryvale	South of 96	6 0 0	0	12 0	1.1.39	31.12.41
29419	Staveley, L. C., Sale	Rosedale	Wulla Wullock	South of 40c, sec. C	9 0 0	0	2 6	1.1.39	31.12.41
29420	Guy, C. R., Rosedale	Rosedale	Rosedale	West of 190, 191, and 191A; north of 192A	8 3 0	1	4 0	1.1.39	31.12.41
29421	Flint, W. T., The Heart, Sale	Rosedale	Wulla Wullock	South of 3, sec. B	6 0 0	0	4 0	1.1.39	31.12.41
29422	Elliott, W. G., Woorragee	Beechworth	Woorragee	Between 7 and 2, 3, 4, sec. H; between 10A of M and 4 of H; between 10A and 10B, sec. M	11 0 0	0	11 0	1.1.39	31.12.41
29423	Paul, Margaret E., 344 Kiewa- street, Albury	Yackan- dandah	Bruarong	North of 7, sec. 4	1 3 0	0	3 6	1.1.39	31.12.41
29424	Burke, Mrs. I. F., 9 Pohlman- street, Kyneton	Rosedale	Toongabbie North	South of 104d	2 0 0	0	2 6	1.1.39	31.12.41
29425	Growse, Mrs. C. M., Flynn	Rosedale	Rosedale	East of 173 and 173B	3 2 0	1	8 0	1.1.39	31.12.41
29426	Kelly, Miss E., Woorragee	Beechworth	Woorragee	Between 2, part 3, sec. J and 2, sec. J2	4 3 0	0	12 0	1.1.39	31.12.41
29427	McFarlane, P. R., Bumberrah	Tambo	Bumberrah	Between 93A and 47; between 93A and 47c; between 90 and 48c	7 2 0	0	18 9	1.1.39	31.12.41
29428	Rowley, Mrs. I. L., Rosedale	Rosedale	Winnindoo	North of A1, A2, A2', and A4	1 1 0	0	3 0	1.1.39	31.12.41
29429	Drane, Frederick, Glengarry	Rosedale	Toongabbie South	West of 99D	8 0 0	2	16 0	1.1.39	31.12.41
29430	Gibbs, John W., Sale	Rosedale	Wurruk- Wurruk	South-east of 1A and north-east of 1A and 4A	3 0 0	0	10 0	1.1.39	31.12.41
29631	Reeve, E., Vasey	Wannon	Bil Bil Wyt	West of 115	9 0 16	0	13 6	1.1.38	31.12.40
29632	Gash, A. G., Balmoral	Wannon	Kongbool	West half south of 32	6 0 0	0	6 0	1.1.38	31.12.40
29633	Hausler, O., Heywood	Portland	Homerton	East of 20	7 0 0	0	3 6	1.1.38	31.12.40
29634	Penny, T. H., Coleraine	Dundas	Urangara	Between 2 and 3, sec. 2	17 0 0	1	14 0	1.1.39	31.12.41
29635	Humphries, C. S., Casterton	Glenelg	Bahgallah	Between 30L and 30K	2 2 0	0	2 6	1.1.39	31.12.41
29636	Crawford, T., Edenhope	Kowree	Durong	North and west of 29, sec. B	14 0 0	0	3 6	1.1.39	31.12.41
29637	Barker, C. L., Penshurst	Mt. Rouse	Linlithgow	North-east and west of 6, sec. B	27 0 0	4	14 6	1.1.40	31.12.42
29638	Hiscock, H., Hotspur	Portland	Hotspur	Between 12 and 19, 11 and 14, west of 9, township of Hots- spur	2 2 0	1	0 0	1.1.40	31.12.42
29639	Hiscock, R. H., Hotspur	Portland	Hotspur	Between 1 and 7, township of Hotspu-	0 3 0	0	6 0	1.1.40	31.12.42
29640	Rentsch, L. E., Box 20, Pens- hurst	Mt. Rouse	Boram Boram	Between C and D, sec. 4	8 0 0	1	12 0	1.1.40	31.12.42

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.
						£	s.	d.		
29721	Henderson, D., Woodend South	Newham and Woodend	Woodend ..	East of 3, sec. XIX.	A. R. P. 2 0 0	£	s.	d.	1.1.40	31.12.42
29722	Turnbull Bros., Wedderburn ..	Korong ..	Wedderburn	Between 15, 1, 8, sec. 3; between 16, 17, sec. 2; abutting 28, 29, sec. 2; between 30, 31, sec. 2	7 0 0	0	7	0	1.1.40	31.12.42
29723	Taylor, P., Dunolly ..	Bet Bet ..	Painiswick	Between 11, sec. 5; 1, sec. 6	1 0 0	0	4	0	1.1.40	31.12.42
29724	Fear, H., Glenlyon ..	Glenlyon ..	..	West of 1, sec. 37 ..	1 8 0	0	2	6	1.1.40	31.12.42
29725	McKay, T., Malmesbury ..	Metcalfe ..	Edgecombe	North of 46 ..	2 0 0	0	6	0	1.1.40	31.12.42
29726	Jackson, L. J., Wedderburn ..	Korong ..	Korong ..	Between 54 and 55, south-east of 63B; between 31c and 31B; between 54 and 55, and 31; between 60, 59, 50; between 48, 49, 59; and part 31, sec. A	37 0 0	0	15	0	1.1.40	31.12.42
29727	Petersen, F., Strangways ..	Newstead and Mount Alexander	Strangways	East of 11, sec. IV...	2 0 0	0	2	6	1.1.40	31.12.42
29728	Commercial Banking Co. of Sydney, Melbourne	Bendigo ..	Sandhurst..	Right-of-way south-east of 1, sec. 39c, City of Bendigo	0 0 6	10	0	0	1.1.40	31.12.42
29729	Pitcher, A. W., Campbell's Creek	Newstead and Mount Alexander	Castlemaine	Between 123, 124, and 8c, sec. 2A	0 2 0	0	2	6	1.1.39	31.12.41
29730	Salisbury, W., Kyneton ..	Kyneton ..	Burke ..	Between 29, 30, sec. 6	2 0 0	0	7	0	1.1.40	31.12.42
29801	Mortimer, B. G., Longford ..	Rosedale ..	Coolungoolun	Between 10a and 10b, 10c, sec. C; south of 10c, sec. C	16 0 0	0	4	0	1.1.39	31.12.41
29802	Batchelor, H. R., Alexandra P.O.	Alexandra ..	Glendale and Taggerty	Between 35 and 36; between 40 and 43; between 21 and 22	11 0 0	0	5	9	1.1.39	31.12.41
29803	Grange, R., Carrajung South ..	Alberton ..	Carrajung	Between 54 and 55	2 1 0	0	2	6	1.1.39	31.12.41
29804	Kennedy, D., Emu Flat	Pyalong ..	Toohorac ..	Between D11 and D11A	3 0 0	0	4	6	1.1.39	31.12.41
29805	Popple, Claude L., Koriella ..	Alexandra ..	Yarek ..	West of 62A and 63A	36 2 0	1	16	6	1.1.39	31.12.41
29806	Payne, E. E., Alexandra ..	Alexandra ..	Alexandra..	North and west of 36; east of 36 and 36b	7 0 0	0	10	6	1.1.39	31.12.41
29807	Willis, Geo. A., Meerlieu ..	Avon ..	Bengworden South	Between 4, sec. 17; and 2A, sec. 18	3 1 0	0	3	3	1.1.39	31.12.41
29808	Marshall, Roy, Stratford ..	Avon ..	Yeerung ..	Between 9 and 6, and 6A, sec. 5	4 0 0	0	8	0	1.1.39	31.12.41
29809	Scott, John and D., Dargo ..	Avon ..	Quag-Mungie and Dargo	4, 2, 13, 5, 6, secs. 6 and 11; 64, 61, 65, 62, 60A, 59, 55, 56, 30, and 31	35 2 0	2	4	6	1.1.39	31.12.41
29810	O'Connell, John, Kilmany P.O.	Rosedale ..	Wurruk-Wurruk	North-west of 55 and 56, sec. B	1 3 0	0	8	0	1.1.39	31.12.41
29811	Legge, S. O., Dutson ..	Rosedale ..	Glencoe ..	North of 7 and 8, sec. C; west of and east of 8, sec. C; between 1 and 2, 2A, sec. C	12 0 0	0	8	0	1.1.39	31.12.41
29812	Legge, Arthur, Dutson ..	Rosedale ..	Glencoe ..	West of 9 and 10, sec. C	2 2 0	0	2	6	1.1.39	31.12.41
29813	Legge, E. R., Dutson ..	Rosedale ..	Glencoe ..	South of 12; between 12 and 13, sec. C	8 0 0	0	2	6	1.1.39	31.12.41
29814	O'Connor, James, The Heart, Sale	Avon ..	Sale ..	East of 31A, 31B, 71; between 75A and 77A	15 0 0	0	15	0	1.1.39	31.12.41
29815	Walker, W. S., Wodonga ..	Wodonga ..	Wodonga ..	Between A6 and Railway Reserve, township of Wodonga	0 1 0	0	2	6	1.1.39	31.12.41
29816	Henebery Bros., Fulham ..	Rosedale ..	Rosedale ..	North of 192M, east of 192P, west of 192N, 192O	13 0 0	0	10	0	1.1.39	31.12.41
29817	McLean, Miss M., Denison ..	Rosedale ..	Denison ..	South of 3c, sec. 12	4 0 0	1	14	0	1.1.39	31.12.41
29818	Evans, Robert, Thowgla ..	Upper Murray	Thowgla ..	Between 16 and 25, sec. 1; between 25 and 25A, sec. 1; between 16 and 25A of 1	13 0 0	0	13	0	1.1.38	31.12.40
29819	Gilder, F., Maffra ..	Rosedale ..	Wulla Wullock	South of 9B, sec. C; east of 5E, 6, and 8; east of 5	31 0 0	0	12	0	1.1.39	31.12.41
29820	Beatson, R. and J., Cheviot ..	Yea ..	Murrindindi	Between 8 and 9, sec. A	4 0 0	0	8	0	1.1.38	31.12.38
29861	Gillingham, E., Raglan ..	Ripon ..	Raglan ..	West of 1, sec. 6; part of road west of State School; south of 1, sec. 6	2 0 0	0	5	0	1.1.39	31.12.41
29862	Ebery, F. H., Sandon ..	Newstead and Mount Alexander	Campbelltown	Road between 8, 15c, and 7A, 7B1, 16c, sec. 2	6 0 0	1	4	0	1.1.39	31.12.41
29863	McKay, R. C., Illabarook ..	Grenville ..	Commeralghip	Road between 142, 142A, and 142B	4 0 0	0	12	0	1.1.39	31.12.41

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.
						£	s. d.		
29864	Wilson, J. W., Winchelsea ..	Winchelsea	Gollibund	East of 4	3 0 0	0	15 0	1.1.39	31.12.41
29865	McKinnon, A. W., Mortlake ..	Mortlake	Mortlake	North of D. G. sec. 10	8 0 0	1	12 0	1.1.39	31.12.41
29866	Burke, M. J., Irrewarra ..	Colac	Irrewarra	North of 1	3 0 0	2	5 0	1.1.39	31.12.41
29867	Wilson, E. G., Dreeite ..	Colac	Dreeite	North of 29	1 2 0	0	11 3	1.1.39	31.12.41
29868	Bernath, G., Wongarra ..	Otway	Wongarra	Between 24B and 24B1	2 0 0	0	2 6	1.1.39	31.12.41
29869	Bowers and Sons, M., Yendon	Buninyong	Buninyong	West of 28, 32 ..	1 19 0	0	5 9	1.1.39	31.12.41
29870	Norman, M. V., Pennyroyal ..	Winchelsea	Lorne	Between 2 and 2B ..	2 2 0	0	12 6	1.1.39	31.12.41
29871	Hartington, H. F., Wye River	Otway	Wongarra	Part road between 2 and 2A	0 1 0	0	2 6	1.1.39	31.12.41
29872	Binns, T., Dreeite ..	Colac	Cundare	Part road west of 46A	6 2 0	2	12 0	1.1.39	31.12.41
29873	Buckland, G. E., Cabbage Tree	Creswick	Creswick	North of 28, east of 3, and part 1	2 2 0	0	2 6	1.1.39	31.12.41
29874	Darcy, C. P., Becac ..	Colac	Cundare	Road between 79B and 75	4 2 0	1	16 0	1.1.39	31.12.41
29875	Dawe, F., Derrinallum ..	Hampden	Geelongla	South-west and south-east of 51	6 2 0	2	5 6	1.1.39	31.12.41
29876	Fraser, C. W., Streatham ..	Ripon	Garamballuc North	West of 4, 3, sec. 17, and north of 4, 1, sec. 19	13 0 14	1	19 6	1.1.39	31.12.41
29877	Lancey, G. E., Raglan ..	Ripon	Raglan	Part of Maude and Peel streets, and south of 14, 13, 12, 11, between secs. 5, 12	2 0 0	0	6 0	1.1.39	31.12.41
29878	Henderson, W., Smythesdale ..	Grenville	Smythesdale	Road between R.A. and 1	0 1 0	0	2 6	1.1.39	31.12.41
29879	Drew, F., Raglan ..	Ripon	Raglan	Part of Wellington-street, south of 1 and 2	1 0 8	0	3 0	1.1.39	31.12.41
29880	Lawrence, W., Warrion ..	Colac	Cundare	North of 54B, 53A ..	11 0 0	3	17 0	1.1.39	31.12.41
29881	Magilton, S. G., Timboon ..	Hoytesbury	Paaraate	East of 10, and between 10 and 9A, sec. 7	8 0 0	0	8 0	1.1.40	31.12.42
29882	Thompson, T. D., Korobeit ..	Ballan	Myrning	Between E, K, J, sec. B	7 3 0	1	11 0	1.1.40	31.12.42
29883	Broadbent, R., Beaufort ..	Ripon	Beaufort	South of 10 of 64,	0 2 0	0	3 0	1.1.39	31.12.41
29884	Baldwin, E. R., Amphitheatre	Avoca	Glenlogie	East and north of 25, and north of 24, sec. B	6 1 0	0	7 6	1.1.37	31.12.39
29885	Scott, A. J., Dreeite ..	Colac	Dreeite	North of 20 except portion south of 6A	2 1 12	0	7 0	1.1.39	31.12.41
29886	Dridan, J. H., Amphitheatre	Lexton	Glenlogie	Between 10 and 10A	1 1 0	0	2 6	1.1.40	31.12.42
29887	Cox, Mrs. A. L., Mount Cole ..	Ararat	Warrak	Between 60 and 30B	1 0 0	0	2 6	1.1.39	31.12.41
29888	Salenger, M. and P., Hocheins	Stawell	Ararat	East of 94, 97, sec. 15	4 2 0	0	4 6	1.1.39	31.12.41
29889	Doherty, A. J., Dundonnell ..	Mortlake	Terrinallum	East of 92	9 3 0	2	8 9	1.1.39	31.12.41
29890	Ryan, K., Millbrook ..	Buninyong	Kerrit	Western portion of road running east and west through private road, sec. 7	2 3 0	2	1 3	1.1.39	31.12.41

Licence No. 27975, suitable unlocked swing gates to be erected.—Licence No. 29427, one wire netting gate to be erected at railway crossing.—Licences Nos. 29635, 29861, 29868, 29883, rent charged from 1st October, 1939.—Licences Nos. 29815, 29870, rent charged from 1st November, 1939.—Licence No. 29820, renewed to 31st December, 1941.—Licence No. 29877, rent charged from 1st December, 1939.—Licence No. 29887, rent charged from 1st July, 1939.

A. E. LIND,
Minister of Lands.

Department of Lands and Survey (Unused Roads and Water Frontages Branch),
Melbourne, 13th February, 1940.

MONEY LENDERS ACT 1938.

IN accordance with the provisions of the above-mentioned Act, the following is published for general information:—

List of persons to whom Money Lenders' Licences for the year ending 30th June, 1940, have been issued during the month of January, 1940:—

Name.	Authorized Name.	Authorized Address.	Date of Issue.
Izzard, Henry William	H. W. Izzard	135 Woodlands-street, Essendon	4.1.40
Quinn, William Joseph	William Joseph Quinn	62 Swanston-street, Melbourne	16.1.40

F. MADDERN,
Registrar.

The Treasury, Melbourne,
16th February, 1940.

Apprenticeship Acts.

APPRENTICESHIP COMMISSION OF VICTORIA.

NOTICE OF INTENTION TO RECOMMEND THAT A CERTAIN TRADE BE PROCLAIMED AN APPRENTICESHIP TRADE.

NOTICE is hereby given, in pursuance of the provisions of the Apprenticeship Acts, that it is the intention of the Apprenticeship Commission of Victoria to make a recommendation to the Minister of Labour that the trade set out hereunder be proclaimed an apprenticeship trade under the said Acts, viz.:—

Cooking in hotels, clubs, restaurants, eating houses, coffee palaces, boarding houses in which three or more adults are permanently employed in the kitchen.

It is also notified that the 13th day of March, 1940, has been fixed as the date before which representations may be made to the said Commission, by or on behalf of employers and employees in any such trade, whether for or against any such trade being included in the said recommendation.

(This notice has effect with respect to the trade above mentioned, so far only as it is carried on in the Metropolitan District within the meaning of the Apprenticeship Acts.)

By order of the Commission,

A. G. ALLEN,
Secretary.

Geological Museum Building,
Gisborne-street, Melbourne, C.2,
13th February, 1940.

Health Acts.—Plumbers and Gasfitters Regulations 1936.

APPOINTMENT OF EXAMINERS.

NOTICE is hereby given that the Plumbers and Gasfitters Board has, under the provisions of the above Regulations, appointed Leslie Douglas Smith and Charles Edmund Denmead to be examiners of applicants for registration as Plumbers, Class III.

A. BURKE,
Registrar.

295 Queen-street, Melbourne.
15th February, 1940.

State Rivers and Water Supply Commission.

SWAN HILL WATERWORKS TRUST.

AUTHORITY TO OBTAIN BANK OVERDRAFT.

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 twentieth day of February, 1940, authorized, in pursuance of section 271 of the *Water Act 1928* (No. 3801), the Swan Hill Waterworks Trust to obtain an advance or advances during the year 1940 from the English, Scottish, and Australian Bank Limited, Swan Hill, by overdraft of the Trust's current account thereat, such overdraft not to exceed at any one time the sum of Five hundred pounds (£500).

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

At the Executive Council Chamber,
Melbourne, 20th February, 1940.

Farmers' Debts Adjustment Act 1935.

CANCELLATION OF STAY ORDERS.

NOTIFICATION is hereby given that the Stay Orders issued to the under-mentioned farmers have been cancelled by the Farmers' Debts Adjustment Board, such cancellation to take effect on and from the 21st February, 1940:—

No. of Stay Order; Name; Address.

- 539; Matheson, Murdoch Alexander; Narraport.
2133; Lehmann, Arthur John; Jack River.
4197; McIntyre, Erton John; Tatura.
2847; Reseigh, Ethel Elizabeth Laver, and Reseigh, Ethel Elizabeth Laver, Harold Edwin Leigh; and Miller, Dorothy Jean, as legal personal representatives of Edwin Reseigh, deceased; Birchip.
2978; Stewart, James; Baringhup.
1161; Westland, Donald Alexander; Amy-road, Pakenham East.
1183; Ingram; Alfred Ernest; Kingower.

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

20th February, 1940.

MINING LEASES GRANTED.

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

8041. Beechworth; Johann Frederick Carl Myer; 82a. 3r. 2p.; Parish of Berringa.
8856. Castlemaine; George Ernest Dickenson; 355a. 2r. 9p.; Parishes of Fryers and Holcombe.
6948. Maryborough; James Burnett Reid; 25a. 2r. 10p.; Parish of Tarnagulla.

APPLICATIONS FOR MINING LEASES AND LICENCE ABANDONED.

9005. Ballarat; Roy Spencer Twelftree; 19a. 0r. 5p.; Parish of Ballarat.
8036. Beechworth; Acheron Gold Reef No Liability; 55a. 3r. 1p.; Parishes of Acheron and Niargaroon.
8738. Castlemaine; Alfred Amos Lewis; 38 acres; Parishes of Warrandyte and Nillumbik.
8851. Castlemaine; Ernest Lee Burkett and Percival John Adams; 60 acres; Parish of Greensborough.
8864. Castlemaine; Edwin Kerby Beaumont and Thomas Phillip Power; 100 acres; Reefton Bridge (near road from Marysville to Woods Point).
5452. Gippsland; Cecil Cooper; 38a. 0r. 3p.; Parish of Wollombay.
6924. Maryborough; Leonard Gilbert May; 752a. 1r.; Lampough.
1157. Water Right Licence; Arnold Eric Brown; 20 acres; Parish of Tarnagulla.

APPLICATION FOR LICENCE AND LEASE REFUSED.

1477. Tailings Licence; Herbert Leslie Archbold; in respect of tailings produced by New Moon Gold Mining Company N. L.
6846. Mineral; Elizabeth Hall; 35 acres; near Boolarra Railway Station.

LICENCES EXPIRED.

1038. Tailings Licence; Walter Smith Milne; 3a. 3r. 35p.; Parish of Carlyle.
1379. Tailings Licence; Alf. Nunn; to remove tailings from "Victoria" mine dump at Waterloo.
1388. Tailings Licence; Alf. Nunn; to remove tailings from old "Racecourse" dump at Haddon.
1391. Tailings Licence; Broadbent Bros.; to remove tailings from "Old Miners" dump at Snake Valley.

E. J. HOGAN,
Minister of Mines.

Stamps Act 1937.

NOTICE.

IN pursuance of the powers contained in the *Stamps Act 1937*, I hereby declare, by this notice, that transfers of shares in Morning Star (G.M.A.) Mines No Liability, Triton Gold Mines No Liability, and Victoria Gold Dredging Company No Liability, which are held by Gold Mines of Australia Limited and transferred to shareholders of the last-mentioned company who are entitled thereto by way of a distribution in specie in consequence of the reduction of the capital of the last-mentioned company, are not chargeable with any stamp duty.

Dated the 17th day of February, 1940.

W. E. CAMIER,
Acting Comptroller of Stamps.

STAMPS ACT 1937.

IN pursuance of the powers contained in the *Stamps Act 1937*, I hereby certify, until further notice, that The New Carshalton Gold Mining Company No Liability is engaged solely or principally in the search or mining for gold.

Dated the 21st day of February, 1940.

W. E. CAMIER,
Acting Comptroller of Stamps.

POLICE SALE.

POLICE LICENSING BRANCH, LITTLE BOURKE-STREET.

AN auction sale of confiscated and unclaimed liquor in possession of the police will be held at the Police Licensing Branch, 43 Little Bourke-street, Melbourne, at Three p.m., on Thursday, the 14th day of March, 1940.

ALEX. M. DUNCAN, Chief Commissioner.
14th February, 1940.

CONTRACTS ACCEPTED.—(Series 1939-40.)

GENERAL STORES.

SCHEDULE No. 10.

BOOTS AND SHOES.

Contract from 1st February, 1940, to 30th April, 1940.

1939/1069—*Ramplng & Hall*. Security, £80.
1939/1070—*Mahemoff Shoe Co.* Security, £77.
1939/1071—*Hudson and Cooper Pty. Ltd.* Security, £5.

Item No.	Description.	Rate per pair.	Name of Contractor.
		s. d.	
1	Men's boots— All sizes ..	10 9	Ramplng & Hall
2a	Boys' shoes— Sizes 7 to 9 ..	5 3	
2a	Boys' and Youths' boots— Sizes 10 to 13 ..	6 10	Mahemoff Shoe Co.
	" 1 to 5 ..	7 10	
3	Women's shoes— All sizes— Black strap ..	6 9	
	Black tie ..	7 0	
	Tan strap ..	6 9	
	Tan tie ..	7 0	
4	Girls' shoes— Sizes 7 to 9 ..	4 9	Mahemoff Shoe Co.
	" 10 to 13 ..	6 0	
	" 1 to 5 ..	6 9	
	" 7 to 9 ..	5 0	
	" 10 to 13 ..	6 3	
	" 1 to 5 ..	7 0	
6	Children's shoes— Sizes 3 to 6 ..	3 7	Hudson and Cooper Pty. Ltd.

Approved—A. A. DUNSTAN, Treasurer. 14.2.1940.

GENERAL STORES.

CONTRACT CANCELLED.

Gazette No. 224, 5th July, 1940, page 2464, Schedule No. 49, Sub-Schedule B, Steel (Mild)—Contract No. 1939/179, in the name of Briscoe and Co. Ltd., is hereby cancelled as on 2nd February, 1940. Requirements to 30th June, 1940, to be purchased under clause 4 of Stores and Transport Regulations.

Approved—A. A. DUNSTAN, Treasurer. 14.2.40.

PRISONERS' RATIONS.

CONTRACT CANCELLED.

Gazette No. 247, 26th July, 1939, page 2699, Prisoners' Meals, Northcote.—Contract No. 311 is hereby cancelled as from 27th January, 1940.

CONTRACT ACCEPTED.

1072. For the supply of Prisoners' Meals at Northcote Lock-up, from 28th January, 1940, to 30th June, 1940, at rates approved for Contract No. 311.—Lillie G. Tilson.

Approved by Tender Board under clause 6 of Stores and Transport Regulations.

H. E. JOHNSON, Secretary to the Tender Board. 19.2.40.

PUBLIC WORKS.

1073. (4) Bendigo, Police Offices, installation of electric light and power, £168.—Baker and Woods.

1074. (5) Kew, State School No. 1075, new fittings for sheet-metal craftrooms, £104.—Johnston's Pty. Ltd.

1075. (3) Longerenong Agricultural College, Doon, erection of temporary buildings, £1,749 10s.—Le Plastrier and Sutherland.

1076. (8) Melbourne, Police Station, Little Bourke-street, repairs, renovations, &c., £157.—G. E. Beamish.

1077. (4) Port Melbourne, Fisherman's Bend, aircraft landing ground, supply and delivery of material for top-dressing, up to 10,000 cubic yards, Two shillings per cubic yard.—Roche Bros. Pty. Ltd.

1078. (4) St. Kilda Jetty, supply and delivery of piles, £920.—Alex. Sturrock and Sons Pty. Ltd.

1079. (8) Williamstown, Dredging Depot, supply, delivery, and supervision of installation of compression ignition engine for explosives launch, £1,475.—Malcolm Moore Ltd.

1080. (4) Yarra Bend National Park, manufacture and delivery of one 70 horse-power electric motor, £197.—Australian General Electric Ltd.

1081. (6) Janefield, Mental Hospital, flooring coverings, £192 10s.—Modern Plastic Products Pty. Ltd.

1082. Extras on Contract, Serial No. 855/1939-40, £39 10s.

1083. Extras on Contract, Serial No. 820/1939-40, £35 13s. 6d.

1084. Extras on Contract, Serial No. 638/1939-40, £85 7s. 6d.

GEO. L. GOUDIE, Commissioner of Public Works. 19.2.40.

Local Government Act 1928.

SHIRE OF KORONG.

ORDER FOR DEVIATION OF PUBLIC HIGHWAY.

IN pursuance of the powers conferred by sections 521 and 525 of the *Local Government Act 1928*, the Council of the Shire of Korong doth hereby order that the land hereinafter described shall be a public highway from and after the date of the publication of this order in the *Government Gazette*, namely:—

All that piece of land being part of Crown allotment 39A, section A, Parish of Berrimal, County of Gladstone; Commencing at a point at the southern corner of the eastern boundary of Crown allotment 39A, section A, Parish of Berrimal; thence along the boundary of the said allotment by a line bearing S. 36 deg. 54 min. W. 1,152 links and by a line bearing S. 54 deg. 18 min. W. 334.4 links; thence by a line bearing N. 36 deg. 54 min. E. 1,610.7 links to the eastern boundary of the said allotment; thence along the boundary of the said allotment by a line bearing S. 1 deg. 17 min. W. 171.7 links to the commencing point.

And the said Council doth hereby further order that the land above described shall from the date of the said publication in the *Government Gazette* be a public highway in lieu of the land hereinafter described, namely:—

All that piece of land being part of a Government road in the said parish and county; Commencing at a point at the north-west corner of Crown allotment 39B, section A, Parish of Berrimal; thence by a line bearing N. 88 deg. 43 min. W. 123 links to the boundary of Crown allotment 39A, section A, Parish of Berrimal; thence along the said boundary by a line bearing S. 36 deg. 54 min. W. 990 links; thence by a line bearing S. 36 deg. 54 min. W. 334.4 links to the boundary of Crown allotment 39A, section A, Parish of Berrimal; thence along the said boundary by a line bearing N. 54 deg. 18 min. E. 334.4 links and by a line bearing N. 36 deg. 54 min. east 1,077 links to the commencing point.

Dated the ninth day of January, 1940.

The common seal of the President, Councillors, and Ratepayers of the Shire of Korong was hereunto affixed in the presence of—

FRANK M. DONALDSON, Councillor.
(SEAL) GEO. MAHONEY, Councillor.
A. E. COOPER, Shire Secretary.

Confirmed by the Governor in Council,
20th day of February, 1940.

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

SHIRE OF KORUMBURRA.

ROAD DEVIATION—PARISH OF POOWONG.

IN pursuance of the powers conferred by sections 521 and 525 of the *Local Government Act 1928*, the Council of the Shire of Korumburra doth hereby order that the lands hereinafter described shall be a public highway from and after the date of publication of this Order in the *Government Gazette*, namely:—

All that piece of land being part of Crown allotment 26 and of a former Government road, Parish of Poowong, County of Mornington, commencing at a point on the northern boundary of the said Crown allotment distant east 1,663 links from the north-west corner of the said Crown allotment; thence bounded by lines bearing S. 61 deg. 14 min. E. 174.5 links, S. 26 deg. 10 min. E. 697 links, S. 5 deg. 7 min. W. 190 links, S. 36 deg. 54 min. W. 443.7 links, S. 45 deg. 24 min. W. 1,307.6 links, east 67.2 links, S. 31 deg. 49 min. W. 118 links, west 106.6 links, S. 45 deg. 24 min. W. 990.5 links, south 140.4 links, N. 45 deg. 24 min. E. 2,547 links, N. 36 deg. 54 min. E. 479.6 links, N. 5 deg. 7 min. E. 247 links, N. 26 deg. 19 min. W. 759 links, west 224 links to the commencing point.

And the said Council doth hereby further order that the land above described shall from the said date of publication in the said *Government Gazette* be a public highway in lieu of the following piece of land, namely:—

All that piece of land being part of a road, commencing at a point distant east 803 links from the north-west corner of Crown allotment 26, Parish of Poowong, County of Mornington: thence bounded by lines bearing S. 4 deg. 27 min. E. 698.8 links; S. 2 deg. 20 min. W. 463.8 links; S. 20 deg. 39 min. E. 545.3 links; S. 32 deg. 31 min. W. 582.7 links; west 715.6 links; south 569 links; east 100 links; north 469 links; east 704.9 links; N. 45 deg. 24 min. E. 142.4 links; west 72.1 links; N. 32 deg. 31 min. E. 569 links; N. 20 deg. 39 min. W. 575 links; N. 2 deg. 20 min. E. 449.5 links; N. 4 deg. 27 min. W. 697 links; west 100.3 links to the commencing point.

Dated at Korumburra the twenty-sixth day of January, One thousand nine hundred and forty.

The common seal of the President, Councillors, and Rate-payers of the Shire of Korumburra was hereto affixed in the presence of—

J. A. COSTER, Shire President.
(SEAL) FRANK E. KURRIE, Councillor.
F. P. HUNGERFORD, Shire Secretary.

Confirmed by the Governor in Council,
20th February, 1940.

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

Transport Regulation Acts.
TRANSPORT REGULATION BOARD.
NOTICES OF PUBLIC HEARINGS.

NOTICE is hereby given that the applications made by the persons named below for licences to operate the commercial goods vehicles or commercial passenger vehicles on the route or routes, or in the manner set out opposite their names, will be heard at the Exhibition Buildings, Rathdown-street, Carlton, on the day specified at the time stated in each case:—

Name of Applicant; Nature of Application.

Wednesday, 28th February, 1940, at 10 a.m.

- A. T. BRIGGS, T. W. BRYANT, F. W. CASSELL, L. CLARK, H. C. DORNON, HEATHER & CO. PTY. LTD., W. B. JONES, L. H. MORTONMORE, R. SPORTON, S. G. STEWART, F. STOWELL, S. H. TOWON, E. W. WALSH; 1 commercial goods vehicle for the carriage of—(a) general goods 25 miles radius Melbourne; (b) household furniture throughout Victoria.
- HEWITT & SWEATMAN; 1 Plymouth sedan, with seating capacity for 5 persons, to be operated as a stage omnibus on the route between Warracknabeal and Bendigo, via Sheep Hills, Minyip, Rupanyup, Marnoo, St. Arnaud, Bealiba, Dunolly, Eddington, and Laanecoorie.
- CLARK, ALAN MORRISON; 1 Vauxhall sedan, with seating capacity for 7 persons, for the carriage of passengers, at a separate and distinct fare for each passenger, anywhere within the Shire of Mornington, and for private hire within a radius of 100 miles of Mornington.

Wednesday, 28th February, 1940, at 2.15 p.m.

- BAYLEY, H. H.; 1 G.M.C. bus, with seating capacity for 14 persons, to be operated on the route between Condah East and Hamilton, via Wallacedale and Branxholme, for the carriage only of school children.
- MONTI, T. L.; 1 commercial passenger vehicle to be purchased, to be operated on the route between Bendigo and Dinglee, via Tandara and Raywood, for the carriage only of school children.

NOTICE is hereby given that the applications made by the persons named below for full-term licences, as from the date set out opposite each name, to operate the commercial goods vehicles under the conditions referred to hereunder, will be heard at a time and place to be communicated to the parties:—

CONDITIONS REFERRED TO.

Group No. 1.—Authorized to carry as follows, and not otherwise—To and from the site of the construction or maintenance of some specific, existing, or proposed road, street, footpath, bridge, pier, wharf, weir, jetty, or channel—

- (a) From or to any part of the State of Victoria any plant the property of the contractor and required by him for use in connexion with such work of construction or maintenance, and also the following materials, viz., metal, stones, screenings, ashes, gravel, and sand.
- (b) Within a radius of 20 miles from the site of any construction or maintenance work performed pursuant to paragraph (a) above, or from the railway station nearest thereto—any other materials required for such work:—

CHARLESTON, F. J., Maidstone, 11th April, 1940.
CURRIE, D. I., Echuca, 25th January, 1940.

KINGSBURY, L., Kilsyth, 19th April, 1940.
SELZER, F. J., & SOXS, Orbost, 7th March, 1940.
SMITH, J. K., Charlton, 9th April, 1940.

Group No. 2.—Authorized to carry as follows, and not otherwise:—

(a) Within a radius of 50 miles from the Post Office at _____ plant the property of a contractor, and required by him for use in connexion with the construction or maintenance of some specific, existing, or proposed road, street, footpath, bridge, pier, wharf, weir, jetty, or channel, and also the following materials, viz., metal, stones, screenings, ashes, gravel, and sand.

(b) Within a radius of 20 miles from the site of any construction or maintenance work performed pursuant to paragraph (a) above, or from the railway station nearest thereto—any other materials required for such work.

(c) Within a radius of 20 miles from the Post Office at _____ general goods, excluding any plant or materials carried or to be carried pursuant to paragraphs (a) and (b) above:—
HIGGS, F. C., Lilydale, 29th April, 1940.
ROWE, F., Redesdale, 22nd February, 1940.
SONEGO BUOS., Goroke, 14th March, 1940.

NOTICE is hereby given that the applications made by the persons named below for licences to operate the commercial goods vehicles or commercial passenger vehicles on the route or routes, or in the manner set out opposite their names, will be heard at a time and place to be communicated to the parties:—

Name of Applicant; Nature of Application.

- DENN, S. W.; 1 commercial goods vehicle for the carriage of—
(a) general goods 20 miles radius Castlemaine; (b) household furniture within 100 miles radius of Castlemaine, or alternatively, throughout Victoria.
- PITCHER, E. M.; 1 commercial goods vehicle for the carriage of—(a) general goods 20 miles radius Springvale; (b) household furniture throughout Victoria.
- SIMMONS, A. D.; 1 commercial goods vehicle for the carriage of—(a) general goods 20 miles radius Echuca; (b) household furniture 100 miles radius Echuca, or alternatively throughout Victoria.
- STMS, R. T.; 1 commercial goods vehicle for the carriage of—
(a) general goods 20 miles radius Dandenong; (b) household furniture throughout Victoria.
- FASHAM, CLARENCE THOMAS; 1 commercial passenger vehicle to be operated—(a) as a stage omnibus for the carriage of school children only, on the route Koondrook-Kerang; (b) under charter conditions within a radius of 30 miles from Koondrook on week days, and within a radius of 50 miles from Koondrook on Saturdays, Sundays, and Public Holidays.
- LEE, R. F.; 1 commercial passenger vehicle, with seating capacity for 7 persons, to be operated as an additional vehicle—(a) on the route between Lauriston Weir and Kyneton; (b) within a radius of 8 miles of Kyneton; (c) on specified local tours; (d) charter within a radius of 30 miles of Kyneton; (e) private hire within a radius of 100 miles of Kyneton.
- SHORT, G. R.; 1 commercial goods vehicle for the carriage of—
(a) general goods 20 miles radius Morwell; (b) pulp wood from Maffra district to the railway stations at Maffra and Tinambra.

Notice of any objection should be forwarded to reach the Secretary to the Board not later than Monday, the 26th February, 1940.

F. P. MOUNTJOY

Secretary.

Exhibition Buildings Rathdown-street, Carlton, 20th February, 1940.

AUCTION SALES ACT 1928.

CAMPERDOWN.—Notice is hereby given that a Special Meeting of Justices will be held at the Court House at Camperdown, on Thursday, the 14th day of March, 1940, at Ten o'clock in the forenoon, to consider an application by Alan Theodore Flowers, of 75 Gray-street, Terang, for an auctioneer's licence. Dated at Camperdown this 15th day of February, 1940.—A. R. PENFOLD, Clerk of Petty Sessions.

WARRAGUL.—Notice is hereby given that a Special Meeting of Justices will be held at the Court House, Warragul, on Tuesday, the 12th day of March, 1940, at Eleven o'clock in the forenoon, to consider an application by Victor Fairchild Williamson, of Drouin, for an auctioneer's licence. Dated this 13th day of February, 1940.—L. S. F. SMITH, Clerk of Petty Sessions.

PUBLIC TRUSTEE ACT 1939.

At the Executive Council Chamber, Melbourne, the
sixteenth day of January, 1940.

PRESENT:

His Excellency the Governor of Victoria.
Mr. Hogan | Sir George Goudie.
Mr. Mackrell |

REGULATION.

UNDER and by virtue of the powers and authorities conferred by the *Public Trustee Act 1939*, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby fix the amounts of commission to be paid to the Public Trustee in respect of the estates administered by him at the rates set out hereunder (that is to say):—

COMMISSION ON CAPITAL.

ESTATES OF DECEASED PERSONS.

1. In estates as to which probate or administration shall hereafter be granted to the Public Trustee:—

- (a) Upon the gross amount of assets realized—
On any sum up to £5,000—£2 10s. per centum.
On all in excess of £5,000 up to £10,000—£2 per centum.
On all in excess of £10,000—£1 per centum.
- (b) Upon such part of the capital of any estate realized by a former trustee, executor or administrator, as becomes vested in the Public Trustee on the original trusts, and upon such part of the capital of any estate as is cash in the hands of the Public Trustee at the time when the estate is vested in him—£1 per centum.
- (c) Upon unrealized real or personal property transferred or delivered in kind to any person entitled thereto being a devisee, legatee, next of kin, beneficiary, cestui que trust, or other person of a like character, upon the value of such property as fixed by the Public Trustee, but after deducting therefrom all legal or equitable mortgages or charges secured thereon or owing in respect thereof:—
Up to £10,000—£1 5s. per centum.
On all in excess of £10,000—15s. per centum.
Minimum charge under this heading £2—or 2½ per centum on the value of the property transferred or delivered (whichever shall be the lesser amount).
- (d) For obtaining a grant of probate or administration on behalf of a foreign executor or administrator where the Public Trustee accounts to such executor or administrator, and does not himself administer the local estate:—
Where the value of the local estate is not more than £250—£2 2s.
Where the value is over £250 and not more than £1,000—£3 3s.
Where the value is over £1,000—£6 6s.
and Court fees and legal costs (if a solicitor is employed).
- (e) Where assets outside the State of Victoria are received by the Public Trustee as principal administrator:—
On the capital received or realized—£1 10s. per centum.

TRUST ESTATES.

2. (a) The charge on the gross capital shall be as arranged between the Public Trustee and the settlor, or as otherwise agreed on.

Where no charge is so arranged or agreed upon, the charge shall be the same as under 1 (a), (b) and (c).

(b) If the Public Trustee acts as custodian trustee or advisory trustee, the charge shall be such as is fixed by the Public Trustee, with the concurrence of his co-trustees, or if they do not agree, by the Attorney-General, but shall not be more than half the charge under 1 (a).

(c) Provided further that if the trust instrument shall prescribe the remuneration of the Public Trustee, either as sole trustee, or as advisory or custodian trustee, the Public Trustee shall be bound by the provisions of the trust instrument, if he accepts the trust thereby created.

AGENCIES.

3. In cases in which the Public Trustee acts as Attorney, Agent, Guardian or Committee (hereinafter referred to as Agencies) the commission on capital shall be as arranged between the Public Trustee and his principal, or as otherwise agreed on, or as fixed by the Court.

Where no charge is so arranged, agreed, or fixed, the charge shall be the same as under 1 (a).

ESTATES OF PATIENTS AND INFIRM PERSONS.

4. Upon the capital of estates of patients or infirm persons realized by the Public Trustee, or any person acting under his control or direction:—

(a) On any sum up to £200—£5 per centum.

(b) On all in excess of £200—£2 10s. per centum.

(c) Provided that if the Public Trustee shall withdraw money from a current account or fixed deposit in a Savings Bank or Trading Bank, for the purpose of investing such amount on behalf of the patient or infirm person, no commission shall be charged on the amount so withdrawn.

COMMISSION ON INCOME.

ESTATES OF DECEASED PERSONS.

5. Upon income received by the Public Trustee in respect of any estate which is being administered by him:—

(a) On the first £100 per annum—£5 per centum.

(b) On all income exceeding £100 per annum—£2 10s. per centum.

TRUST ESTATES, AGENCIES, AND ESTATES OF INFIRM PERSONS.

6. On all income—£2 10s. per centum.

ESTATES OF PATIENTS.

7. On all income—£5 per centum.

VARIATION OF CHARGES ON INCOME.

8. The provisions with regard to the variation of charges for commission on capital shall apply with such alteration as may be necessary to commission on income.

GENERAL.

9. The Public Trustee may, in any estate, with the consent of the Attorney-General, reduce any of the foregoing charges.

10. In addition to the foregoing charges, there shall also be chargeable and payable all expenses and disbursements incurred by the Public Trustee, which, in the opinion of the Public Trustee, are necessary or expedient to be provided for or incurred in the management of the estate to which the charge relates.

11. For any matter or service not hereinbefore mentioned, such charge as is agreed on, or in the absence of agreement, the Public Trustee fixes.

And the Honorable Henry Stephen Bailey, His Majesty's Attorney-General for the State of Victoria, shall give the necessary directions herein accordingly.

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

(Published in lieu of the Regulations appearing in the *Government Gazette* of the 17th January, 1940, at page 99.)

COUNTRY ROADS BOARD.

At the Executive Council Chamber, Melbourne, the
twentieth day of February, 1940.

PRESENT:

His Excellency the Governor of Victoria.
Mr. Tuckett | Mr. Pye.

ORDER APPROVING OF A NEW MAIN 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 new Fairbank-road in the Shire of Korumburra 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 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 those pieces of land in the Parish of Korumburra, the boundaries of which are as follow:—

- (a) Commencing at a point in allotment 59A of the said parish, distant 145 deg. 49 min. 567 links and 276 deg. 42 min. 186.8 links from the north-western angle of the said allotment: thence by lines bearing respectively 276 deg. 42 min. 83.2 links, 335 deg. 52 min. 94 links, and 128 deg. 16 min. 154 links to the point of commencement.
- (b) Commencing at a point in allotment 59 of the said parish, distant 145 deg. 49 min. 567 links, 276 deg. 42 min. 186.8 links, 308 deg. 16 min. 154 links, and 335 deg. 52 min. 115.1 links from the north-western angle of allotment 59A of the said parish; thence by lines bearing respectively 308 deg. 47 min. 291.1 links, 123 deg. 55 min. 176 links, and 136 deg. 9 min. 116.7 links to the point of commencement—

which said pieces of land are particularly delineated and shown coloured red on survey plan No. 4307, lodged in the office of the Country Roads Board.

ORDER APPROVING OF A NEW MAIN ROAD IN THE
SHIRE OF MORNINGTON.

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 Tyabb-road in the Shire of Mornington 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 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 Moorooduc, the boundaries of which are as follow:—Commencing at a point on the southern boundary of Crown portion 12 of the said parish, distant 291 deg. 52 min. 7,559 links and 291 deg. 47 min. 512.1 links from the south-eastern angle of the said portion; thence by lines bearing respectively 291 deg. 47 min. 454.5 links, 335 deg. 13 min. 454.5 links, 143 deg. 54 min. 429.3 links, and 123 deg. 5 min. 429.3 links to the point of commencement— which said piece of land is particularly delineated and shown coloured red on survey plan No. 4306, lodged in the office of the Country Roads Board.

ORDER APPROVING OF A DEVIATION FROM A ROAD
IN THE SHIRE OF PORTLAND.

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 Portland-Nelson road in the Shire of Portland should be made by the said Board: And whereas the said Board in accordance with the requirements of section 4 of the *Country Roads Act 1936* (No. 4458) and of section 19 of the said first 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 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 Kentbruck, the boundaries of which are as follow:—Commencing at a point on the northern boundary of allotment 11, section 1 of the said parish, distant 90 deg. 0 min. 1,351 links from the north-western angle of the said allotment; thence by lines bearing respectively 90 deg. 0 min. 606.1 links, 119 deg. 40 min. 1,776.3 links, 176 deg. 36 min. 358 links, and 299 deg. 40 min. 2,498.3 links to the point of commencement—which said piece of land is particularly delineated and shown coloured red on survey plan No. 4313, lodged in the office of the Country Roads Board.

ORDER APPROVING OF A NEW ROAD IN THE
SHIRE OF TOWONG.

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 Tallangatta Creek-road in the Shire of Towong should be made by the said Board: And whereas the said Board in accordance with the requirements of section 4 of the *Country Roads Act 1936* (No. 4458) and of section 19 of the said first 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 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 Wagra, the boundaries of which are as follow:—Commencing at the south-eastern angle of the western portion of allotment 102, section 12 of the said parish; thence by lines bearing respectively 270 deg. 0 min. 75 links, 323 deg. 21 min. 713 links, 100 deg. 30 min. 509 links, and 180 deg. 0 min. 479 links to the point of commencement—which said piece of land is particularly delineated and shown coloured red on survey plan No. 4295, lodged in the office of the Country Roads Board.

DECLARATION OF A DEVIATION FROM THE CAMPER-
DOWN-CORBEN ROAD IN THE SHIRE OF HAMPDEN.—
ORDER IN COUNCIL AMENDED.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby amend the Order in Council made on the 20th day of November, 1939, and published in the *Gazette* of the 22nd item relating to a declaration under the *Country Roads Act* of a deviation from the Camperdown-Golden road in the Shire of Hampden, by the interpolation of the words and figures "3 deg. 46 min. 126.6 links" between the word "links" and the figure "38" appearing in line 31 on page 2 of the said Order.

S. C. J. Links 3702

And the Honorable Sir George 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.

Apprenticeship Acts.

APPRENTICESHIP COMMISSION OF VICTORIA.

At the Executive Council Chamber, Melbourne, the
twentieth day of February, 1940.

PRESENT:

His Excellency the Governor of Victoria.
Mr. Tuckett | Mr. Pyc.

PASTRYCOOKING TRADE REGULATIONS (No. 2).

WHEREAS by section 39 of the Apprenticeship Act 1928 (No. 3636) it is amongst other things enacted that the Governor in Council may make Regulations for or with respect to providing for any matters which are or may be the subject of draft Regulations submitted by the Apprenticeship Commission of Victoria: And whereas the said Commission has prepared and submitted to His Excellency the Governor in Council draft Regulations for or with respect to the matters hereinafter set out: Now therefore His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby make Regulations following, that is to say:—

Short Title.

1. These Regulations may be cited as "Pastrycooking Trade Regulations (No. 2)."

Interpretation.

2. In these Regulations—

"Acts" mean Apprenticeship Acts.

"Applicant" means an applicant for apprenticeship employed on probation.

"Commission" means the Apprenticeship Commission of Victoria.

"Registrar" means the Registrar of Apprenticeship.

"Secretary" means the Secretary to the Commission.

Application of Regulations.

3. These Regulations shall apply only with respect to the following apprenticeship trade, viz.:—
Pastrycooking.

Apprenticeship Course—Classes for Instruction.

4. (a) The classes for instruction in the subjects of the apprenticeship course for the said trade shall be as set out in the Schedule hereto, but any apprentice or applicant who has the necessary qualifications may, subject to the approval of the Commission, be permitted to enter the classes prescribed for any year of the said course.

Standard of Education to be Attained by an Apprentice.

(b) The standard of education to be attained by an apprentice—

(i) in each year of his apprenticeship course in order that he may qualify to proceed to the classes for instruction prescribed for the next succeeding year; and

(ii) in the subjects of the fourth year of the apprenticeship course in order that he may qualify in respect to education for the "final certificate" of the Commission—

shall be not less than 50 per cent. of the possible marks allotted at the annual examinations approved by the Commission in each of the subjects prescribed for such year of the said course, or such average percentage of marks in all the said subjects deemed by the Commission to be equivalent thereto.

Trade Experience Required of an Apprentice.

(c) The trade experience to be obtained by an apprentice in his apprenticeship course shall include gradual and complete instruction to the satisfaction of the Commission in all processes of preparation, making and baking of cakes, pastries, fermented acrated and hot plate goods; icing, ornamenting and sugar working, and the employer shall by the best means in his power teach and instruct or cause to be taught and instructed the apprentice in the said processes.

Attendance at Classes for Instruction.

5. (a) Every apprentice and applicant in the said trade shall attend the classes for instruction prescribed for his apprenticeship course at such times and at such place or places and on such occasions while the classes are open for instruction as the Commission directs by notice in writing in the form prescribed by General Regulations (No. 1) made under the Acts, provided that the number of evenings on which such apprentice or applicant shall be required to attend shall not exceed two in any one week.

Employer to Permit Apprentice or Applicant to Attend Classes.

(b) Every employer who has been given notice in writing in the form prescribed by the said General Regulations (No. 1) shall, while the classes are open for instruction, permit his apprentices and applicants to attend for instruction at the school or schools and class or classes at the hours and on the occasions specified in such notice.

Apprentice or Applicant Shall Submit Himself for Examination.

(c) Every apprentice or applicant attending the aforesaid class or classes shall submit himself for examination in the subjects of his apprenticeship course at the places and times determined by the Commission.

Penalties for Non-attendance, Misbehaviour, &c.

(d) Any apprentice or applicant who—

(i) fails to attend any technical school or class at which he is required to attend punctually at the time appointed for the commencement thereof, or without the permission of the instructor, leaves the same before the time appointed for leaving; or

(ii) fails to be diligent or behaves in an indecorous manner while in such school or class; or

(iii) destroys or fails to take care of any material or equipment provided for his use in such school or class; or

(iv) without good and satisfactory reason, in the opinion of the Commission, fails to secure in each year a record of 80 per cent. of attendances in the day classes and in the evening classes prescribed for his apprenticeship course—

shall be liable to a penalty not exceeding Two pounds, or, alternatively, to cancellation of his indentures by the Commission.

Apprentice or Applicant to Provide Books, Materials, &c.

(e) Every apprentice or applicant shall, at his own cost and expense, provide himself with the necessary books, drawing instruments, and materials required at the classes for instruction, unless otherwise provided by the school authorities or other bodies.

Standard of Proficiency.

6. Should the apprentice in any year pass in the subjects prescribed for that year of his apprenticeship course and attain a standard as certified by the Commission of not less than an average 75 per cent. of the possible marks allotted at the annual examinations approved by the Commission to the subjects of Trade Theory and Practice prescribed for that year of such course, he shall be deemed to have attained the standard of proficiency for such year.

Increased Rates of Pay for Proficiency.

7. When an apprentice attains in any year the standard of proficiency prescribed for that year of his apprenticeship course he shall—

(a) for the first occasion on which he attains such standard be paid, for the next succeeding year, the sum of Two shillings per week in addition to the prescribed weekly wage;

(b) for the second occasion on which he attains such standard, be paid for the next succeeding year the sum of Two shillings and six pence per week in addition to the prescribed weekly wage;

(c) for the third and/or fourth occasion on which he attains such standard be paid for the next succeeding year the sum of Three shillings per week in addition to the prescribed weekly wage.

Payment of School Fees.

8. (a) The school fees of apprentices or applicants for attendance at the prescribed classes for instruction shall be paid by such apprentices or applicants; but on receipt by the employer of a report from the Commission that any such apprentice or applicant has secured during the period covered by the report a record of not less than 80 per cent. of the possible attendances at the prescribed day and evening classes respectively, the employer shall refund to the apprentice or applicant the school fees paid by him for such period of instruction. Provided, however, that if such report states that the apprentice or applicant has, in the opinion of the Commission, failed to be diligent or has behaved in an indecorous manner while in attendance at the prescribed classes for instruction during such period, the employer shall not be required to make the refund as aforesaid.

(b) In cases where the apprentice or applicant is prevented on occasions from attendance at the said classes through illness or accident, such occasions shall not be included as possible attendances in determining the aforesaid percentage; provided that the employer may demand a medical certificate from the apprentice or applicant as proof of such illness or accident.

Incorporation of General Regulations.

9. The provisions of the following General Regulations made under the Acts shall apply in the said trade:—

General Regulations (No. 1), approved by the Governor in Council on the 18th day of September, 1928, and published in the *Victoria Government Gazette* on the 19th day of September, 1928.

General Regulations (No. 2), approved by the Governor in Council on the 26th day of October, 1928, and published in the *Victoria Government Gazette* on the 31st day of October, 1928.

General Regulations (No. 3), approved by the Governor in Council on the 10th day of December, 1928, and published in the *Victoria Government Gazette* on the 12th day of December, 1928.

General Regulations (No. 4), approved by the Governor in Council on the 24th day of December, 1931, and published in the *Victoria Government Gazette* on the 30th day of December, 1931.

General Regulations (No. 5), approved by the Governor in Council on the 9th day of December, 1932, and published in the *Victoria Government Gazette* on the 4th day of January, 1933.

SCHEDULE.

Classes for instruction in the subjects of the Apprenticeship Course for the trade of Pastrycooking:—

		Hours per week.	
<i>First Year—</i>			
Trade Mathematics and General	Grade I.	1	} One half-day and two evenings
Trade Science	Grade I.	2	
Trade Drawing and Cake Decoration	Grade I.	1	
Trade Theory and Practice	Grade I.	4	
<i>Second Year—</i>			
Trade Mathematics and General	Grade II.	1	} One half-day and two evenings
Trade Science	Grade II.	2	
Trade Drawing and Cake Decoration	Grade II.	1	
Trade Theory and Practice	Grade II.	4	
<i>Third Year—</i>			
Trade Drawing and Cake Decoration	Grade III.	2	} Two evenings
Trade Theory and Practice	Grade III.	2	
Trade Science, optional on additional evening	Grade III.		
<i>Fourth Year—</i>			
Trade Drawing and Cake Decoration	Grade IV.	2	} Two evenings
Trade Theory and Practice	Grade IV.	2	
Trade Science, optional on additional evening	Grade IV.		

The detailed syllabus of the above-mentioned subjects shall be as determined from time to time by the Apprenticeship Commission of Victoria.

BREAD MAKING AND BAKING TRADE REGULATIONS (No. 2).

WHEREAS by section 39 of the *Apprenticeship Act 1928* (No. 3636) it is amongst other things enacted that the Governor in Council may make Regulations for or with respect to providing for any matters which are or may be the subject of draft Regulations submitted by the Apprenticeship Commission of Victoria: And whereas the said Commission has prepared and submitted to His Excellency the Governor in Council draft Regulations for or with respect to the matters hereinafter set out: Now therefore His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby make Regulations following, that is to say:—

Short Title.

1. These Regulations may be cited as Bread Making and Baking Trade Regulations (No. 2).

Interpretation.

2. In these Regulations—

“Acts” mean Apprenticeship Acts.

“Applicant” means an applicant for apprenticeship employed on probation.

“Commission” means the Apprenticeship Commission of Victoria.

“Registrar” means the Registrar of Apprenticeship.

“Secretary” means the Secretary to the Commission.

Application of Regulations.

3. These Regulations shall apply only with respect to the following apprenticeship trade, viz.:—

Bread Making and Baking.

Apprenticeship Course—Classes for Instruction.

4. (a) The classes for instruction in the subjects of the apprenticeship course for the said trade shall be as set out in the Schedule hereto, but any apprentice or applicant who has the necessary qualifications may, subject to the approval of the Commission, be permitted to enter the classes prescribed for any year of the said course.

Standard of Education to be Attained by an Apprentice.

(b) The standard of education to be attained by an apprentice—

(i) in each year of his apprenticeship course in order that he may qualify to proceed to the classes for instruction prescribed for the next succeeding year; and

(ii) in the subjects of the fourth year of the apprenticeship course in order that he may qualify in respect to education for the “final certificate” of the Commission—

shall be not less than 50 per cent. of the possible marks allotted at the annual examinations approved by the Commission in each of the subjects prescribed for such year of the said course, or such average percentage of marks in all the said subjects deemed by the Commission to be equivalent thereto.

Trade Experience Required of an Apprentice.

(c) The trade experience to be obtained by an apprentice in his apprenticeship course shall include gradual and complete instruction to the satisfaction of the Commission in all processes of the making and baking of bread, and the employer shall by the best means in his power teach and instruct or cause to be taught and instructed the apprentice in the said processes.

Attendance at Classes for Instruction.

5. (a) Every apprentice and applicant in the said trade shall attend the classes for instruction prescribed for his apprenticeship course at such times and at such place or places and on such occasions while the classes are open for instruction as the Commission directs by notice in writing in the form prescribed by General Regulations (No. 1) made under the Acts, provided that the number of evenings on which such apprentice or applicant shall be required to attend shall not exceed two in any one week.

Employer to Permit Apprentice or Applicant to Attend Classes.

(b) Every employer who has been given notice in writing in the form prescribed by the said General Regulations (No. 1) shall, while the classes are open for instruction, permit his apprentices and applicants to attend for instruction at the school or schools and class or classes at the hours and on the occasions specified in such notice.

Apprentice or Applicant Shall Submit Himself for Examination.

(c) Every apprentice or applicant attending the aforesaid class or classes shall submit himself for examination in the subjects of his apprenticeship course at the places and times determined by the Commission.

Penalties for Non-attendance, Misbehaviour, &c.

(d) Any apprentice or applicant who—

(i) fails to attend any technical school or class at which he is required to attend, punctually at the time appointed for the commencement thereof, or without the permission of the instructor, leaves the same before the time appointed for leaving; or

(ii) fails to be diligent or behaves in an indecorous manner while in such school or class; or

(iii) destroys or fails to take care of any material or equipment provided for his use in such school or class; or

(iv) without good and satisfactory reason, in the opinion of the Commission, fails to secure in each year a record of 80 per cent. of attendances in the day classes and in the evening classes prescribed for his apprenticeship course—

shall be liable to a penalty not exceeding Two pounds, or, alternatively, to cancellation of his indentures by the Commission.

Apprentice or Applicant to Provide Books, Materials, &c.

(e) Every apprentice or applicant shall, at his own cost and expense, provide himself with the necessary books, drawing instruments, and materials required at the classes for instruction, unless otherwise provided by the school authorities or other bodies.

Payment of School Fees.

6. (a) The school fees of apprentices or applicants for attendance at the prescribed classes for instruction shall be paid by such apprentices or applicants; but on the receipt by the employer of a report from the Commission that any such apprentice or applicant has secured during the period covered

by the report a record of not less than 80 per cent. of the possible attendances at the prescribed day and evening classes respectively, the employer shall refund to the apprentice or applicant the school fees paid by him for such period of instruction. Provided, however, that if such report states that the apprentice or applicant has, in the opinion of the Commission, failed to be diligent or has behaved in an indecorous manner while in attendance at the prescribed classes for instruction during such period, the employer shall not be required to make the refund as aforesaid.

(b) In cases where the apprentice or applicant is prevented on occasions from attendance at the said classes through illness or accident, such occasions shall not be included as possible attendances in determining the aforesaid percentage; provided that the employer may demand a medical certificate from the apprentice or applicant as proof of such illness or accident.

Incorporation of General Regulations.

7. The provisions of the following General Regulations made under the Acts shall apply in the said trade:—

General Regulations (No. 1), approved by the Governor in Council on the 18th day of September, 1928, and published in the *Victoria Government Gazette* on the 19th day of September, 1928.

General Regulations (No. 2), approved by the Governor in Council on the 26th day of October, 1928, and published in the *Victoria Government Gazette* on the 31st day of October, 1928.

General Regulations (No. 3), approved by the Governor in Council on the 10th day of December, 1928, and published in the *Victoria Government Gazette* on the 12th day of December, 1928.

General Regulations (No. 4), approved by the Governor in Council on the 24th day of December, 1931, and published in the *Victoria Government Gazette* on the 30th day of December, 1931.

General Regulations (No. 5), approved by the Governor in Council on the 9th day of December, 1932, and published in the *Victoria Government Gazette* on the 4th day of January, 1933.

Standard of and Increased Rates of Pay for Proficiency.

8. Should the apprentice in any year pass in the subjects prescribed for that year of his apprenticeship course and attain the standard as certified by the Commission of not less than an average of 75 per cent. of the possible marks allotted at the annual examinations approved by the Commission to the subjects of Trade Theory and Practice prescribed for that year of such course, he shall for the next succeeding year of his apprenticeship course be paid the sum of two shillings per week in addition to the prescribed weekly wage.

SCHEDULE.

Classes for instruction in the subjects of the Apprenticeship Course for the trade of Bread Making and Baking:—

		Hours per week.
<i>First Year—</i>		
Trade Calculations and General ..	Grade I.	1
Trade Science ..	Grade I.	2
Trade Theory and Practice ..	Grade I.	5
<i>Second Year—</i>		
Trade Calculations and General ..	Grade II.	1
Trade Science ..	Grade II.	2
Trade Theory and Practice ..	Grade II.	5
<i>Third Year—</i>		
Trade Science ..	Grade III.	2
Trade Theory and Practice ..	Grade III.	4
<i>Fourth Year—</i>		
Trade Science ..	Grade IV.	2
Trade Theory and Practice ..	Grade IV.	4

The detailed syllabus of the above-mentioned subjects shall be as determined by the Apprenticeship Commission from time to time.

BUTCHERING AND/OR SMALL GOODS MAKING TRADES REGULATIONS (No. 1).

WHEREAS by section 39 of the *Apprenticeship Act 1928* it is amongst other things enacted that the Governor in Council may make Regulations for or with respect to providing for any matters which are or may be the subject of draft Regulations submitted by the Apprenticeship Commission of Victoria: And whereas the said Commission has prepared and submitted to His Excellency the Governor in Council draft Regulations for or with respect to the matters hereinafter set out: Now, therefore, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby make the Regulations following, that is to say:—

Short Title.

1. These Regulations may be cited as Butchering and/or Small Goods Making Trades Regulations (No. 1).

No. 49.—2174/40.—2

Interpretation.

2. In these Regulations—

“Acts” mean the Apprenticeship Acts.

“Applicant” means an applicant for apprenticeship employed on probation.

“Commission” means the Apprenticeship Commission of Victoria.

“Registrar” means the Registrar of Apprenticeship.

“Secretary” means the Secretary to the Commission.

Application of Regulations.

3. These Regulations shall apply only with respect to the following apprenticeship trades, viz.:—
Butchering and/or Small Goods Making.

Applicants for Apprenticeship to Apply for Certificate.

4. Applications by persons desiring to become apprentices in the said trades shall be in the form contained in the Third Schedule to General Regulations (No. 1) made under the Acts.

Applicants may be Examined.

5. Applicants for apprenticeship in the said trades may be required to submit themselves for examination at the time and place determined by the Commission to prove that they possess the preparatory educational qualifications required for entry into apprenticeship in such trades. Provided that any such applicant shall be exempted from such examination.

Exemptions.

(a) If he possesses any one of the following educational qualifications, or, in the opinion of the Commission, the equivalent thereof:—

(i) The Intermediate Technical or Junior Technical Certificates of the Education Department of Victoria, the School Intermediate Certificate or equivalent qualifications approved by the Commission.

(ii) The satisfactory completion, as certified by the school authority and approved by the Commission, of a two years' course of study in a Junior Technical School or equivalent qualifications approved by the Commission.

(iii) The satisfactory completion of the Eighth Grade course of study of the Elementary Schools of the Education Department of Victoria, or its equivalent, as certified by the school authority and approved by the Commission.

(b) If he satisfies the Commission, in accordance with subsection (2) of section 18 of the Acts, that he has not had sufficient opportunity to obtain the preparatory educational qualifications prescribed for entry into the said trade.

Minimum Age of Entry into Apprenticeship.

6. The minimum age at which persons shall enter the said trades as apprentices or applicants for apprenticeship on probation shall be fifteen years.

Term of Apprenticeship.

7. The term of apprenticeship in the said trades shall be as follows:—

(a) In the case of persons entering the said trades under the age of seventeen years, a term of five years.

(b) In the case of persons entering the said trades at or above the age of seventeen years, a term of four years.

Form of Indentures of Apprenticeship—General Form.

8. The standard form of indentures of apprenticeship in the said trades and the terms, covenants, and conditions thereof, shall be in the form contained in the Second Schedule to General Regulations (No. 2) made under the Acts, with the following additions thereto:—

Additional Covenants, &c., to General Form of Indentures of Apprenticeship. Employers' Covenants.

At the end of paragraph (c) (i) add the following proviso:—Provided that where he is temporarily unable to provide such work as will keep the apprentice fully employed during any ordinary working week or month, he may, with the approval of the Apprenticeship Commission of Victoria, employ the apprentice for such less time in any such week, or month, as may, on the application of such employer, be determined by the said Commission, at wages proportionate to those which he is required, under the provisions of this paragraph, to pay to the apprentice when employed during the whole of any ordinary working week or month—

(c) (iii) Make no deduction from the wages of the apprentice in respect of any time lost by reason of compulsory attendance at classes for instruction in subjects of the apprenticeship course.

- (c) (iv) In the event of the employer being unable, owing to lack of orders or through financial difficulties to find employment and training for the apprentice, or to arrange for the transfer of the apprentice to another employer as provided for under the Acts, the Commission may on application made in that behalf by the employer, and after satisfying itself that the circumstances justify such action, arrange for the suspension of the indentures for such period as it determines, or for the cancellation of the indentures.
- (f) Not hold the apprentice responsible for any damage or injury done to materials, machinery, tools, or plant, other than wilful damage or damage due to carelessness.
- (g) Provide the apprentice with all tools necessary for carrying out his work excepting knives, steels, with belt and pouch.

Apprentice or Parent or Guardian's Covenant.

(c) At all times while in the employment of the employer conduct himself in a courteous, obedient, and proper manner.

Mutual Agreements.

3. At the end of paragraph (3) add the following provisos:—

Provided further—

- (i) that where the apprentice is required under the provisions of the proviso to paragraph (c) (i) hereof to work for less time than full time in any ordinary working week or month, or
- (ii) that where the indentures of any apprentice are suspended for any period by the Commission—
- the total period of time not served by the apprentice by reason of either of the above-mentioned provisions shall, at the option of the apprentice, be included in the term of his apprenticeship, or be added to the term of his apprenticeship. In the event of such period being added to the term of his apprenticeship the apprentice shall be paid for such period at the wages rates prescribed in respect to the last year of his apprenticeship.

10. That the apprentice shall be paid the same allowances as are from time to time paid by the employer to journeymen in the same trade for meal money, fares, travelling time, country work, and other matters, or where such allowances are proportionate to the rates of pay received by journeymen, the apprentice shall be paid only such proportion thereof, as the rates of pay of the apprentice bear to such journeyman's rates of pay.

11. That the apprentice will replace any of the tools supplied for his use as hereinbefore provided if lost or broken through his own carelessness.

Forms of Indentures Where Applicant Admitted to a Year Other than the First Year of Apprenticeship.

9. In cases, however, where an applicant for apprenticeship in the said trades has been permitted by the Commission, in pursuance of section 18 (1) of the Acts, to be admitted to some year of the prescribed apprenticeship course other than the first year, paragraph (a) of the employer's covenant in the indentures of apprenticeship to be entered into shall read as follows:—

- (a) Take, receive, and accept the apprentice as his apprentice for the full term of _____ years from the _____ day of _____ 19____ the first year of which term shall be deemed to be the _____ year of the _____ term of apprenticeship prescribed in respect of the under-mentioned trade.

10. The minimum rates of pay to be paid as wages to apprentices in the said trades in each year of their apprenticeship course shall be as follows:—

- (a) In respect to the term of apprenticeship of five years—
- 1st year—at the rate of 15s. 6d. per week.
2nd year—at the rate of 20s. 6d. per week.
3rd year—at the rate of 36s. 0d. per week.
4th year—at the rate of 51s. 6d. per week.
5th year—at the rate of 67s. 0d. per week.
- (b) In respect to the term of apprenticeship of four years—
- 1st year—at the rate of 17s. 6d. per week.
2nd year—at the rate of 31s. 0d. per week.
3rd year—at the rate of 51s. 6d. per week.
4th year—at the rate of 67s. 0d. per week.

Rates for Overtime Worked.

11. Where overtime (i.e., work done on Sundays and Public Holidays or outside the ordinary working hours) is worked, the apprentice shall be paid by the employer wages for such overtime at the rate of time and a half, double time, or at such other rate (as the case may be) as the employer may for the time being be obliged to pay to journeymen employed by him in the same trades.

Proportion of Apprentices to Journeymen.

12. The number of apprentices who may be employed in any shop or shop and factory combined by any employer at any time in the said trades, shall not exceed the proportion of one apprentice to every three journeymen, or fraction of three journeymen, employed by such employer in such trade: For the purposes of this Regulation an employer working at the trades shall be deemed to be a journeyman, and the number of journeymen employed at any time shall be deemed to be the average per working day of the number of journeymen employed in the said trades by such employer during the period of six months immediately preceding such time.

Standard of Proficiency.

13. Should the apprentice in any year pass in the subjects prescribed for that year of his apprenticeship course and attain a standard as certified by the Commission of not less than an average 75 per cent. of the possible marks allotted at the annual examinations approved by the Commission to the subjects of Trade Theory and Practice prescribed for that year of such course, he shall for the next succeeding year of his apprenticeship course be paid the sum of 2s. per week in addition to the prescribed weekly wage.

Apprenticeship Course—Classes for Instruction.

14. (a) The classes for instruction in the subjects of the apprenticeship course for the said trades shall be as set out in the Schedule hereto, but any apprentice or applicant who has the necessary qualifications may, subject to the approval of the Commission, be permitted to enter the classes prescribed for any year of the said course.

Standard of Education to be Attained by an Apprentice.

(b) The standard of education to be attained by an apprentice—

(i) in each year of his apprenticeship course in order that he may qualify to proceed to the classes for instruction prescribed for the next succeeding year; and

(ii) in the subjects of the fourth year of the apprenticeship course in order that he may qualify in respect to education for the "final certificate" of the Commission—

shall be not less than 50 per cent. of the possible marks allotted at the annual examinations approved by the Commission in each of the subjects prescribed for such year of the said course, or such average percentage of marks in all the said subjects deemed by the Commission to be equivalent thereto.

Trade Experience Required of an Apprentice.

(c) The trade experience to be obtained by an apprentice in his apprenticeship course shall include gradual and complete instruction to the satisfaction of the Commission in all phases of the trades, including the correct methods of use of all tools and machines commonly used in connexion with the trades—

(a) Butchering—

All classes of butchering, including—breaking up beef, mutton, lamb, pork, and veal; boning (as required in shop); method of hanging and treatment; cutting of orders and salesmanship; use of chilling room and arranging of meat therein; making pork and beef sausages; making of pickle; pumping meat; curing and rolling of spice beef; making of dripping; care and attention of shop; collecting and delivery of orders.

(b) Small goods making—

All classes of small goods making, including—boning and slicing; curing and preparation of meat for chopping; cutting and seasoning; filling out; linking and tying; smoking; cooking; pressing; care and use of machines.

(c) Butchering and small goods making—

Butchering and small goods making: All classes of such trades as above described—

and the employer shall, by the best means in his power, teach and instruct, or cause to be taught and instructed, the apprentice in the said processes.

Attendance at Classes for Instruction.

15. (a) Every apprentice and applicant in the said trades shall attend the classes for instruction prescribed for his apprenticeship course at such times and at such place or places and on such occasions while the classes are open for instruction, as the Commission directs by notice in writing in the form prescribed by General Regulations (No. 1) made under the Act, provided that the number of evenings on which such apprentice or applicant shall be required to attend shall not exceed two in any one week.

Employer to Permit Apprentice or Applicant to Attend Classes.

(b) Every employer who has been given notice in writing in the form prescribed by the said General Regulations (No. 1) shall, while the classes are open for instruction, permit his apprentices and applicants to attend for instruction at the school or schools, and class or classes at the hours and on the occasions specified in such notice.

Apprentice or Applicant shall Submit Himself for Examination.

(c) Every apprentice or applicant attending the aforesaid class or classes shall submit himself for examination in the subjects of his apprenticeship course at the places and times determined by the Commission.

Penalties for Non-attendance, Misbehaviour, &c.

(d) Any apprentice or applicant who—

- (i) fails to attend any technical school or class at which he is required to attend, punctually at the time appointed for the commencement thereof, or, without the permission of the instructor, leaves the same before the time appointed for leaving; or
- (ii) fails to be diligent, or behaves in an indecorous manner while in such school or class; or
- (iii) destroys or fails to take care of any material or equipment provided for his use in such school or class; or
- (iv) without good and satisfactory reason, in the opinion of the Commission, fails to secure in each year a record of 80 per cent. of attendances in the day classes and in the evening classes proscribed for his apprenticeship course—

shall be liable to a penalty not exceeding Two pounds, or alternatively, to cancellation of his indentures by the Commission.

Apprentice or Applicant to Provide Books, Materials, &c.

(e) Every apprentice or applicant shall at his own cost and expense, provide himself with the necessary books, drawing instruments, and materials required at the classes for instruction, unless otherwise provided by the school authorities or other bodies.

Payment of School Fees.

16. (a) The school fees of apprentices or applicants for attendance at the prescribed classes for instruction shall be paid by such apprentices or applicants, but on receipt by the employer of a report from the Commission that any such apprentice or applicant has secured during the period covered by the report a record of not less than 80 per cent. of the possible attendances at the prescribed day and evening classes respectively, the employer shall refund to the apprentice or applicant the school fees paid by him for such period of instruction. Provided, however, that if such report states that the apprentice or applicant has, in the opinion of the Commission, failed to be diligent, or has behaved in an indecorous manner while in attendance at the prescribed classes for instruction during such period the employer shall not be required to make the refund as aforesaid.

(b) In cases where the apprentice or applicant is prevented on occasions from attendance at the said classes through illness or accident, such occasions shall not be included as possible attendances in determining the aforesaid percentage; provided that the employer may demand a medical certificate from the apprentice or applicant as proof of such illness or accident.

Incorporation of General Regulations.

17. The provisions of the following General Regulations made under the Acts shall apply in the said trades:—

- General Regulations (No. 1) approved by the Governor in Council on the 18th day of September, 1928, and published in the *Victoria Government Gazette* on the 19th day of September, 1928.
- General Regulations (No. 2) approved by the Governor in Council on the 26th day of October, 1928, and published in the *Victoria Government Gazette* on the 31st day of October, 1928.
- General Regulations (No. 3) approved by the Governor in Council on the 10th day of December, 1928, and published in the *Victoria Government Gazette* on the 12th day of December, 1928.
- General Regulations (No. 4) approved by the Governor in Council on the 24th day of December, 1931, and published in the *Victoria Government Gazette* on the 30th day of December, 1931.
- General Regulations (No. 5) approved by the Governor in Council on the 29th day of December, 1932, and published in the *Victoria Government Gazette* on the 4th day of January, 1933.

SCHEDULE.

Classes for instruction in the subjects of the Apprenticeship Courses for the trades of Butchering and/or Small Goods Making:—

		Hours per week.
<i>First Year—</i>		
English Trade Mathematics and	Grade I.	2
Salesmanship		} Two hours day and one evening
Trade Theory and Practice	Grade I.		2
<i>Second Year—</i>		
English, Trade Mathematics, and	Grade II.	2
Salesmanship		} Two hours day and one evening
Trade Theory and Practice	Grade II.		2
<i>Third Year—</i>		
English, Trade Mathematics, and	Grade III.	2
Salesmanship		} Two evenings
Trade Theory and Practice	Grade III.		2
Trade Practice, optional on addi-	Grade III.	
tional evening		
<i>Fourth Year—</i>		
Trade Theory and Practice	Grade IV.	4
Trade Practice, optional on addi-	Grade IV.	
tional evening		Two evenings

The detailed syllabus of the above-mentioned subjects shall be as determined by the Commission from time to time.

And the Honorable Edwin Joseph Mackrell, His Majesty's Minister of Labour for the State of Victoria, shall give the necessary directions herein accordingly.

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

FACTORIES AND SHOPS ACTS.

*At the Executive Council Chamber, Melbourne, the
twentieth day of February, 1940.*

PRESENT:

His Excellency the Governor of Victoria.
Mr. Tuckett | Mr. Pye.

**SHOPS BOARD No. 7 (COUNTRY SHOP ASSISTANTS).—
NUMBER OF MEMBERS INCREASED.**

WHEREAS the Governor in Council, by Order made on the twenty-ninth day of September, 1931, directed that the Wages Board described as the Shops Board No. 7 (Country Shop Assistants) should consist of six members and a chairman, three of such members being appointed as representatives of employers and three as representatives of employees: And whereas it is expedient to vary the said Order in the manner hereinafter appearing: Now therefore the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, under the provisions of the Factories and Shops Acts, doth hereby direct that the Shops Board No. 7 (Country Shop Assistants) shall consist of eight members and a chairman, four of such members being appointed as representatives of employers and four as representatives of employees.

**VARIATION OF ORDER APPOINTING A
PHOTOGRAPHERS BOARD.**

WHEREAS in pursuance of the provisions of the Factories and Shops Acts for the time being in force the Governor in Council did, by Order appoint a Wages Board described as the Photographers Board: And whereas it is expedient to vary the powers of the said Board in the manner hereafter appearing: Now therefore His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof under the powers in that behalf conferred by the Factories and Shops Acts, doth hereby vary the Order above mentioned so that in substitution for the powers thereby conferred the said Photographers Board shall be given the following powers, that is to say:—

To determine the lowest prices or rates which may be paid to any person or persons, or classes of persons, employed in the process, trade, or business of taking, making, or doing any other work in the production of photographs.

And the Honorable Edwin Joseph Mackrell, His Majesty's Minister of Labour for the State of Victoria, shall give the necessary directions herein accordingly.

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

MILK AND DAIRY SUPERVISION ACT 1928 (No. 3736).

At the Executive Council Chamber, Melbourne, the
twentieth day of February, 1940.

PRESENT:

His Excellency the Governor of Victoria.
Mr. Tuckett | Mr. Pye.

ORDER IN COUNCIL PROHIBITING THE KEEPING, GRAZING, OR MILKING OF COWS WITHIN A SPECIFIED AREA OF THE MUNICIPAL DISTRICT OF THE CITY OF CAMBERWELL.

WHEREAS by section 67 of the *Milk and Dairy Supervision Act 1928* (No. 3736) the Governor in Council is empowered on the application of the Council of any Municipal District, whether wholly or partly within a milk area or not, if approved by the Minister, to prohibit any person keeping, grazing, or milking cows on any part or parts or in any part of such area or district: And whereas the Council of the Municipal District of the City of Camberwell has applied to the Governor in Council to prohibit any person keeping, grazing, or milking cows in the following specified area of such municipality, that is to say:—

Commencing at a point at the junction of Burke-road and Gardiner's Creek; thence south-east along Gardiner's Creek to a point 150 feet east of Karnak-road; thence parallel with and 150 feet east of Karnak-road to a point 150 feet north of St. George's-crescent; thence west and parallel with St. George's-crescent to a point 150 feet east of Munro-avenue; thence north and parallel with Munro-avenue to a point 150 feet south of Dent-street; thence east and parallel with Dent-street to Ward-street; thence north by Ward-street to High-street; thence east along High-street to Warragul-road; thence north along Warragul-road to Canterbury-road; thence west along Canterbury-road to Alexandra-avenue; thence north along Alexandra-avenue to Wilson-street; thence north along Wilson-street to York-street; thence north along York-street to Whitehorse-road; thence east along Whitehorse-road to Barloa-road; thence north along Barloa-road to Carlisle-crescent; thence west along Carlisle-crescent to Carrick-street; thence north-east along Carrick-street to Kinsale-crescent; thence north-west along Kinsale-crescent to Erne-street; thence west along Erne-street to Union-road; thence north along Union-road to Wimmalee-road; thence west along Wimmalee-road to Balwyn-road; thence north along Balwyn-road to Stephen-street; thence east along Stephen-street to Madden-street; thence east along Madden-street to McShane-street; thence north along McShane-street to Tormey-street; thence west along Tormey-street to Chelmsford-street; thence north-east along Chelmsford-street to Dempster-avenue; thence north-west along Dempster-avenue to Doncaster-road; thence south-west along Doncaster-road to Balwyn-road; thence north along Balwyn-road to English-grove; thence west along English-grove to Hill-road; thence north along Hill-road to a point opposite Bernard-street; thence west to Mountain View-road, corner of Bernard-street; thence west along Bernard-street to Fortuna-avenue; thence north along Fortuna-avenue to Bulleen-road; thence south-west along Bulleen-road to Acquilla-street; thence west along Acquilla-street to Taurus-street; thence south along Taurus-street to Kyora-parade; thence south-west along Kyora-parade to Corona-street; thence north and north-west along Corona-street to The Boulevard; thence west along The Boulevard to Burke-road; thence south along Burke-road to the commencing point at the junction of Gardiner's Creek, but excluding that area commencing at a point 10 chains south from the corner of Riversdale-road and Through-road; thence south along Through-road to Green-street; thence west along an imaginary line to Back Creek; thence south-west along Back Creek to the west boundary of Lynden-street Reserve; thence along the boundary of Lynden-street Reserve to Lynden-street; thence north along Lynden-street to Hunter-road; thence east along Hunter-road to a point in an imaginary line with Wingan-avenue; thence north along that imaginary line to Wingan-avenue; thence north along Wingan-avenue to a point 10 chains south of Riversdale-road, and from that point east parallel with Riversdale-road to Through-road—the commencing point.

And whereas the Minister administering for the time being the *Milk and Dairy Supervision Act 1928* (No. 3736) has approved of such application: And whereas the area specified in such application includes an area specified in the Order made on the seventh day of September, 1936: Now therefore His Excellency the Governor in Council of the State of Victoria, by and with the advice of the Executive Council of the said State, doth by this Order rescind the Order made on the seventh day of September, 1936, and in lieu prohibits any

person keeping, grazing, or milking cows on any part or parts or in any part of such specified area of the Municipal District of the City of Camberwell aforesaid.

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.

PUBLIC SERVICE ACT 1928.

At the Executive Council Chamber, Melbourne, the
thirteenth day of February, 1940.

PRESENT:

His Excellency the Governor of Victoria.
Mr. Lind | Mr. Pye
Mr. Old | Mr. Tuckett
Mr. Hyland | Mr. Martin
Mr. Mackrell

PERMISSION FOR OFFICERS OF THE PUBLIC SERVICE TO ENGAGE IN DUTIES UNCONNECTED WITH THEIR OFFICES AND TO RECEIVE REMUNERATION THEREFOR.

UNDER the provisions of section 161 of the *Public Service Act 1928*, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth by this Order grant permission to the under-mentioned officers of the Public Service to engage in the work specified below and to receive remuneration therefor, subject to the conditions that the work be performed by them only during hours outside the ordinary hours fixed for the discharge of their duties in the Public Service:—

C. MERRY, Labour Department—to act as a Trustee of the Coburg Public Cemetery.

E. S. VANCE, Titles Office—to prepare a legal manual on the subject of Examination of General Law Title and of Powers of Attorney.

And the Honorable Albert Arthur Dunstan, His Majesty's Premier for the State of Victoria, shall give the necessary directions herein accordingly.

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

MOTOR CAR ACTS.

At the Executive Council Chamber, Melbourne, the
twentieth day of February, 1940.

PRESENT:

His Excellency the Governor of Victoria.
Mr. Tuckett | Mr. Pye.

REGULATION.—LIMIT OF SPEED ON CERTAIN ROADS IN THE SHIRE OF SOUTH BARWON.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby make the following Regulation pursuant to the provisions of the Motor Car Acts:—

"It is hereby declared that twenty miles per hour is the limit of speed which shall not be exceeded by any motor car while travelling on those portions of the Geelong-Torquay road and Bream Creek-road described hereunder lying in the Parish of Puebla, County of Grant, in the Shire of South Barwon, and that no person in charge of a motor car shall on such portions of the said roads drive such motor car or allow the same to be driven at a rate in excess of such limit of speed:—

- (a) *Geelong-Torquay road*.—Those portions extending for a distance of one mile to the south and one mile to the north of the intersection of such road with Bream Creek-road.
- (b) *Bream Creek-road*.—Those portions extending for a distance of a half-mile to the west and one mile to the east of the intersection of such road with the Geelong-Torquay road."

And the Honorable Henry Stephen 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 twentieth day of February, 1940.

PRESENT:
His Excellency the Governor of Victoria.
Mr. Tuckett | Mr. Pye.

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

IN pursuance of the provisions in that behalf contained in the *Marketing of Primary Products Act 1935* (No. 4337) 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 Thursday, the fourth day of April, 1940, as the day for a poll to be taken of the producers of chicory for the election of two (2) representatives to be elective members of the Chicory Marketing Board, and doth further appoint two (2) electoral areas defined as follow for such election, that is to say:—

- Electoral Area No. 1.*—Phillip Island.
- Electoral Area No. 2.*—The whole of the State of Victoria, including French Island, but not including Phillip Island.

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.

THE CONSTITUTION ACT AMENDMENT ACT 1928,
SECTION 192.

At the Executive Council Chamber, Melbourne, the thirteenth day of February, 1940.

PRESENT:
His Excellency the Governor of Victoria.
Mr. Lind | Mr. Pye
Mr. Old | Mr. Tuckett
Mr. Hyland | Mr. Martin.
Mr. Mackrell

IN pursuance of the provisions contained in *The Constitution Act Amendment Act 1928*, section 192, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby revoke the appointment of Haunted Hills as a polling place within and for the Yallourn Subdivision of the Electoral District of Walballa, and appoint Herne's Oak in lieu thereof as a polling place within and for the said Subdivision of the said Electoral District.

And the Honorable Henry Stephen 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.

APPROACHING LAND SALES.

SALES of Crown lands in fee-simple will be held at the under-mentioned places and dates, viz.:—

	No. of Gazette.
Colac.—Thursday, 7th March, 1940	19
Dandenong.—Tuesday, 19th March, 1940	22
Echuca.—Friday, 1st March, 1940	13
Geelong.—Thursday, 14th March, 1940	22
Melbourne.—Wednesday, 6th March, 1940	19
Pyramid.—Thursday, 14th March, 1940	49
Shepparton.—Wednesday, 20th March, 1940	49
Tongala.—Monday, 18th March, 1940	49
Warragul.—Friday, 23rd February, 1940	9
Werribee.—Thursday, 22nd February, 1940	13

Lands and Survey Office, Melbourne.

CLOSER SETTLEMENT ACT.

A SALE of the under-mentioned land, in fee-simple, by auction, will be held at the COURT HOUSE, SHEPPARTON, on WEDNESDAY, 20th MARCH, 1940, at TWO o'clock p.m. To be conducted by K. A. McALISTER, Land Officer. Auctioneer: E. A. NORTON, Shepparton.

PARISH OF SHEPPARTON, COUNTY OF MOIRA.
Lot 1. Area 25a. 3r. 33p., allotment 10, section F. Formerly held by H. Medhurst. Situated about 4½ miles from Shepparton Railway Station. Improvements consist of old house and fencing.

PARISH OF UDERA, COUNTY OF RODNEY.
Lot 2. Area. 188a. 3r. 5p., allotment 12, section A. Formerly held by C. J. Hamilton. Situated about 7 miles

from Kyabram. Suitable for mixed farming. Improvements consist of house, outbuildings, and fencing.

PARISH OF KATANDRA, COUNTY OF MOIRA.
Lot 3. Area 73a. 1r. 36p., allotment 69. Formerly held by J. H. Taylor. Situated about 10 miles north-east of Tallygaroopna. Improvements consist of house, shed, and fencing. Subject to channel easement 100 links wide.

NOTE.—Particulars of any water right in respect to these areas may be obtained at the State Rivers and Water Supply Commission's offices at Shepparton.

TERMS AND CONDITIONS.

Deposits to be paid at sale, 20 per cent. of purchase price on lots 1 and 3, and 15 per cent. of purchase price on lot 2.

Balance payable by 20 equal half-yearly instalments with respect to lot 1, by 40 equal half-yearly instalments with respect to lot 2, and by 30 equal half-yearly instalments with respect to lot 3.

Interest computed at the rate of 4½ per cent per annum on the unpaid balance, payable half-yearly with instalments.

Immediate possession given on approval of the sale by the Board of Land and Works.

No residence condition. Improvements to be maintained and insured.

Purchaser may pay balance of purchase money and fees at any time prior to due date, or may, with the consent of the Board of Land and Works, transfer his interest in the purchase (fee, £1).

The registration of transfer may be subject to payment of such further sum as the Board may require in reduction of the outstanding balance.

Crown grant will be prepared and issued as soon as practicable after payment of purchase money in full. (Fee for Crown grant will be £1 10s. for lot 1, and £2 for lots 2 and 3, and contribution to Assurance Fund ¼d. per £1 of purchase money.)

A. E. LIND,
Commissioner of Crown Lands and Survey,
Office of Lands and Survey,
Melbourne, 19th February, 1940.

CLOSER SETTLEMENT ACT.

A SALE of the under-mentioned land, in fee-simple, by auction, will be held at the SHIRE HALL, TONGALA, on MONDAY, 18th MARCH, 1940, at half-past TWO o'clock p.m. To be conducted by H. J. HENKEL, Land Officer, Bendigo. Auctioneers: YOUNGHUSBAND LTD., Echuca.

PARISH OF TONGALA, COUNTY OF RODNEY.
Lot 1. Area 118a. 3r. 29p. (subject to adjustment), allotments 3. 3b, and 3c, section C. Formerly held by G. T. Hewetson. Suitable for mixed farming. Improvements consist of house, outbuildings, and fencing. Subject to channel easement.

PARISH OF TONGALA, COUNTY OF RODNEY.
Lot 2. Area 31a. 2r. 5p., allotments 53A and 53B, section C. Formerly held by A. G. M. Arvidson. Situated about 1 mile from Tongala Railway Station. Improvements consist of house and fencing. Subject to drainage easement.

PARISH OF KYABRAM, COUNTY OF RODNEY.
Lot 3. 153a. 0r. 20p., allotments 110 and 110A. Formerly held by A. B. Dettman. Situated about 6 miles from Kyabram Railway Station. Suitable for mixed farming. Improvements consist of fencing only. Subject to drainage channel easement.

NOTE.—Particulars of any water right in respect to these areas may be obtained from the State Rivers and Water Supply Commission's office at Tongala.

TERMS AND CONDITIONS.

Deposits to be paid at sale, 20 per cent. of purchase price.

Balance payable by 40 equal half-yearly instalments with respect to lots 1 and 3, and by 20 equal half-yearly instalments with respect to lot 2. Interest computed at the rate of 4½ per cent. per annum on the unpaid balance, payable half-yearly with instalments.

Immediate possession given on approval of the sale by the Board of Land and Works.

No residence condition. Improvements to be maintained and insured.

Purchaser may pay balance of purchase money and fees at any time prior to due date, or may, with the consent of the Board of Land and Works, transfer his interest in the purchase (fee, £1).

The registration of transfer may be subject to payment of such further sum as the Board may require in reduction of the outstanding balance.

Crown grant will be prepared and issued as soon as practicable after payment of purchase money in full. (Fee for Crown grant will be £2 on lots 1 and 3, and £1 10s. on lot 2. Contribution to Assurance Fund ¼d. per £1 of purchase money.)

A. E. LIND,
Commissioner of Crown Lands and Survey,
Office of Lands and Survey,
Melbourne, 20th February, 1940.

CLOSER SETTLEMENT ACT.

TENDERS are invited for the purchase, in fee-simple, of the under-mentioned land, and will be received by the Secretary for Lands, Lands Department, Melbourne, up to Noon on Friday, 23rd February, 1940.

PARISH OF DEUTGAM, COUNTY OF BOURKE.

Area 14a. 3r. 38p., allotment 93d, section D.

CONDITIONS OF SALE.

The full amount of purchase money, together with fee for Crown grant (£1.10s.) and contribution to Assurance Fund (½d. per £1 of purchase price) to be lodged with tender.

Crown grant will be issued as soon as practicable.

The highest or any tender not necessarily accepted.

W. MCILROY,
Secretary for Lands.

Melbourne, 20th February, 1940.

CLOSER SETTLEMENT ACT.

A SALE of the under-mentioned land, in fee-simple, by auction, will be held at the OFFICE of the Inspector of Land Settlement, PYRAMID, on THURSDAY, 14th MARCH, 1940, at TWO o'clock p.m. To be conducted by H. J. HENKEL, Land Officer, Bendigo. Auctioneer: F. W. BRAMLEY, of Wallace and Bramley, Bendigo.

PARISH OF TALAMBE, COUNTY OF BENDIGO.

Area 65a. 2r. 33p., allotments 124d, 124e, 124f, and 124g. Formerly held by Crossley, Crapper, and Ball. Situated 2 miles from Dingee. Suitable for mixed farming. Improvements consist of house, sheds, and fencing.

NOTE.—Valuation of improvements in favour of L. White will be announced at sale, and must be paid for in cash.

Particulars regarding any water right may be obtained from the State Rivers and Water Supply Commission's office at Pyramid.

TERMS AND CONDITIONS.

Deposit to be paid at sale: 15 per cent. of purchase price. Balance payable by 40 equal half-yearly instalments, together with interest computed at the rate of 4½ per cent. per annum on the unpaid balance.

Immediate possession given on approval of the sale by the Board of Land and Works.

No residence condition. Improvements to be maintained and insured.

Purchaser may pay balance of purchase money and fees at any time prior to due date, or may, with the consent of the Board of Land and Works, transfer his interest in the purchase (fee, £1).

The registration of transfer may be subject to payment of such further sum as the Board may require in reduction of the outstanding balance.

Crown grant will be prepared and issued as soon as practicable after payment of purchase money in full. (Fee for Crown grant will be £2. and contribution to Assurance Fund ½d. per £1 of purchase money.)

A. E. LIND,

Commissioner of Crown Lands and Survey.

Office of Lands and Survey,
Melbourne, 20th February, 1940.

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 Notices were published 1° on the 7th February, 1940, pursuant to Orders of the 30th January, 1940.

BALLAARAT.—The Order in Council of the 1st May, 1871, temporarily reserving 1 acre of land in the Parish of Ballaarat, as a site for a Wesleyan place of Public Worship. —(B.126(12) (J.22894).

MOYREISK.—The Order in Council of the 26th April 1887, temporarily reserving 5 acres of land in the Parish of Moyreisk, being part of allotment 20 of section H, now section I, as a site for the Supply of Gravel.—(M.232(4) (C.84917).

MOYREISK.—The Order in Council of the 26th April, 1887, temporarily reserving 10 acres of land in the Parish of Moyreisk, as a site for the Supply of Gravel.—(M.232(4) (C.84917).

LILLIPUT.—The Order in Council of the 1st December, 1890, temporarily reserving 8 acres 2 roods 39 perches of land in the Parish of Lilliput, as a site for Public Recreation, to be revoked so far as regards the portion thereof hereinafter

described, viz.:—1 rood 28 perches, Parish of Lilliput, County of Bogong: Commencing at a point bearing N. 75 deg. 46 min. E. 150 links and N. 14 deg. 14 min. W. 183 links from the north-east angle of allotment 11 of section M; bounded thence by lines bearing N. 85 deg. 50 min. E. 236 links and S. 26 deg. 33 min. W. 386 links; and thence by a road bearing N. 14 deg. 14 min. W. 337 5/10 links to the point of commencement.—(L.115(4) (Rs.5012. Rs.4355).

GUNBOWER.—The temporary reservation, by Order in Council of the 9th March, 1874 (see *Government Gazette*, 1874, page 533), of 520 acres more or less, County of Gunbower, as a site for Watering Purposes, revoked as to part by various Orders, to be further revoked so far as regards the portion thereof hereinafter described, viz.:—12 acres more or less, Parish of Patho, County of Gunbower: Commencing at the north-west angle of allotment 12 of section 13; bounded thence by a road bearing N. 38 deg. 59 min. W. 472 3/10 links, N. 80 deg. 37 min. E. 788 links, N. 21 deg. 51 min. E. 607 2/10 links, and N. 48 deg. 13 min. E. to Phyland's Lagoon; by said lagoon bearing south-easterly to the south side of the road; by said road bearing S. 48 deg. 13 min. W. 155 links; by lines bearing S. 26 deg. 11 min. E. 489 links, S. 33 deg. 16 min. E. 545 links, and S. 51 deg. 9 min. E. 437 links; and thence by allotment 12 of section B aforesaid bearing N. 39 deg. 58 min. W. 1,831 5/10 links to the commencing point.—(P.152(4) (0369/129).

The following Notices were published 1° on 7th February, 1940, pursuant to Orders of the 6th February, 1940.

BARINGHUP.—The Order in Council of the 22nd September, 1874, temporarily reserving 1 acre 2 roods of land, being allotments 6, 7, and 8 of section 10, Township of Baringhup, as a site for Police Purposes.—(B.6) (C.41131).

RAVENSWOOD.—The Order in Council of the 12th July, 1886, temporarily reserving 2 acres of land in the Parish of Ravenswood, as a site for a State School.—(R.4B(2) (C.86398).

COORIEJONG.—The Order in Council of the 21st October, 1930, temporarily reserving 6 acres 1 rood 3 perches of land in the Township of Cooriejong, as a site for Camping Purposes, to be revoked so far as regards the portion thereof hereinafter described, viz.:—4 acres 3 roods 24 perches, Township of Cooriejong, Parish of Cooriejong, County of Heytesbury: Commencing at a point bearing N. 13 deg. 10 min. E. 325 2/10 links from the most eastern angle of allotment 1 of section 2; bounded thence by lines bearing N. 75 deg. 9 min. W. 420 5/10 links, N. 12 deg. 27 min. W. 755 2/10 links, N. 33 deg. 15 min. E. 286 1/10 links, S. 49 deg. 27 min. E. 268 6/10 links, N. 35 deg. 33 min. E. 160 8/10 links, S. 47 deg. 12 min. E. 156 3/10 links, S. 5 deg. 30 min. E. 661 links, and S. 13 deg. 10 min. W. 283 6/10 links to the point of commencement.—(C.428(4) (Rs.4059).

COMMON ABOUT TO BE ABOLISHED.

IN pursuance of the provisions contained in Division 10 of Part I. of the *Land Act* 1928 (No. 3709), notice is hereby given that it is the intention of the Governor in Council to abolish the common hereinafter mentioned, viz.:—

The following Notice was published 1° on the 14th February, 1940, pursuant to Order of the 13th February, 1940.

The Moonambel Gold Field Common, proclaimed as such by Orders in Council of the 14th September, 1863 (see *Government Gazette*, 1863, page 2126), and the 29th October, 1866.—(Rs.2343.)

A. E. LIND,

Commissioner of Crown Lands and Survey.

PUBLIC HEARINGS BY PERSONS APPOINTED UNDER THE 34TH SECTION OF THE LAND ACT 1928.

NOTICE is hereby given that, at the times and places 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 persons whose names are set opposite such places respectively in such schedule, being persons 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, 19th February, 1940.

SCHEDULE.

BENDIGO, Monday, 4th March, 1940, at Ten a.m., H. J. Henkel.
COLAC, Thursday, 7th March, 1940, at Twelve noon, A. L. Reah.

LIST OF CROWN LANDS AVAILABLE.

THE under-mentioned areas are available for application as provided by various sections of the Land Act 1928, and all applications received on or before Wednesday, 20th March, 1940, will be deemed to have been simultaneously made, but any application lodged after such date may be considered if received in time for inclusion in the advertisement of the cases to be heard at the Local Land Board. Applications on proper form, accompanied by 6s. duty stamp uncanceled (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. Market plans of any particular area, application forms, and any further information may be obtained from the Enquiry Office, Lands Department, Melbourne, and Land Officers, Ballarat, Beechworth, Bonalla, Bendigo, Geelong, Hamilton, Horsesham, Melbourne, Omeo, Redcliff, Sale, Seymour, and St. Arnaud.

Department of Crown Lands and Survey,
Melbourne, 21st February, 1940.

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.		Valuation of Improvements (if any).	Location of Land, &c.	Nearest Railway Station, and Distance in miles therefrom.	How accessible.	Water Supply.	General Description of Land—Soil, Timber, Suitability (Grazing, &c.).
						Classification.	Value per Acre.						
AGRICULTURAL AND GRAZING LANDS.—SELECTION PURCHASE ALLOTMENTS.—Division 1, Part I., Land Act 1928.													
					A.	B.	C.	To be valued		By road ...			
					A. R. P.	£ s. d.	£ s. d.	£ s. d.	In south of parish (74/44)	8 miles from Briagolong R.S.	To be conserved;		
					A. R. P.	£ s. d.	£ s. d.	£ s. d.	In north-east of parish (0632/86)	3 miles from Maldon R.S.	"		
					A. R. P.	£ s. d.	£ s. d.	£ s. d.	In south of parish, about 1 mile north of Durham Lead (0685/86)	4 miles from Buninyong R.S.	"		
					A. R. P.	£ s. d.	£ s. d.	£ s. d.	In east of parish (0635/121)	10 miles from Kybyholite R.S. (S.A.)	"		
					A. R. P.	£ s. d.	£ s. d.	£ s. d.	In centre of parish (2,232/2)	14 miles from Penola R.S. (S.A.)	"		
					A. R. P.	£ s. d.	£ s. d.	£ s. d.	In centre of parish (2,224/0)	13 miles from Penola R.S. (S.A.)	"		
					A. R. P.	£ s. d.	£ s. d.	£ s. d.	In south-west of parish (1,224/0)	10 miles from Timboon R.S.	"		
ADVERSE LAND.—Section 86, Land Act 1928.													
					A. R. P.	£ s. d.	£ s. d.	£ s. d.	At Malden Gully, north-west of Specimen Hill race (W.59845)	2 miles from Eaglehawk R.S.	To be conserved		
LANDS AVAILABLE FOR GARDEN AND RESIDENCE.—Section 129, Land Act 1928.													
					A. R. P.	£ s. d.	£ s. d.	£ s. d.	In centre of town of Hotsapur (2,280/2)	In centre of town	By road ...		
					A. R. P.	£ s. d.	£ s. d.	£ s. d.					
Sale	Tanjil	Koorool	11	A	314 0 0	3rd	0 10 0	18 15 0	To be valued	In south of parish (74/44)	8 miles from Briagolong R.S.	To be conserved;	Rangy country, sandy loam, suitable for grazing
Bendigo (a)	Talbot	Maldon	29	10	23 0 0	2nd	0 15 0	5 5 0	Fencing, £22 10s.	In north-east of parish (0632/86)	3 miles from Maldon R.S.	"	Undulating country, brown gravelly loam broken in places by mining; suitable for cultivation; timbered with box and gum
Ballarat (a)	Grant	Buninyong	9A	29	19 3 14	2nd	1 0 0	4 12 6	Nil	In south of parish, about 1 mile north of Durham Lead (0685/86)	4 miles from Buninyong R.S.	"	Hilly country, gravelly loam, suitable for cultivation and grazing; timbered with peppermint and stringybark
Horsesham	Lowan	Tallegaira	46A, 50, 50B, 40, 40A		812 0 0	3rd	0 10 0	14 7 6	To be valued for 640 acres	In east of parish (0635/121)	10 miles from Kybyholite R.S. (S.A.)	"	Slightly undulating country, light sandy soil; timbered with stringybark and yellow gum
Hamilton	Follett	Kanawinka	40A		338 1 30	3rd	0 10 0	11 15 0	"	In centre of parish (2,232/2)	14 miles from Penola R.S. (S.A.)	"	Undulating country, sandy soil, some swampy patches; timbered with stringybark, heath, grass-tree, and ferns
"	"	"	40B		594 0 0	4th	0 10 0	14 7 6	"	In centre of parish (2,232/2)	13 miles from Penola R.S. (S.A.)	"	"
Geelong (c)	Heytesbury	Paaratie	41, 11A, 11B		594 0 0	4th	0 10 0	14 7 6	"	In south-west of parish (1,224/0)	10 miles from Timboon R.S.	"	Grass-free plains, with patches of mesquit and ki-tree scrub; suitable for grazing
Bendigo	Bendigo	Sandhurst	601H	M	8 0 0		Rent per annum 0 10 0	3 15 0	ADVERSE LAND.—Section 86, Land Act 1928.	At Malden Gully, north-west of Specimen Hill race (W.59845)	2 miles from Eaglehawk R.S.	To be conserved	Hilly country, brown gravelly loam, suitable for cultivation and grazing; timbered with box saplings and Chinese scrub
Hamilton (b)	Normanby	Hotsapur (town of Hotsapur)	2	7	2 2 0			3 2 6	LANDS AVAILABLE FOR GARDEN AND RESIDENCE.—Section 129, Land Act 1928.	In centre of town of Hotsapur (2,280/2)	In centre of town	By road ...	Suitable for garden and residence
"	"	"		12	2 3 35			3 2 6	"	"	"	"	"

(a) Subject to special mining condition, section 81, Land Act 1928.—(b) Rent per annum to be fixed at Local Land Board.—(c) In lieu of notice gazetted 7th February, 1940.

THE CLOSER SETTLEMENT ACT.

NOTICE is hereby given that the Lease mentioned in the Schedule hereunder has been forfeited by the Board of Land and Works for the reason specified.

Corr.	District.	Lessee.	Allotment.	Section.	Parish.	Area.	Remarks.
LEASE UNDER THE CLOSER SETTLEMENT ACT 1938.							
133	Geelong	Sperber, Albert M.	{ 8a 40	2	{ Jallukar Willam	18 3 27	Non-payment of instalments

W. McILROY,
Secretary for Lands.

Land Act 1928.

LICENCES UNDER THE LAND ACT 1928 EXPIRED.

NOTICE is hereby given that the Licences mentioned in the Schedule hereunder have expired for the reason specified in each case.

District.	Corr. No.	Name of Licensee.	Section of Land Act under which Licensed.	Parish.	Allotment.	Area.	Class.	Reasons for Forfeiture, &c.
Melbourne	3639	William Cooper	129	Melbourne South	..	A. R. P. 0 0 20	..	Expired
"	2725	William J. Osborn	129	"	..	Residence Site	..	"
"	3684	Albert H. James	129	"	..	0 0 20	..	"

Department of Lands and Survey,
Melbourne, 19th February, 1940.

A. E. LIND,
Commissioner of Crown Lands and Survey.

TENDERS.

PUBLIC WORKS OFFICE, MELBOURNE.

TENDERS will be received at this office until **TEN A.M.** on the days and for the purposes under-mentioned.

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.

29th February, 1940.

Bairnsdale.—New conveniences, alterations, plumbing, &c., School of Mines. Particulars at Inspector of Works Office, Bairnsdale; Police Station, Sale. Preliminary deposit, £10. Final deposit, 2 per cent.

Ballarat.—Repairs, renovations, Cell Block, Police Station. Particulars at Inspector of Works Office, Ballarat.

Camberwell.—Excavation, concreting, High School. Preliminary deposit, £10. Final deposit, 2 per cent.

Carlton.—Construction, erection, and connexion of main switchboard, Teachers' College. Preliminary deposit, £4. Final deposit, 2 per cent.

Coleraine.—New timber building, State School No. 2118. Particulars at Inspector of Works Office, Stawell, Warrnambool; Police Stations, Coleraine, Hamilton. Preliminary deposit, £20. Final deposit, 2 per cent.

Collingwood.—Alteration office, Court House. Deposit, £1.

Essendon.—New fencing, Technical School. Particulars at Technical School, Essendon. Deposit, £2.

Flemington (Show Grounds).—Repairs roof, Government Pavilion. Preliminary deposit, £4. Final deposit, 2 per cent.

Great Western.—Repairs, fencing, &c., State School No. 860. Particulars at Inspector of Works Office, Stawell; Police Station, Ararat.

Melbourne.—Additional convenience accommodation, Records Office, Queen-street. Deposit, £2.

Port Fairy.—Attention water supply, State School No. 1188. Particulars at Inspector of Works Office, Warrnambool; Police Stations, Port Fairy, Portland.

Royal Park.—Repairs, &c., Isolation Block, Children's Welfare Depot. Particulars at Children's Welfare Depot. Preliminary deposit, £3. Final deposit, 2 per cent.

West Melbourne.—Exhaust system over cooking equipment, William Angliss Food Trades School. Preliminary deposit, £4. Final deposit, 2 per cent.

West Melbourne.—Supply, installation, meat rails, &c., Cool Chambers, William Angliss Food Trades School. Preliminary deposit, £4. Final deposit, 2 per cent.

7th March, 1940.

Boolarra South.—Removal of fencing and repairs, residence, State School No. 3670. Particulars at Police Stations, Morwell, Mirboo North, Traralgon; State School, Boolarra South. Deposit, £2.

Brighton.—Relaying sewer drains, Girls' Technical School. Particulars at Girls' Technical School, Brighton. Deposit, £2.

Carlton.—External, internal painting, repairs, Teachers' College. Particulars at Teachers' College, Carlton. Preliminary deposit, £15. Final deposit, 2 per cent.

Carlton.—Repairs roof, Teachers' College. Particulars at Teachers' College, Carlton. Preliminary deposit, £15. Final deposit, 2 per cent.

Collingwood.—Repairs and renovations, Technical School. Particulars at Technical School, Collingwood. Preliminary deposit, £15. Final deposit, 2 per cent.

Dalyston.—Repairs and painting, State School No. 3376. Particulars at Inspector of Works Office, Korumburra; Police Stations, Leongatha, Foster; State School, Dalyston. Deposit, £2.

Fitzroy.—Renovations, &c., Court House. Deposit, £2.

Heytesbury Forest.—Installation of hot water service, Corriemungle Prison Camp. Particulars at Inspector of Works Office Geelong; Police Station, Colac. Preliminary deposit, £4. Final deposit, 2 per cent.

Kinglake Central.—Repairs, painting, State School No. 3315. Particulars at Police Stations, Whittlesea, Heidelberg; State School, Kinglake Central.

Macarthur.—Fencing, State School No. 1571. Particulars at Inspector of Works Office, Warrnambool; Police Stations, Macarthur, Hamilton.

Maifra.—New fencing, &c., State School No. 861. Particulars at Inspector of Works Office, Bairnsdale; Police Station, Sale; State School, Maifra. Deposit, £2.

Mildura.—Additional class rooms, State School No. 2915. Particulars at Inspector of Works Office, Mildura; Police Station, Redcliffs. Preliminary deposit, £15. Final deposit, 2 per cent.

Mont-Doora.—Erection of administration block, Mental Hospital. Preliminary deposit, £25. Final deposit, 2 per cent.

Mornington.—Repairs, painting, asphaltting, &c., State School No. 2033. Particulars at Police Station, Frankston; State School, Mornington. Deposit, £4.

North Fitzroy.—Renovations and painting, State School No. 3110. Particulars at State School, North Fitzroy. Preliminary deposit, £5. Final deposit, 2 per cent.

Princes Hill.—Roof repairs, State School No. 2955. Particulars at State School, Princes Hill. Deposit, £2.

Queenstown.—Repairs, painting, State School No. 128. Particulars at Police Stations, Hurstbridge, Yarra Glen; State School, Queenstown. Deposit, £2.

Richmond.—Provision of tie rods, State School No. 1567. Particulars at State School, Richmond. Deposit, £2.

Ryanston.—Internal painting, fencing, State School No. 3210. Particulars at Inspector of Works Office, Korumburra; Police Stations, Wonthaggi, Leongatha. Deposit, £2.

Stawell.—Additions, Special School. Particulars at Inspector of Works Offices, Stawell, Ballarat; Police Station, Ararat. Preliminary deposit, £10. Final deposit, 2 per cent.

Tooradin.—Repairs, painting, fencing, State School No. 1503. Particulars at Police Stations, Mornington, Dandenong, and Lang Lang. Deposit, £3.

14th March, 1940.

Castlemaine.—New conveniences, sewerage, State School No. 119. Particulars at Inspector of Works Office, Bendigo. Police Stations, Castlemaine, Kyneton. Preliminary deposit, £10. Final deposit, 2 per cent.

Lancefield.—Repairs, painting, State School No. 707. Particulars at Police Stations, Gisborne, Kyneton; State School, Lancefield. Deposit, £4.

Tenders to be addressed to the Honorable the Commissioner of Public Works, and envelope containing tender marked "Tender for _____, due _____."

GEO. L. GOUDIE,

Commissioner of Public Works.

Melbourne, 21st February, 1940.

TENDERS FOR THE SERVICE, 1940-41.

GENERAL STORES.

TENDERS will be received until Eleven o'clock a.m. on Friday, 24th May, 1940, from persons willing to supply the under-mentioned articles required by the Victorian Government during the twelve months commencing 1st July, 1940, for delivery as specified in the Schedules:—

Schedule No.	Preliminary Deposit.
1. Beaver-mole and Moleskin	£ 3
3. Counterpanes	3
4. Linen and Cotton, Piecegoods, &c.	3
7. Winecy	3

The prices tendered must not include sales tax.

Security.—Five per cent. of total amount of tender accepted, but in no case will security of less than £3 be received.

Schedules as above, with full particulars, may be obtained from the Secretary to the Tender Board, by whom also the samples will be shown and any information afforded to persons tendering.

In all cases the total cost of each item must be extended in the columns provided.

Tenders must be accompanied by the preliminary deposit, as shown above, by bank draft or marked cheque in favour of the Secretary to the Tender Board. *Cheques, Savings Bank deposit books, fixed deposit receipts, Commonwealth Treasury bonds, or reference to securities on existing contracts will in no case be received or entertained as preliminary deposits.* Preliminary deposits will be returned within ten days to unsuccessful tenderers on their application.

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.

Security will be required, either in bank guarantee (bank to be approved by the Tender Board), Commonwealth Treasury Bonds, 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 security must be completed and the contract signed within five days of acceptance of the tender, failing which the contract may be again advertised, or another tender accepted.

The lowest or any tender will not necessarily be accepted.

In the event of tenderers withdrawing or attempting to withdraw their tenders before notification of acceptance of same, or failing to take up their accepted tenders within the prescribed period after notification of acceptance, the preliminary deposit will be forfeited and, in addition, they 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, the tender shall be in the name of the firm and not in that of the individual, and that for a breach of this condition the preliminary deposit will be forfeited and the tender declared informal.

Tenders enclosed in a separate envelope, and having the words "Tender for _____" (as the case may be) written thereon, must be deposited in the Tender-box at the Tender Board Offices, Gisborne-street, Melbourne, or, if sent by post, postage must be prepaid and the tenders addressed to the Chairman of the Tender Board, Tender Board Offices, Gisborne-street, Melbourne, C.2, which office they must reach not later than by first post on the date of closing of tenders.

CONDITIONS OF CONTRACT.

1. Except where definite quantities are specified the Government will not be bound to order from the contractor all the articles enumerated in the schedule, but only those articles, and such quantities of those articles, as it may be found necessary to order. Should the Government, however, require a larger supply of any article than the estimated quantity stated in the schedule, the contractor will nevertheless be bound to supply the same at contract rates. The Government reserves the right to purchase otherwise than from the contractor articles of any of the several kinds enumerated in the schedule the purchase of which is, in the opinion of the Tender Board, necessary in order to meet special circumstances or special requirements.

2. Under this contract goods may be ordered by any Department of the Commonwealth, but it shall be optional on the part of the contractor to supply.

3. The supplies are to be the same as sample where so stated, and of the particular manufacture indicated in the schedule. In the case of different makers' goods, the contractor will be required to supply the kind ordered. *The supplies are to be the best quality of their several kinds or manufacture.* In the event of the tender having been accepted for goods manufactured within the Commonwealth or within any other part of the British Empire (as the case may be), all such goods supplied shall, if required by the Government, bear evidence that they are of the particular manufacture tendered for and, in addition, the contractor may at any time during the currency of the contract be called on to furnish a statutory declaration as to the country of origin of the goods supplied.

4. Except where otherwise stated in the schedule, the value of all packages, cases, casks, &c., whether bulk be broken or not, must be included in the prices stated in the contractor's tender; all such packages, &c., shall be considered the property of the Government, and no charges or expenses whatsoever beyond the price tendered and set out in the schedule will be allowed to the contractor for any articles or packages, cases, casks, &c. The net weight or quantity only will be paid for. Contractors must provide, without extra charge, whatever labour may be required in the packing of stores.

5. All orders for supplies will emanate from the Departments requiring the goods, which shall be delivered as may be directed by the officer ordering the supply. At the time of delivering the supplies, the contractor shall produce the order for same to the officer authorized to accept delivery, and such officer shall acknowledge thereon the receipt of the stores accepted and return the order to the contractor, who will attach it to his claim for payment.

6. Supplies ordered for delivery in the Melbourne District are to be delivered free of all charges (whether cartage, freight, &c.), and, for the purposes of this contract, the Melbourne District will include a radius of 8 miles from the Elizabeth-street Post Office. For supplies outside that radius the goods must be delivered free on rails at Flinders-street or Spencer-street Railway Stations as required.

7. Arrangements as to time of delivery and inspection of goods will be made by the officer ordering the supply.

8. Orders must receive prompt execution; in the event of the goods not being delivered within forty-eight hours after the contractor shall have received the order or within such other time as the order may specify for delivery, it will be competent for the officer named in clause 7, or the head of the department to whom the goods are to be supplied, on giving the contractor twenty-four hours' notice, to purchase the supplies, or any like supplies that are suitable for the service, at the contractor's risk, and the extra expense incurred over and above the contract price (if any) will be deducted from the contractor's account or from the security money.

9. Delivery will not be deemed to have been made until the goods have been approved of. In the event of the rejection or return of any supplies, the contractor shall bear the whole cost of replacing the supplies rejected or returned, otherwise purchases will be effected at the contractor's risk and the extra expense deducted as provided in clause 8.

10. The contractor will be required to furnish his account in the prescribed form as soon as possible after the delivery of the goods, the account to be accompanied by the receipted delivery orders on which it is based. Where practicable, the use of more than one account-form for each Department or sub-Department must be avoided. The rates and the quantities quoted in the orders cannot be increased.

11. The acceptance of the supplies shall be subject to the approval of the officer authorized to take delivery of the stores, or such other officer as shall be named in the schedule. The contractor may, however, claim a survey on any goods objected to; but in that case he must, within twenty-four hours after objection is made, give notice thereof, in writing, to the officer rejecting the goods. If, after the delivery of the supplies has been taken, any deficiency or defect is discovered therein, such deficient or defective stores may be returned to the contractor.

12. The members of Boards of survey will be appointed by the Treasurer of the State for the time being, and the decision of the Board is to be considered as final. If the Board shall decide that the article is not of proper quality it must be immediately replaced by the contractor, failing which it, or

any like supply that is suitable for the service, will be procured elsewhere, and the survey fees and extra expense (if any) will be charged as provided in clause 8.

13. A refusal to execute orders, irregularity in the quantity or quality of the supplies, delay in delivering or replacing them when required, or non-compliance with the terms of clauses 15 and 16 of these Conditions respecting the forwarding of consignment notes, &c., will subject the contractor, upon report from the Tender Board, to such mulct not exceeding Fifty pounds as the Treasurer may direct, and the amount may be deducted as provided in clause 8. It will also be in the power of the said Treasurer upon such refusal, irregularity, or delay to terminate the contract forthwith and declare forfeit the whole or any portion of the security money; and, in addition, the contractor will be disqualified from tendering or holding any future contract or contracts for a period of twelve months from the date of such disqualification.

14. All goods forwarded under this contract shall, where practicable, be forwarded by rail, and all consignments shall bear the number of the consignment notes under which they are forwarded, and also the name of the contractor or contractors by whom consigned, on a legibly-written business label.

15. When the contractor is required to make delivery of goods at a railway station for transmission by rail for any Department excepting Departments of the Commonwealth, he shall obtain a receipt for the goods in duplicate on the Stores and Transport consignment note, at the same time handing in a triplicate and quadruplicate of the form as an authority for the Railways to act as agent for, and charge the freight to, the Stores and Transport Office or such other Department as shall be named therein. He shall as soon as possible, and not later than twenty-four hours thereafter, deliver the original at the Tender Board Offices, the duplicate to be forwarded to the consignee in accordance with clause 16, and the quintuplicate to be retained by himself. (In the case of Commonwealth Departments, however, the Commonwealth consignment note only, which accompanies the order, must be used.) Should the goods thus forwarded be rejected, the contractor must bear the cost of replacing such goods, for which service the departmental consignment note must not be used. Any infringement of this condition will subject the contractor to such mulct as is provided in clause 13.

16. Immediately after the consignment of the goods, the officer to whom they are forwarded shall be notified by the contractor, on the duplicate consignment note provided for the purpose, that the goods have been sent. On receipt of this document, the officer to whom it has been forwarded shall acknowledge thereon the receipt of the goods without delay to the Stores and Transport Office. In the event of loss through failure on the part of the contractor to comply with this condition he will be held responsible, and the amount of the loss incurred thereby will be deducted as provided in clause 8.

17. Should the order on the contractor specially provide that goods of a fragile character, or such as are liable to suffer loss by leakage, shall be consigned at the risk of the Railways Commissioners under special freight conditions, the contractor shall in such instance provide, in writing on the consignment note, an intimation to that effect failing which, in the event of loss, he shall bear the whole cost of replacing the goods, the amount thereof to be deducted from the contractor's account or from the security money.

18. The contractor is not at liberty to transfer his contract under cover of power of attorney, coupled with an interest or otherwise, and no such transfer will be recognized by the Government. Should it be found during the currency of the contract that the contractor has not conformed to the condition of advertisement—which stipulates that if a tenderer be a member of a firm and such firm be interested in the contract, the tender shall be in the name of the firm, and not in that of the individual—then the Treasurer may, on the recommendation of the Tender Board, determine the contract and forfeit the security money.

19. The contract entered into under these conditions is not to be considered as being broken, infringed, or violated by the importation of stores for the Government service, or by any contracts or purchases made by the Agent-General for Victoria, or by any contracts or agreements made for any works or supplies by the Department of Public Works through the Board of Land and Works, or by the State Rivers and Water Supply, Forests, and Electricity Commissioners, or the Country Roads Board, or for the Railways Department, or for supplies for Technical, High, or Higher Elementary Schools, or for connexions and fittings for Drills and Batteries, or by any article being made at and supplied for the use of any Government establishment, or by the consumption of the surplus stock of any Government establishment.

20. Notwithstanding anything to the contrary contained in section 152 of the Customs Act 1901-36, it is hereby expressly provided that upon any alteration of the duty collected affecting the goods included in this contract, the contract price shall not be altered, and the contract may be terminated at the option of either party by two months' notice, in writing, from the first day of the calendar month next ensuing and within the period for which the contract is made. The contract for the unaffected items shall remain in full force and effect. Any

notice to be served under this condition shall be deemed to have been duly served if sent to the contractor in a registered letter to his last-known place of business or abode.

The foregoing provision shall not, however, apply to contracts for imported goods in which definite quantities to be delivered at stated times are expressed in the schedule, and for those particular goods any alteration in the Telegraphic Transfer rate of exchange during the currency of the contract will be to the accounts of the Government, based on the c.i.f. price of the goods. The rate of exchange paid will be the Telegraphic Transfer rate ruling at the time of delivery of the goods.

21. Under no circumstances, other than those mentioned in clause 20, will a contractor be permitted to abandon his contract. In the event of the contractor failing to carry on the contract, the contract security money will in that case be absolutely forfeited and, in addition, the contractor will be held liable for any loss which the Government may sustain in consequence of such failure.

A. A. DUNSTAN,

Treasurer.

The Treasury,
Melbourne, 19th February, 1940.

PRIVATE ADVERTISEMENTS.

Melbourne and Metropolitan Board of Works Acts.
MELBOURNE AND METROPOLITAN BOARD OF WORKS.
NOTICE DECLARING THAT A PROPOSED NEW MAIN DRAIN WITHIN THE CITY OF PRESTON AND WITHIN THE METROPOLIS SHALL BE A MAIN DRAIN (AREA No. 20).

MELBOURNE AND METROPOLITAN BOARD OF WORKS, under the powers conferred upon it by the Melbourne and Metropolitan Board of Works Acts, and otherwise, doth by this notice declare that the new main drain within the metropolis, as the same is defined and described hereunder, and which it is proposed to construct under the Melbourne and Metropolitan Board of Works Acts shall be a main drain under and for the purposes of the said last-mentioned Acts.

PROPOSED NEW DRAIN ABOVE REFERRED TO.

The following is a description of the course of and a specification of the points of commencement and termination of the said proposed new main drain, that is to say:—

Commencing at a point in Bell-street 400 feet east of the east building line of Albert-street, and about 6 feet from the north building line of Bell-street; thence easterly along Bell-street to Belgrove-street, northerly along Belgrove-street to Cynga-street, westerly along Cynga-street to Lahinch-street, northerly along Lahinch-street about 170 feet, westerly to the intersection of Ruby-street and Keith-street, westerly along Keith-street to O'Keefe-street, and northerly along O'Keefe-street to and terminating at a point in O'Keefe-street in line with the north building line of David-street and about 4 feet from the west building line of O'Keefe-street.

Dated this 13th day of February, 1940.

The common seal of the Melbourne and Metropolitan Board of Works was affixed hereto, in the presence of—

(SEAL) S. DENNIS, Member.
F. R. CHAPMAN, Member.
3598 F. L. KING, Secretary.

CITY OF BRUNSWICK.

LOAN 26.

THE Council of the City of Brunswick, having caused to be prepared the necessary plans, specifications and estimates of the cost of the under-mentioned works, and a statement showing the proposed expenditure of the money to be borrowed, hereby gives notice that it intends to proceed by special order to borrow the sum of Twenty-nine thousand pounds (£29,000) by the issue of debentures for such amount upon the credit of the municipality, in accordance with the provisions of the Local Government Acts.

The maximum rate of interest that may be paid is Four pounds five shillings (£4 5s.) per centum per annum.

Such moneys shall be repayable at the Council's bankers, the Commonwealth Bank of Australia, Melbourne, by half-yearly instalments, commencing on the first day of December, 1940, and thereafter on the first day of June and first day of December in each year during the currency of the loan.

The purposes for which the loan is to be applied are:—

- (a) Extension of the electric supply undertaking by the provision of the necessary wires, cables, substations, poles, meters, plant and other equipment, including the installation of electrically-operated traffic signal devices at the intersection of Sydney-road and Victoria-street, Brunswick £25,000
- (b) Erecting, furnishing, and equipping a modern Infant Welfare Centre at West Brunswick, and the acquisition of the land necessary therefor 4,000

£29,000

The loan will be liquidated by thirty half-yearly instalments of £1,317 4s. 3d. each, including principal and interest, by providing out of the municipal funds the above amounts as hereinbefore mentioned during the currency of the loan.

The plans, specifications and estimate of the cost of such works, and the statement hereinbefore mentioned, are open for inspection at the office of the Council, Town Hall, Sydney-road, Brunswick.

The consent to this borrowing has been given by the Federal Treasurer of the Commonwealth of Australia, as provided under the National Security (Capital Issues) Regulations.

R. A. MCGREGOR DAWSON, Town Clerk.
Town Hall, Brunswick, 19th February, 1940. 3599

CITY OF NORTHCOTE.

BY-LAW No. 88.

NOTICE is hereby given that By-law No. 88, passed by the Council on the 13th day of November, 1939, was on the 13th day of February, 1940, approved by the Governor in Council.

The By-law makes provision for altering By-laws 34 and 72 and for regulating, &c., the erection of buildings in the city.

A full copy of the By-law may be seen at the office of the Town Clerk.
3629 J. A. THOMSON, Town Clerk.

CITY OF NORTHCOTE.

LOAN No. 25.

Notice of Intention to Borrow the Sum of Five Thousand Pounds (£5,000) for Underground Drainage Works in the City of Northcote.

TAKE notice that the Council of the City of Northcote proposes to borrow, on the credit of the Mayor, Councillors, and Citizens of the said city, the sum of Five thousand pounds (£5,000), such sum to be raised by the issue of debentures in accordance with the provisions of the Local Government Act 1928.

The rate of interest to be named in the debentures shall be £4 5s. per centum per annum.

The money borrowed shall be repayable, together with and including interest, at the Commonwealth Bank of Australia, Collins-street, Melbourne, in a half-yearly sum of Two hundred and twenty-seven pounds two shillings and two pence (£227 2s. 2d.) on the first day of March and the first day of September in each year, the loan to have a currency of fifteen (15) years, the first payment to be made on the first day of March, 1941, and the final payment on the first day of September, 1955.

The purposes for which the loan is to be applied shall be—

Underground drainage from Clarke-street to Bastings-street, near Derby-street, and Bastings-street to Mitchell-street, via Derby-street; Hutton-street; Clarke-street, Waterloo-road to James-street; Darebin-road; Langwells-parade; Yeomans-street, South-crescent to Robert-street; Thomson-street, Bower-street to Howitt-street.

The loan is to be liquidated by provision out of the Municipal Fund of £227 2s. 2d. (including interest) in each half-year during the currency of the loan.

The plans, specifications, and estimate of the cost of the works referred to above, and a statement showing the proposed expenditure of money to be borrowed, are open for inspection at the Municipal Offices, High-street, Northcote.

Dated this 19th February, 1940.

J. A. THOMSON, Town Clerk.
Municipal Offices, Northcote. 3630

BOROUGH OF MARYBOROUGH.

LOAN No. 10.

Notice of Intention to Borrow the Sum of Six Thousand Pounds for the Construction of Swimming Baths, in the Borough of Maryborough.

NOTICE is hereby given that the Council of the Borough of Maryborough proposes to borrow on the credit of the Mayor, Councillors, and Burgesses of the Borough of Maryborough, the sum of Six thousand pounds, such sum to be raised by the issue of debentures in accordance with the provisions of the Local Government Act.

The maximum amount of interest that may be paid is Four pounds ten shillings and eleven pence per centum per annum.

The money borrowed shall be repayable, together with interest, at the English, Scottish and Australian Bank Limited, Melbourne, or at the Council's bankers for the time being, by half-yearly instalments on the first day of November and the first day of May in each year, the loan to have a currency of fifteen years, the first payment to be made on the first day of November, 1940, and the final payment on the first day of May, 1955.

The purposes for which the loan is to be applied shall be—
(1) Construction of swimming baths.

The loan to be liquidated by appropriating out of the municipal fund thirty equal half-yearly payments, covering principal and interest during the term of the loan.

The plans, specifications and estimate of cost referred to above, and statement showing the proposed expenditure of money to be borrowed, are open for inspection during office hours, at the office of the Council, Town Hall, Maryborough.

Dated this 15th day of February, 1940.

3574 S. C. NICOL, Town Clerk.

SHIRE OF ALBERTON.

BY-LAW No. 34.

A By-law of the Shire of Alberton made under section 197, sub-sections (x) and (xxix), of the Local Government Act 1928, and numbered 34, for suppressing nuisances and/or for prohibiting or minimizing street noises.

IN pursuance of the powers conferred by the Local Government Act 1928, the President, Councillors, and Ratepayers of the Shire of Alberton order as follows:—

1. No person shall operate or cause to be operated in any street within the Township of Yarram any loud speaker, gramophone, phonograph, megaphone, amplifier, or wireless set.

2. No person shall operate or permit to be operated in or from any house, building, or premises any loud speaker, gramophone, phonograph, megaphone, amplifier, wireless set, or any other similar noisy instrument or contrivance which shall be or cause a nuisance to residents in the neighbourhood or to passers by.

3. Any person found guilty of a breach of the provisions of this By-law shall be liable to a penalty not exceeding £5 for a first offence, and to a penalty not exceeding £10 for any subsequent offence.

4. This By-law shall apply to and have operation throughout the Township of Yarram, and shall come into effect immediately after its publication in the Government Gazette.

The Resolution for making and passing this By-law was agreed to by the Council on the ninth day of November, 1939, and confirmed on the eighth day of February, 1940.

The common seal of the President, Councillors, and Ratepayers of the Shire of Alberton was affixed hereto by order of the Council of the said Shire, in the presence of—

(SEAL) E. O. HOBSON, President.
R. M. IRVING, Councillor.
G. W. BLACK, Shire Secretary.

3563

SHIRE OF ARAPILES.

LOAN No. 6.

NOTICE is hereby given that the Council of the Shire of Arapiles proposes to borrow the sum of £2,350 upon the credit of the President, Councillors, and Ratepayers of the Shire of Arapiles by the issue of debentures for such amount in accordance with the provisions of the Local Government Acts. The maximum rate of interest to be paid is £4 15s. per centum per annum.

The moneys so borrowed, and the interest due from time to time thereon, shall be repayable at The National Bank of Australasia Limited, Natimuk, or at the Council's bankers for the time being, by thirty consecutive half-yearly instalments of approximately £110 8s. 4d. each, including principal and interest, until such loan is liquidated.

The purposes for which the loan is to be applied are construction works on the following roads:—

1. Natimuk-Dimboola road	£110
2. Polkemmet-road	85
3. Goroke-Natimuk road	180
4. East Natimuk-Hamilton road	100
5. Natimuk-East Natimuk road	60
6. Roads at Martin's and Cameron's, Wyn Wyn	120
7. Sherwood's Dam-Toonan East road	160
8. E. Smith's-road	240
9. Noradjula-Toonan East road	161
10. Horsham-Noradjula road	40
11. Clear Lake-Toonan East road	144
12. Noradjula-Jalumba road	350
13. Nurrabiel-Wonwondah road	400
14. Jalumba-Brim Springs road	45
15. Brim Springs-Rosebrook road	95
16. Brim Springs-East Wonwondah road	60
	<hr/>
	£2,350

The plans, and specifications and estimates of cost of the works referred to above, and an estimate showing the proposed expenditure of the money to be borrowed, are open for inspection at the Shire Office, Noradjula.

Dated at Noradjula, the 17th day of February, 1940.

3575 N. M. SIMMONS, Shire Secretary.

SHIRE OF UPPER MURRAY.

LOAN No. 2.

NOTICE is hereby given that the Council of the Shire of Upper Murray proposes to borrow on the credit of the President, Councillors, and Ratepayers of the said Shire, the sum of One thousand six hundred and eighty pounds (£1,680), such sum to be raised by the issue of debentures, in accordance with the provisions of the Local Government Acts.

It is further proposed that—

1. The maximum rate of interest to be named in such debentures shall be £4 5s. per centum per annum.

2. The loan will be repaid, together with interest from time to time accruing, on so much of the total amount of the said loan as is unpaid from time to time, by twenty (20) half-yearly instalments of One hundred and three pounds nineteen shillings and nine pence (£103 19s. 9d.) by providing out of the municipal fund the above amounts on the first days of June and December of each respective year during the currency of the loan, such moneys to be repayable in Melbourne, at the Commonwealth Bank of Australia, or at the Melbourne office of the Council's bankers for the time being.

3. The purposes for which the proceeds of the loan are to be applied are the purchase of a power grader and the construction of concrete pavements on footpaths in the Town of Corryong.

4. The plans and specifications, and estimate of the cost of the permanent works referred to above, with a statement showing the proposed expenditure of the money to be borrowed, are open for inspection at the office of the said Council, in the Shire Hall, Corryong.

Dated this 16th day of February, 1940.

3589 C. W. C. FARRAN, Shire Secretary.

SHIRE OF NUMURKAH.

ORDER DECLARING A PUBLIC HIGHWAY.

IN pursuance of the powers conferred by section 521 of the *Local Government Act 1928*, the Council of the Shire of Numurkah doth hereby order that, all that piece of land, being part of Crown allotment 3A, section 3, Township of Numurkah, Parish of Katunga, County of Moira: Commencing at a point on the western boundary of the said Crown allotment 3A, 16 feet south from the north-western corner of the said Crown allotment 3A; thence by lines east 150 feet; thence south 24 feet; thence west 150 feet; thence north 24 feet to the point of commencement, shall from the date of the publication of this Order in the *Government Gazette* be a public highway.

In witness whereof the common seal of the President, Councillors, and Ratepayers of the Shire of Numurkah was affixed this twelfth day of February, One thousand nine hundred and forty, in the presence of—

(L.S.) J. T. MYERS, President.
R. C. GORDON, Councillor.
W. L. MOSS, Councillor.
A. STRINGER, Secretary.

3646

In the matter of The Metropolitan Gas Company's Acts 1878 and 1920.

WE, Philip Charles Holmes Hunt, David York Syme, and Roland Cameron Evans, all of the City of Melbourne, gentlemen, do severally solemnly and sincerely declare as follows:—

First, we, the said Philip Charles Holmes Hunt and David York Syme, for ourselves say that we are two of the directors of The Metropolitan Gas Company.

And next, I, the said Roland Cameron Evans, for myself say that I am the secretary of the said company.

And next, we, the said Philip Charles Holmes Hunt, David York Syme, and Roland Cameron Evans, say—

That the nominal capital of the said company as on the 31st day of December, 1939, was One million five hundred thousand pounds. The amount paid up thereon as on the 31st day of December, 1939, was One million three hundred and seventy-five thousand pounds, divided into Two hundred and seventy-five thousand shares of Five pounds each.

That the amount which the company is legally authorized to borrow on debentures is the sum of Two million three hundred and twenty thousand eight hundred and nine pounds.

That the total amount raised by the company on debentures and unpaid does not exceed the amount which the said company is by The Metropolitan Gas Company's Acts 1878 and 1920 authorized to borrow.

That none of the debentures, bonds, and mortgages granted by the City of Melbourne Gas and Coke Company, The Collingwood Fitzroy Gas and Coke Company, and The South Melbourne Gas Company referred to in the 55th section of the principal Act are now outstanding, the same respectively having been paid off.

And we severally make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act of the Parliament of Victoria rendering persons making a false declaration punishable for wilful and corrupt perjury.

Declared by the said Philip Charles Holmes Hunt, at Melbourne aforesaid, this ninth day of February, One thousand nine hundred and forty—

P. C. HOLMES HUNT.

Before me—E. J. HAMILTON, Notary Public, Melbourne, Victoria.

Declared by the said David York Syme, at Melbourne aforesaid, this eighth day of February, One thousand nine hundred and forty—

D. YORK SYME.

Before me—E. J. HAMILTON, Notary Public, Melbourne, Victoria.

Declared by the said Roland Cameron Evans, at Melbourne aforesaid, this thirteenth day of February, One thousand nine hundred and forty—

R. C. EVANS.

Before me—E. J. HAMILTON, Notary Public, Melbourne, Victoria. 3624

NOTICE is hereby given that the partnership heretofore subsisting between Leon Lederman and Benjamin Sokolsky, carrying on business as tailors, at 329 Lonsdale-street, Melbourne, under the style and firm name of G. Leopold, has been dissolved by mutual consent as from the 14th day of November, 1939. All debts due to and owing by the said firm will be received and paid respectively by the said Leon Lederman.

Dated the 14th day of February, 1940.

L. LEDERMAN.
B. SOKOLSKY.

Witness to the signatures—N. WANLISS, solicitor, Melbourne. 3637
Green, Dobson, and Middleton, solicitors, 60 Market-street, Melbourne.

*Companies Act 1928.*ALFRED EDMENTS PROPRIETARY LIMITED
(IN LIQUIDATION).

NOTICE OF FINAL MEETING PURSUANT TO SECTION 196.

NOTICE is hereby given that a General Meeting of the company will be held at 522 Spencer-street, Melbourne, on the 2nd day of April, 1940, at Twelve o'clock noon, for the purpose of laying before it an account of the winding up, showing how it has been conducted and the property of the company disposed of.

Dated the 20th day of February, 1940.

EDWARD L. DERMODY, Liquidator.

Blake and Riggall, 120 William-street, Melbourne, solicitors for the liquidator. 3618

The Companies Act 1928.

YOUNGER SET PROPRIETARY LIMITED (IN LIQUIDATION).

NOTICE is hereby given that it is intended to declare a Second and Final Dividend in this matter. Creditors who have not proved their debts by the first day of March, 1940, will be excluded from this dividend.

Dated at Melbourne this fifteenth day of February, 1940.

F. Y. RATTRAY, Liquidator.

Hugh S. Chambers and Co., chartered accountants (Aust.) and registered trustees, 40 Queen-street, Melbourne. 3619

Companies Act 1938.

G. M. C. HILL PROPRIETARY LIMITED (IN VOLUNTARY LIQUIDATION).

SPECIAL RESOLUTION PURSUANT TO SECTION 224 (b).

AT a General Meeting of the members of G. M. C. Hill Proprietary Limited, duly convened and held at Geelong on the 19th day of February, 1940, the following Special Resolution was duly passed:—

“That the company be wound up voluntarily, and that Mr. T. A. David, of David and David, chartered accountants (Aust.), Geelong, be and is hereby appointed liquidator.

T. ARTHUR DAVID, Liquidator. 3573

In the matter of the *Companies Act 1938* and in the matter of DYSON WELLS PTY. LTD.

NOTICE is hereby given that a meeting of creditors of the above-named company will be held on Monday, 26th February, 1940, at Twelve noon, at the Board Room, Temple Court, 422 Collins-street, Melbourne, for the purposes set out in section 238 of the *Companies Act 1938*.

Dated this 10th day of February, 1940.

By order of the Board,

3614

J. A. PEARSON, Director.

Companies Act 1928.

FRESH FRUITS (SHEPPARTON) LIMITED (IN VOLUNTARY LIQUIDATION).

NOTICE TO CREDITORS OF INTENTION TO DECLARE DIVIDEND. NOTICE is hereby given that a First and Final Dividend is intended to be declared in the above matter, and creditors who have not proved their debts by 24th day of February, 1940, will be excluded from such dividend.

Dated this 10th day of February, 1940.

3564 J. E. McNEIL, Liquidator.

Companies Act 1928.

THOS. FIRTH & SONS (AUSTRALASIA) PROPRIETARY LIMITED (IN LIQUIDATION).

NOTICE is hereby given that, in pursuance of section 196 (1) (2) of the *Companies Act 1928*, a General Meeting of shareholders of the above-named company will be held at the office of the liquidator, 352 Collins-street, Melbourne, on Thursday, the 21st day of March, 1940, at half-past Nine a.m. BUSINESS.

To receive the liquidator's final report and statement of account to the 17th February, 1940.

H. H. SHERLOCK, Liquidator.

17th February, 1940. 3628

The Companies Act 1938.

DONDEY & TESTRO PTY. LTD. (IN LIQUIDATION).

NOTICE is hereby given that a Second and Final Dividend in this matter is about to be declared. The dividend will be payable to those creditors who have proved their claims on or before the 9th March, 1940.

Dated this 15th day of February, 1940.

M. R. M. SMITH, Liquidator.

M. R. M. Smith, Peacock, and Co., chartered accountants (Aust.), 485 Bourke-street, Melbourne, C.I. 3628

Companies Act 1928.

MOIR & CARY PTY. LTD. (IN VOLUNTARY LIQUIDATION).

NOTICE OF MEETING OF CREDITORS.

NOTICE is hereby given that, in compliance with and pursuant to section 189 of the *Companies Act 1928*, a meeting of creditors of the above-named company, which is being voluntarily wound up, will be held at the office of W. Kirkhope, chartered accountant (Aust.), 44 Queen-street, Melbourne, on Monday, 4th March, 1940, at Eleven o'clock.

Dated this 19th day of February, 1940.

3642 C. J. WAUGH, Liquidator.

IVAN STEDMAN PROPRIETARY LIMITED.

NOTICE is hereby given that a meeting of the creditors of Ivan Stedman Proprietary Limited will be held at 499 Little Collins-street, Melbourne, on Tuesday, the 27th day of February, 1940, at half-past Two p.m., pursuant to the provisions of section 238 of the *Companies Act 1938*, and for the purposes set out in sections 230 and 240 of the said Act.

Dated at Melbourne this 17th day of February, 1940.

By order of the Board,

IVAN C. STEDMAN, Director.

Registered office, 499 Little Collins-street, Melbourne. 3644

In the matter of the *Companies Act 1928*, and in the matter of THOMASTOWN ESTATE PROPRIETARY LIMITED (in Liquidation).

NOTICE is hereby given that a Seventh and Final Dividend is intended to be declared in this matter. Creditors who have not proved their debts by the 7th day of March, 1940, will be excluded.

Dated this 21st day of February, 1940.

G. F. BARSON, Liquidator.

Care of Johnson, Barson, and Co., 175 William-street, Melbourne. 3623

NOTICE TO CREDITORS AND OTHERS.—*RE MARY CATHERINE DAWSON, DECEASED.*

THE NATIONAL TRUSTEES, EXECUTORS, AND AGENCY COMPANY OF AUSTRALASIA LIMITED, whose registered office is situated at 95 Queen-street, Melbourne, in the State of Victoria, having made application to the Registrar of Probates for a grant of probate of the will of Mary Catherine Dawson, late of 7 Duke-street, St. Kilda, in the State of Victoria, spinster, deceased (who died on the 3rd day of December, 1939), requires all creditors, next of kin, and others having claims against the property or estate of the said deceased, to send to the said company, on or before the 24th day of April, 1940, particulars, in writing, of such claims, after which date the said company intends to convey or distribute such property or estate to or among the persons entitled thereto, having regard only to the claims of which it shall have had notice.

Dated the 19th day of February, 1940.

J. LEVERS BOURKE, 485 Bourke-street, Melbourne, solicitor for the company. 3609

RE WILLIAM VILLARS TAIT, DECEASED.

THE PERPETUAL EXECUTORS AND TRUSTEES ASSOCIATION OF AUSTRALIA LIMITED, whose registered office is situate at Nos. 100-104 Queen-street, Melbourne, in the State of Victoria, the administrator of the estate of William Villars Tait, late of 263 Toorak-road, Burwood, in the said State, ironmonger, deceased, intestate (who died on the 8th day of November, 1939), requires all creditors, next of kin, and others having claims against the property or estate of the said deceased to send to the said association, on or before the 30th day of April, 1940, particulars, in writing, of such claims, after which date the said association intends to convey or distribute such property or estate to or among the persons entitled thereto, having regard only to the claims of which it shall have had notice.

Dated the 20th day of February, 1940.

HENDERSON & BALL, of 430 Little Collins-street, Melbourne, proctors for the administrator. 3635

NOTICE is hereby given that all persons interested in or having claims upon the estate of Elizabeth Jane Semmens, late of 19 Latrobe-street, Brunswick, in Victoria, widow, deceased (who died on the fourth day of July, 1939, and probate of whose will has been granted to William Semmens, of 5 Frank-street, Coburg, bootmaker, and Peter Semmens, of 23 Ballarat-street, Brunswick, metal polisher), are hereby requested to send particulars, in writing, of their claims to the said executors, care of the undermentioned proctors, on or before the twenty-second day of April, 1940, after which date the said executors 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 they shall then have had notice.

Dated this 19th day of February, 1940.

W. E. PEARCEY & IVEY, 443 Little Collins-street, Melbourne, proctors to the said executors. 3603

PURSUANT to the *Trustee Act 1928*, notice is hereby given that James Bourke, of St. Albans, in the State of Victoria, railway employee, and Fritz Wilhelm Marxsen, of Victoria-avenue, Ballarat, in the said State, accountant, the executors of the will of John Patrick Boufke, late of Sturt-street, Ballarat aforesaid, commercial traveller, deceased (who died on the 23rd day of November, 1939), intend to convey or distribute the real and personal property of the said deceased to or among the persons entitled thereto, and require all persons and creditors interested to send to the said executors, care of R. H. Ramsay, of 38 Lydiard-street, Ballarat, solicitor, detailed particulars of their claims in respect of the said property on or before the 24th day of April, 1940; and notice is hereby given that after the said date the said executors will proceed to 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 they may then have had notice, and they will not be liable for the assets so conveyed or distributed to any person of whose claim they shall not then have had notice.

Dated this 19th day of February, 1940.

R. H. RAMSAY, 38 Lydiard-street, Ballarat, solicitor for the said executors. 3568

RE WILLIAM MILLER, DECEASED.

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that George Henry Miller, of Lethbridge, in the State of Victoria, overseer, and Gordon Stephen Miller, of Derrinalum, in the said State, dairy farmer, the executors of the will of William Miller, late of Teesdale, in the said State, farmer, deceased (who died on the twenty-first day of August, 1939, and probate of whose will was granted to the said George Henry Miller and Gordon Stephen Miller by the Supreme Court of Victoria, in its probate jurisdiction, on the twelfth day of February, 1940), intend to convey or distribute the estate of the said William Miller, deceased, among the persons entitled thereto, and require all persons and creditors interested to send particulars, in writing, of their claims against the said estate to them, on or before the twenty-fourth day of April, 1940, after which date the said George Henry Miller and Gordon Stephen Miller may 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 they shall then have had notice. And notice is hereby further given that the said George Henry Miller and Gordon Stephen Miller will not be liable for the property so conveyed or distributed, or any part thereof, to any person of whose claim they shall not have had notice as aforesaid.

Dated this twenty-first day of February, 1940.

WHYTE, JUST, & MOORE, Malop-street, Geelong, and HARWOOD & PINCOTT, 51 Yarra-street, Geelong, solicitors for the said George Henry Miller and Gordon Stephen Miller. 3577

PURSUANT to the *Trustee Act 1928*, notice is hereby given that The Ballarat Trustees, Executors, and Agency Company Limited, of 101 Lydiard-street north, Ballarat, in the State of Victoria, the executor of the will of Annie Ellis, late of 168 Victoria-street, Ballarat, in the said State, married woman, deceased (who died on the 30th day of December, 1939), intends to convey or distribute the real and personal property of the said deceased to or among the persons entitled thereto, and requires all persons and creditors interested to send to the said company detailed particulars of their claims in respect of the said property on or before the 24th day of April, 1940; and notice is hereby given that after the said date the said company will proceed to 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 may then have had notice, and it will not be liable for the assets so conveyed or distributed to any person of whose claims it shall not have had notice.

Dated the 17th day of February, 1940.

CUTHBERT, MORROW, MUST & SHAW, Ballarat, 3569
solicitors for the said company.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that The Ballarat Trustees, Executors, and Agency Company Limited, of 101 Lydiard-street north, Ballarat, in the State of Victoria, the executor of the will of Walter (Gibson) Harrison, late of Addington, in the said State, farmer, deceased (who died on the 20th day of December, 1939), intends to convey or distribute the real and personal property of the said deceased to or among the persons entitled thereto, and requires all persons and creditors interested to send to the said company detailed particulars of their claims in respect of the said property on or before the 24th day of April, 1940; and notice is hereby given that after the said date the said company will proceed to 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 may then have had notice, and it will not be liable for the assets so conveyed or distributed to any person of whose claims it shall not have had notice.

Dated the 19th day of February, 1940.

CUTHBERT, MORROW, MUST & SHAW, Ballarat, 3570
solicitors for the said company.

NOTICE TO CREDITORS.—RE JOSEPH LOCANDRO, DECEASED.

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Joseph Locandro, late of Leitchville, in the State of Victoria, farmer, deceased (who died on the first day of October, 1939, probate of whose will was granted to Jack Allan Cooke, of Lydiard-street south, Ballarat, in the said State, estate agent, the executor named therein), are hereby required to send particulars, in writing, of such claims on or before the tenth day of April, 1940, to the said executor. And notice is hereby given that after the said date the said executor will proceed to distribute the assets of the said deceased which shall have come to his hands or possession amongst the persons entitled thereto, having regard only to the claims of which the said executor may then have had notice, and the said executor will not then be liable for the assets, or any part thereof, so distributed to any person of whose claim he shall not then have had notice.

Dated this 13th day of February, 1940.

F. RUSSELL COLDHAM & CO., of Lydiard-street south, Ballarat, proctors for the said executor. 3596

NOTICE TO CREDITORS AND OTHERS.—LUCY TROTTER BIGGS, DECEASED.

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having any claims against the estate of Lucy Trotter Biggs, late of 43 Charles-street, Kew, in the State of Victoria, spinster, deceased (who died on the twenty-fifth day of September, 1939), and letters of administration with the will annexed, of whose estate were 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 seventh day of February, 1940), are hereby required to send particulars, in writing, of such claims to the above company, on or before the twenty-first day of April, 1940, after which last-mentioned date the said The Equity Trustees, Executors, and Agency Company Limited 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 they shall not then have had notice.

Dated the seventeenth day of February, 1940.

MARTIN & MARTIN, solicitors, 314 Collins-street, Melbourne. 3607

RE GEORGE SQUIRES.

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that Ernest Squires, of Teesdale, in the State of Victoria, farmer, the executor of the will of George Squires, late of 16 Russell-street, Chilwell, Geelong, in the said State, retired farmer, deceased (who died on the fifteenth day of January, One thousand nine hundred and forty, and probate of whose will was granted to the said Ernest Squires by the Supreme Court of Victoria, in its probate jurisdiction, on the ninth day of February, One thousand nine hundred and forty), intend to convey or distribute the estate of the said George Squires, deceased, among the persons entitled thereto, and requires all persons and creditors interested to send particulars, in writing, of their claims against the said estate to him on or before the twenty-fourth day of April, One thousand nine hundred and forty, after which date the said Ernest Squires may 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 hereby further given that the said Ernest Squires will not be liable for the property so conveyed or distributed, or any part thereof, to any person of whose claim he shall not have had notice as aforesaid.

Dated this twenty-first day of February, One thousand nine hundred and forty.

HARWOOD & PINCOTT, 51 Yarra-street, Geelong, solicitors for the said Ernest Squires. 3601

RE EDWARD JOHN PAUL, DECEASED.

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that Edwin James Lynch, of Manning-road, East Malvern, in the State of Victoria, gentleman, the executor of the will of Edward John Paul (in the will called Edwin John Paul), late of 12 Virginia-street, Geelong West, in the said State, gardener, deceased (who died on the fourth day of December, 1939, and probate of whose will was granted to the said Edwin James Lynch by the Supreme Court of Victoria, in its probate jurisdiction, on the thirteenth day of February, 1940), intends to convey or distribute the estate of the said Edward John Paul, deceased, among the persons entitled thereto, and requires all persons and creditors interested to send particulars, in writing, of their claims against the said estate to him on or before the twenty-fourth day of April, 1940, after which date the said Edwin James Lynch may 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 hereby further given that the said Edwin James Lynch will not be liable for the property so conveyed or distributed, or any part thereof, to any person of whose claim he shall not have had notice as aforesaid.

Dated this twenty-first day of February, 1940.

HARWOOD & PINCOTT, 51 Yarra-street, Geelong, solicitors for the said Edwin James Lynch. 3597

CREDITORS, next of kin, and all others having claims against the estate of William Redford, late of Goroke, in the State of Victoria, retired farmer, deceased (who died on the 12th day of January, 1940), are required to send, in writing, particulars of such claims to Leslie Melville Tully and Stanley Edward Clutterbuck, the trustees, care of the under-mentioned solicitor, before 1st May, 1940, after which date the trustees intend to convey or distribute the whole of the estate of the said deceased to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which the trustees at such date had notice, and will not, as respects the property so conveyed or distributed, be liable to any person of whose claim the trustees have not had notice at such date.

Dated the 7th day of February, 1940.

S. E. CLUTTERBUCK, Main-street, Edenhope. 3560

NOTICE is hereby given that all persons having claims in respect of the property or estate of Thomas Edward Bartlett, late of High-street, Portarlington, in the State of Victoria, retired railway employee, deceased (who died on the twenty-third day of December, 1939, and probate of whose will was granted by the Supreme Court of the State of Victoria, in its probate jurisdiction, on the twelfth day of February, 1940, to Cecil Higgins Bartlett, of 6 Wanawong-crescent, Hartwell, in the said State, railway employee, and Allan Elliott McDonald, of 53 Yarra-street, Geelong, in the said State, barrister and solicitor), are hereby required to send particulars of such claims to the said Cecil Higgins Bartlett and Allan Elliott McDonald, care of Messrs. Wighton and McDonald, solicitors, at the address below set out, on or before the twenty-third day of April, 1940, after which date the said Cecil Higgins Bartlett and Allan Elliott McDonald will convey or distribute such property or estate to or among the persons entitled thereto of whose claims they have had notice.

Dated this fifteenth day of February, 1940.

WIGHTON & McDONALD, 53 Yarra-street, Geelong, proctors for the executors. 3561

RE CECIL GIBSON NATHAN, DECEASED.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that The Union Trustee Company of Australia Limited, of 333 Collins-street, Melbourne, in the State of Victoria, and William Colin Christie, of 49 Muston-street, Mosman, near Sydney, in the State of New South Wales, company secretary, the executors of the will of Cecil Gibson Nathan, late of Macleay Regis, Macleay-street, Potts Point, Sydney aforesaid, wine and spirit merchant, deceased (who died on the twenty-first day of August, 1939), intend to convey or distribute the estate of the said deceased to or among the persons entitled thereto, and require all persons interested to send particulars, in writing, of their claims to the said executors, care of The Union Trustee Company of Australia Limited, at its above-mentioned address, on or before the twenty-second day of April, 1940, 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 have had notice.

Dated the twenty-first day of February, 1940.

RIGBY & FIELDING, 60 Market-street, Melbourne, solicitors for the said executors. 3632

ERNEST LLWYD ROBERTS, DECEASED.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having claims, whether as creditors, next of kin, beneficiaries or otherwise, against the estate of Ernest Llwyd Roberts, late of 34 Queen-street, Melbourne, in the State of Victoria, insurance agent, deceased (who died on the 20th day of November, 1939, and probate of whose will and codicil was granted by the Supreme Court of the State of Victoria, in its probate jurisdiction, on the 17th day of February, 1940, to The Trustees, Executors, and Agency Company Limited, of 401 Collins-street, Melbourne aforesaid (leave being reserved to Leonard Roberts Stillman, of 401 Collins-street, Melbourne aforesaid, solicitor, to come in and prove the said will and codicil at any time)), are hereby required to send particulars, in writing, of such claims to the said company, at its address aforesaid, on or before the 29th day of April, 1940, after which date the said executor will proceed to distribute the estate of the said Ernest Llwyd Roberts which shall then have come to its hands amongst the persons and institutions entitled thereto, having regard only to the claims of which it shall then have had notice. And notice is hereby further given that the said executor 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 20th day of February, 1940.

ABBOTT, BECKETT, STILLMAN & GRAY, of 401 Collins-street, Melbourne, solicitors for the said executor. 3615

PURSUANT to the *Trustee Act* 1928, notice is hereby given that Sydney Herbert Jones, of 16 Ivanhoe-parade, Ivanhoe, confectioner, and Robert William Sylvester, of 9 Allenby-avenue, East Malvern, sworn valuer, the executors of the will of Emily Perey, late of "Wongate," Orchard-road, Belgrave Heights, via Belgrave, in the State of Victoria, widow, deceased (who died on the 2nd of December, 1939), intend to convey or distribute the estate of the said deceased to or among the persons entitled thereto, and require all persons and creditors interested to send to the said executors, care of the undersigned, on or before the 16th day of April, 1940, particulars, in writing, of their claims against the said estate, after which date the said executors will convey or distribute the said estate to or among the persons entitled thereto, having regard only to the claims of which they shall then have had notice.

Dated this 15th day of February, 1940.

R. C. H. BEATTIE, J.L.B., of 422 Little Collins-street, Melbourne, solicitor for the executors. 3612

PURSUANT to the *Trustee Act* 1928, notice is hereby given that The Ballarat Trustees, Executors, and Agency Company Limited, of Lydiard-street, Ballarat, in the State of Victoria, the administrator of the estate of James Emerson Hill, late of Grant-street, Ballarat aforesaid, gentleman, deceased, intestate (who died on the 23rd day of December, 1939), intends to convey or distribute the real and personal property of the said deceased to or among the persons entitled thereto, and requires all persons and creditors interested to send to it detailed particulars of their claims in respect of the said property, on or before the 25th day of April, 1940; and notice is hereby given that after such date the said company will proceed to 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 may then have had notice, and it will not be liable for the assets so conveyed or distributed to any person of whose claim it shall not then have had notice.

Dated the 15th day of February, 1940.

R. J. GRIBBLE & HOLLWAY, 22 Lydiard-street south, Ballarat, solicitors for the said company. 3592

PURSUANT to the *Trustee Act* 1928, notice is hereby given that Daniel Bernard Powell, of Clark's Hill, in the State of Victoria, farmer, the administrator of the estate of Cornelius Powell, late of Clark's Hill aforesaid, retired farmer, deceased, intestate (who died on the 30th day of November, 1939), intends to convey or distribute the real and personal property of the said deceased to or among the persons entitled thereto, and requires all persons and creditors interested to send to him, care of the undersigned, detailed particulars of their claims in respect of the said property, on or before the 25th day of April, 1940; and notice is hereby given that after such date the said administrator will proceed to 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 he may then have had notice, and he will not be liable for the assets so conveyed or distributed to any person of whose claim he shall not then have had notice.

Dated the 15th day of February, 1940.

R. J. GRIBBLE & HOLLWAY, 22 Lydiard-street south, Ballarat, solicitors for the said administrator. 3593

PURSUANT to the *Trustee Act* 1928, notice is hereby given that Adela Pickford, of Cardigan, in the State of Victoria, married woman, the administratrix of the estate of Thomas Mowbray Antcliffe, late of Sturt-street, Ballarat, in the said State, sharebroker, deceased, intestate (who died on the 11th day of November, 1939), intends to convey or distribute the real and personal property of the said deceased to or among the persons entitled thereto, and requires all persons and creditors interested to send to her, care of R. H. Ramsay, of 38 Lydiard-street, Ballarat, solicitor, detailed particulars of their claims in respect of the said property, on or before the 24th day of April, 1940; and notice is hereby given that after the said date the said administratrix will proceed to 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 she may then have had notice, and she will not be liable for the assets so conveyed or distributed to any person of whose claim she shall not then have had notice.

Dated this 14th day of February, 1940.

R. H. RAMSAY, 38 Lydiard-street, Ballarat, solicitor for the said administratrix. 3594

PURSUANT to the *Trustee Act* 1928, notice is hereby given that The Ballarat Trustees, Executors, and Agency Company Limited, of 101 Lydiard-street north, Ballarat, in the State of Victoria, the executor of the will of Rhoda Isabella Shutt, late of 110 Leith-street, Ballarat aforesaid, spinster, deceased (who died on the 27th day of November, 1939), intends to convey or distribute the real and personal property of the said deceased to or among the persons entitled thereto, and requires all persons and creditors interested to send to the said company detailed particulars of their claims in respect of the said property, on or before the 1st day of May, 1940. And notice is hereby given that after the said date the said company will proceed to 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 may then have had notice, and it will not be liable for the assets so conveyed or distributed to any person of whose claim it shall not then have had notice.

Dated this 15th day of February, 1940.

CUTHBERT, MORROW, MUST & SHAW, Ballarat, solicitors for the said company. 3595

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having claims against the estate of Robert Dean, late of corner of Anderson and Ridley streets, Sunshine, in the State of Victoria, carpenter, deceased (who died on the eleventh day of December, 1939, and probate of whose will was, on the thirteenth day of February, 1940, granted by the Supreme Court of Victoria, in its probate jurisdiction, to The Ballarat Trustees, Executors, and Agency Company Limited, of Lydiard-street, Ballarat, in the said State, Robert Cyril Dean, of Hamilton, in the said State, State school teacher, and Samuel George Scott Dean, of 137 Geelong-road, Footscray, in the said State, bank clerk (hereinafter called "the said executors")), are hereby required to send particulars, in writing, of such claims to the said executors, addressed care of The Ballarat Trustees, Executors, and Agency Company Limited, 60 Market-street, Melbourne, on or before the twenty-fourth day of April, 1940, after which date the said executors will proceed to distribute the assets of the said Robert Dean, deceased, which shall have come to its and their hands, amongst the persons entitled thereto, having regard only to the claims of which it and they 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 it and they shall not have had notice as aforesaid.

Dated this 19th day of February, 1940.

HOAD & BONILLA, 440 Chancery-lane, Melbourne, proctors for the said executors. 3641

NOTICE TO CREDITORS AND OTHERS.—*RE* JAMES GREENHOUGH, DECEASED.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons interested in or having any claim or claims against the estate of James Greenough, late of 4 Saunders-street, Coburg West, in the State of Victoria, gentleman, deceased (who died on the eleventh day of November, 1939, and probate of whose will was, on the fourteenth day of February, 1940, granted by the Supreme Court of Victoria, in its probate jurisdiction, to Paul Bothwell Osborn McCutcheon and Donald William McCutcheon, both of 485 Bourke-street, Melbourne, in the said State, solicitors, the executors named in the said will), are hereby required to send particulars, in writing, of their claims against such estate to the said executors, care of the under-mentioned solicitors, on or before the twenty-fourth day of April, 1940, 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 so distributed, or any part thereof, to any person of whose claim the said executors shall not then have had notice as aforesaid.

Dated this 17th day of February, 1940.

W. B. & O. McCUTCHEON, of 485 Bourke-street, Melbourne, solicitors for the said executors. 3582

NOTICE TO CREDITORS AND OTHERS.—*RE* JOHN WALTER TRIGGE, DECEASED.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons interested in or having any claim or claims against the estate of John Walter Trigge, late of 39 Campbell-road, Balwyn, in the State of Victoria, retired civil servant, deceased (who died on the 17th day of December, 1939, and probate of whose will and codicil thereto was, on the 16th day of February, 1940, granted by the Supreme Court of Victoria, in its probate jurisdiction, to The Trustees, Executors, and Agency Company Limited, of 401-3 Collins-street, Melbourne, in the said State, and Annie Maria Trigge, of 39 Campbell-road, Balwyn aforesaid, widow, the executors named in the said will), are hereby required to send particulars, in writing, of their claims against such estate to the said executors, care of the The Trustees, Executors, and Agency Company Limited aforesaid, on or before the 24th day of April, 1940, 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 so distributed, or any part thereof, to any person of whose claim the said executors shall not then have had notice as aforesaid.

Dated this 17th day of February, 1940.

W. B. & O. McCUTCHEON, of 485 Bourke-street, Melbourne, solicitors for the said executors. 3581

CHARLES WILLIAM JOSLYN, DECEASED.

NOTICE is hereby given that all persons having any claims in respect of the property or estate of Charles William Joslyn, late of Redcliffs, in the State of Victoria, horticulturist, deceased (who died on the sixteenth day of October, 1939, and probate of whose will has been granted by the Supreme Court of Victoria to Alexander Crothers, of Mildura, in the said State, solicitor, and Frank Lincoln Langford, of Redcliffs aforesaid, agent, as executors thereof), are hereby required to send particulars of such claims to the executors, at the address hereunder, on or before the twenty-third day of April, 1940, after which date it is the intention of the executors to convey and distribute such property or estate to or among the persons entitled.

Dated this 10th day of February, 1940.

A. CROTHERS & SON, Deakin-avenue, Mildura. 3647

NOTICE TO CLAIMANTS.—*RE* ERIK JONDAHL, DECEASED.

ERIC NELSON JONDAHL, of 81 Bank-street, Ascot Vale, in the State of Victoria, compositor, and Andrew William Gahan, of 285 Victoria-street, Abbotsford, in the said State, agent, the executors of the will of Erik Jondahl, late of 215 Dandenong-road, Windsor, retired master mariner, deceased (who died on the 14th day of January, 1940), require all creditors, next of kin, and others having claims against the property or estate of the said deceased to send to them, care of the undersigned, on or before the 24th day of April, 1940, particulars, in writing, of such claims, after which date the said executors intend to convey or distribute such property or estate to or among the persons entitled thereto, having regard only to the claims of which they shall then have had notice.

Dated the 16th day of February, 1940.

TOLHURST & DRUCE, 352 Collins-street, Melbourne, solicitors for the said executors. 3583

RE ELIZABETH ANN AMBERY, DECEASED.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having any claim against the estate of Elizabeth Ann Ambery, late of 69 Lumeah-road, Caulfield, in the State of Victoria, widow, deceased (who died on the 9th day of January, 1940, and letters of administration of whose estate were, on the 2nd day of February, 1940, granted by the Supreme Court of the State of Victoria, in its probate jurisdiction, to Olive Elizabeth Mary Good, of 11 Stanley-street, Randwick, in the State of New South Wales, married woman, a daughter and one of the next of kin of the said deceased), are hereby required to send particulars, in writing, of such claims to the said administratrix, at the office of McKean and Park, solicitors, 84 William-street, Melbourne, on or before the 22nd day of April, 1940, after which date the said administratrix will proceed to distribute the assets of the said deceased which shall have come to her hands amongst the persons entitled thereto, having regard only to the claims of which she shall then have had notice. And notice is hereby further given that the said administratrix will not be liable for the assets so distributed, or any part thereof, to any persons of whose claims she shall not then have had notice as aforesaid.

Dated this 21st day of February, 1940.

McKEAN & PARK, 84 William-street, Melbourne, for the said administratrix. 3639

RE EDITH MARY LEA, DECEASED.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having claims against the estate of Edith Mary Lea, late of 621 Malvern-road, Toorak, in the State of Victoria, widow, deceased (who died on the fifth day of December, 1939, and probate of whose will was granted by the Supreme Court of Victoria on the seventeenth day of February, 1940, to The Trustees, Executors, and Agency Company Limited, of 401-3 Collins-street, Melbourne, in the said State, the executor appointed by the said will), are hereby required to send particulars, in writing, of such claims to the said executor, at its above-mentioned address, on or before the twenty-third day of April, 1940, after which date the said executor will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which it has had notice.

Dated the twentieth day of February, 1940.

RIGBY & FIELDING, 60 Market-street, Melbourne, solicitors for the said executor. 3636

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having claims against the estate of Andrew James Kelly, late of 5 Hawthorn-avenue, Caulfield in the State of Victoria, retired marine engineer, deceased (who died on the twenty-sixth day of December, 1939, and application for a grant of representation of whose estate has been made to the Registrar of Probates by National Trustees, Executors, and Agency Company of Australasia Limited, whose registered office is situated at 95 Queen-street, Melbourne, in the said State, the executor appointed by the will of the said deceased), are requested to send particulars, in writing, of such claims to the said company, at its registered office aforesaid, on or before the twenty-sixth day of April, 1940, 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 the said company 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 twentieth day of February, 1940.

GILLOTT, MOIR, & AHERN, 95 Queen-street, Melbourne, solicitors for said company. 3621

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having claims against the estate of The Honourable John Gusth Nelsson, late of Woodlark Island, in the Territory of Papua, planter and trader, deceased (who died on the 27th day of August, 1939, and application for a grant of representation of whose estate has been made to the Registrar of Probates by Alan John Moir, of 95 Queen-street, Melbourne, in the State of Victoria, solicitor (the duly constituted attorney of George Edward Annuller, of Samaria, in the Territory of Papua, merchant, the executor named in the probate of the will and codicil thereto of the said deceased granted to him on the eleventh day of October, 1939, by the Central Court of the Territory of Papua)), are hereby requested to send particulars, in writing, of such claims to the said Alan John Moir, care of the undersigned solicitors, on or before the 26th day of April, 1940, after which date the said Alan John Moir 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 he shall then have had notice. And notice is further given that he will not, as respects the property so conveyed or distributed, be liable to any person of whose claim he shall not have had notice.

Dated this twentieth day of February, 1940.

GILLOTT, MOIR, & AHERN, 95 Queen-street, Melbourne, solicitors for the said Alan John Moir. 3622

PURSUANT to the *Trustee Act* 1928, notice is hereby given that The Ballarat Trustees, Executors, and Agency Company Limited, of Lydiard-street, Ballarat, in the State of Victoria, the executor of the will of Alfred Ernest Campbell Kerr, late of 1214 Sturt-street, Ballarat aforesaid, engineer, deceased (who died on the 18th day of December, 1939), intends to convey or distribute the real and personal property of the said deceased to or among the persons entitled thereto, and requires all persons and creditors interested to send to the said company, at its office, Lydiard-street, Ballarat, detailed particulars of their claims in respect of the said property on or before the 24th day of April, 1940. And notice is hereby given that after the said date the said company will proceed to 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 may then have had notice, and it will not be liable for the assets so conveyed or distributed to any person of whose claim it shall not then have had notice.

Dated this 17th day of February, 1940.

R. H. RAMSAY, 38 Lydiard-street, Ballarat, solicitor for the said company. 3590

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having any claim against the estate of Adelaide Victoria Daws, late of Kooyong-road, Elsternwick, in the State of Victoria, widow, deceased (who died on the 2nd day of November, 1939, and probate of whose will was granted by the Supreme Court of the said State, in its probate jurisdiction, on the 15th day of December, 1939, to Thomas Alexander Hillard, of 54 Murray-street, Elsternwick aforesaid, estate agent, the sole executor named in and appointed by the said will), are hereby required to send particulars, in writing, of such claims to the executor, care of the undersigned, Kenneth J. Clements, proctor for the executor, on or before the 23rd day of April, 1940, after which date the said executor will proceed to distribute the assets of the said deceased amongst 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 be not liable to any persons of whose claim he shall not have had notice as aforesaid.

Dated this 15th day of February, 1940.

KENNETH J. CLEMENTS, 29 Glenhuntly-road, Elsternwick, solicitor for the executor. 3578

NOTICE TO CREDITORS AND OTHERS.—CLARA LILIAN ROSS, DECEASED.

PURSUANT to the provisions of the *Trustee Act* 1928, notice is hereby given that all persons having any claims against the estate of Clara Lilian Ross, late of 43 Charles-street, Kew, in the State of Victoria, widow, deceased (who died on the twenty-second day of October, 1939, and letters of administration with the will annexed of whose estate were 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 seventh day of February, 1940), are hereby required to send particulars, in writing, of such claims to the above company, on or before the twenty-first day of April, 1940, after which last-mentioned date the said The Equity Trustees, Executors, and Agency Company Limited 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 they shall not then have had notice.

Dated the seventeenth day of February, 1940.

MARTIN & MARTIN, solicitors, 314 Collins-street, Melbourne. 3606

PURSUANT to the provisions of the *Trustee Act* 1928, notice is hereby given that all persons having any claim or claims against the estate of Agnes Callanan, formerly of Bridgeline Convent, Echuca, in the State of Victoria, but late of Bridgeline Convent, Rochester, in the said State, deceased (who died on the twenty-fifth day of December, 1938, and probate of whose will has been applied for by National Trustees, Executors, and Agency Company of Australasia Limited, of 95 Queen-street, Melbourne, in the said State, the executor named in and appointed by the said will), are hereby required to send particulars, in writing, of such claim or claims to the said executor, at its address aforesaid, on or before the 23rd day of April, 1940. And notice is hereby given that after such last-mentioned date the executor will proceed to distribute the assets of the said deceased which shall have come to its hands or possession amongst the persons entitled thereto, having regard only to the claim or claims of which it shall then have had notice as aforesaid, and the said executor will not be liable for the assets, or any part thereof, so distributed to any person or persons of whose claim they shall not have had notice as aforesaid.

Dated this 20th day of February, 1940.

BERNARD NOLAN, 408 Collins-street, Melbourne, proctor for the executor. 3638

No. 49.—2174/40.—3

NOTICE TO CREDITORS AND ALL OTHERS.—FANNY ALICE MURDOCH, DECEASED.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that National Trustees, Executors, and Agency Company of Australasia Limited, the registered office of which is at No. 95 Queen-street, Melbourne, the executor of the will of Fanny Alice Murdoch, late of No. 236 Barkly-street, St. Kilda, spinster, deceased (who died on the twenty-ninth day of December, 1939), requires all creditors and others interested to send to it, the said company, at its said address, on or before the nineteenth day of April, 1940, particulars, in writing, of their claims against the estate of the said deceased, after which date the said company intends to convey or distribute the said estate to or amongst the persons entitled thereto, having regard only to the claims, whether formal or not, of which it shall then have had notice.

Dated this 15th day of February, 1940.

GAVAN DUFFY & KING, No. 95 Queen-street, Melbourne, solicitors for the said company. 3585

NOTICE TO CREDITORS AND OTHERS.—RE JAMES GRIGG, DECEASED.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that Alfred Holmes Woodfull, of 430 Little Collins-street, Melbourne, in the State of Victoria, solicitor, the executor named in and appointed by the will of James Grigg, late of Durham-road, Surrey Hills, in the said State, gentleman, deceased (who died on the first day of February, 1927), 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 Alfred Holmes Woodfull, on or before the thirtieth day of April, 1940, full particulars, in writing, of their claims against the said estate, after which date the said Alfred Holmes Woodfull 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 he shall then have had notice.

Dated the 19th day of February, 1940.

WOODFULL & WOODFULL, 430 Little Collins-street, Melbourne. 3631

NOTICE TO CLAIMANTS.

THE PERPETUAL EXECUTORS AND TRUSTEES ASSOCIATION OF AUSTRALIA LIMITED, whose registered office is situate at Nos. 100-104 Queen-street, Melbourne, in the State of Victoria, the executor of the will of John Bennett, late of "Braeside," Burwood-road, Burwood, in the said State, market gardener, deceased (who died on the twenty-second day of November, 1939), requires all creditors, next of kin, and others having claims against the property or estate of the said deceased to send to the said association, on or before the twenty-second day of April, 1940, particulars, in writing, of such claims, after which date the said association intends to convey or distribute such property or estate to or among the persons entitled thereto, having regard only to the claims of which it shall have had notice.

Dated the nineteenth day of February, 1940.

CLEVERDON & REID, of 422 Collins-street, Melbourne, solicitors for the said association. 3604

RE WILLIAM ARTHUR PATTERSON, DECEASED.

PURSUANT to the provisions of the *Trustee Act* 1928, notice is hereby given that all persons having any claim against the estate of William Arthur Patterson, late of "Cranfield," Learmonth, farmer, deceased (who died on 17th December, 1939, and probate of whose will has been applied for by The Ballarat Trustees, Executors, and Agency Company Limited, of Lydiard-street, Ballarat, and Florence Leah Maud Patterson, of Learmonth, widow, the executors thereby appointed), are hereby required to send particulars, in writing, of their claims to the said executors at the office of the said company, on or before 24th April next. And notice is hereby given that after that date the executors will distribute the assets of the deceased amongst the persons entitled thereto, having regard only to claims of which they have notice, and that they will not be liable for the assets so distributed to any person of whose claim they have not then received notice.

Dated the 15th day of February, 1940.

BAIRD & CURWEN-WALKER, solicitors, Ballarat. 3591

NOTICE TO CREDITORS.—RE THOMAS FRANCIS, DECEASED.

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having claims upon the estate of Thomas Francis, late of Moondarra, in the State of Victoria, farmer, deceased (application for probate of whose will has been made to the Registrar of Probates by Thomas William Norbert Francis, of Moondarra aforesaid, farmer, the surviving executor appointed by the said will), are hereby required to send in particulars, in writing, of such claims to the said Thomas William Norbert Francis, in care of the undersigned, on or before the 16th day of April, 1940, after which date the said executor may convey or distribute the said estate to or amongst the persons entitled thereto, having regard only to the claims of which he shall then have had notice.

Dated this 8th day of February, 1940.

M. DAVINE, Trafalgar, proctor for the said applicant. 3565

NOTICE TO CREDITORS.—*RE* WILLIAM ALLEN
SUTCLIFFE, DECEASED.

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of William Allen Sutcliffe, late of Warracknabeal, in the State of Victoria, merchant, deceased (who died on the eighth day of November, One thousand nine hundred and thirty-nine, and probate of whose will was granted by the Supreme Court of the State of Victoria, in its probate jurisdiction, on the eighth day of February, 1940, to Dorothy Gilligan, of Warracknabeal aforesaid, married woman, the executrix named in and appointed by the said will), are required to send particulars, in writing, of such claims to the said executrix, at Warracknabeal, on or before the twentieth day of April, 1940, after which date the said executrix will proceed to distribute the assets of the estate of the said deceased amongst the persons entitled thereto, having regard only to the claims of which she shall then have had notice. And notice is hereby further given that the said executrix will not be liable for the assets so distributed, or any part thereof, to any person of whose claim the said executrix shall not have had notice as aforesaid.

Dated this fourteenth day of February, 1940.

H. H. ROBERTS, of Warracknabeal, proctor for the executrix. 3645

NOTICE is hereby given that all persons having claims upon the estate of Violet Minnie McSweeney, late of 23 Keon-street, Thornbury, in the State of Victoria, married woman, deceased (who died on 31st October, 1939, and letters of administration of whose estate were granted by the Supreme Court of Victoria, on the 15th December, 1939, to Charles William McSweeney, of 23 Keon-street, Thornbury aforesaid, linesman, husband of the said deceased), are hereby required to send particulars, in writing, of such claims to the said administrator, care of F. P. Walsh, solicitor, 452 High-street, Northcote, before the 1st day of May, 1940, after which date the said administrator may 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 the said administrator will not be liable to any person of whose claim he shall not have had such notice as aforesaid.

Dated this 15th day of February, 1940.

F. P. WALSH, 452 High-street, Northcote, solicitor for the said administrator. 3586

Trustee Act 1928.

NOTICE TO CREDITORS AND OTHERS.—*RE* AMOS
ARMFIELD TRASK, DECEASED.

CREDITORS, next of kin, and all others having any claims against the estate of Amos Armfield Trask, late of O'Shannassy-street, Sunbury, in the State of Victoria, contractor, deceased, intestate (who died on the 23rd day of August, 1939, and letters of administration of whose estate was, on the 23rd day of September, 1939, granted by the Supreme Court of Victoria to Alexander Charles Trask, of Brook-street, Sunbury, in the said State, civil servant), are hereby required to send particulars, in writing, of such claims to the said administrator, care of Messrs. McNab and McNab, 414 Collins-street, Melbourne, solicitors, on or before the 23rd day of April, 1940. After that date the said administrator will distribute the assets of the said estate amongst the persons entitled thereto, having regard only to those claims of which he shall have had notice, and the said administrator will not be liable for any of the assets so distributed to any person of whose claim he shall not then have had notice.

Dated the 15th day of February, 1940.

McNAB & McNAB, 414 Collins-street, Melbourne, proctors for the said administrator. 3605

Trustee Act 1928.

NOTICE TO CREDITORS AND OTHERS.—*RE* ANNIE
CARTER, DECEASED.

CREDITORS, next of kin, and all others having any claims against the estate of Annie Carter, late of Oakhill-avenue, Preston, in the State of Victoria, widow, deceased (who died on the 30th day of September, 1939, and probate of whose will and codicil was, on the 30th day of December, 1939, granted by the Supreme Court of Victoria, to Francis McNab, of 414 Collins-street, Melbourne), are hereby required to send particulars, in writing, of such claims to the said Francis McNab, 414 Collins-street, Melbourne, on or before the 23rd day of April, 1940. After that date the said executor will distribute the assets of the said estate amongst the persons entitled thereto, having regard only to those claims of which he shall have had notice, and the said executor will not be liable for any of the assets so distributed to any person of whose claim he shall not then have had notice.

Dated the 15th day of February, 1940.

McNAB & McNAB, 414 Collins-street, Melbourne, proctors for the said executor. 3608

RE LADY ELIZABETH PHILIP, late of 45 Charlotte-square, Edinburgh, in Scotland, married woman (who died on the 23rd day of April, 1937).

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that Stanley Ernest Elder and Herbert Levers Graham, both of 406 Collins-street, Melbourne, in the State of Victoria, solicitors, the administrators in the said State of the estate of the above-named deceased, intend to convey or distribute the estate of the said deceased to or among the persons entitled thereto, and hereby require all persons interested to send to them, on or before the 1st day of May, 1940, particulars of their claims against the said estate, and at the expiration of that time the said administrators 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 they shall then have had notice.

Dated the 16th day of February, 1940.

MADDEN, BUTLER, ELDER, & GRAHAM, 406 Collins-street, Melbourne, solicitors for the administrators. 3611

NOTICE is hereby given that all persons having claims in respect of the property or estate of Jane Elizabeth Rolls, late of 1 Black-street, Middle Brighton, in the State of Victoria, spinster, deceased (who died on the 12th day of November, 1939, and probate of whose will was granted by the Supreme Court of Victoria on the 9th day of February, 1940, to The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, in the said State, are hereby required to send particulars of such claims to the said company, at its above-mentioned address, on or before the 23rd day of April, 1940, after which date it is the intention of the said company to convey or distribute such property or estate to or among the persons entitled, having regard only to the claims of which it shall have had notice.

Dated the 17th day of February, 1940.

PAVEY, WILSON, & COHEN, 360 Collins-street, Melbourne, proctors for the said company. 3610

PURSUANT to the *Trustee Act 1928*, notice is hereby given that Michael John Nicol Breen, of Mill-street, Ballarat, retired bank manager, the executor of the will of Hannah Ritchie, late of Drummond-street, Ballarat, spinster, deceased (who died on 11th December, 1939), intends to distribute the property of the deceased amongst the persons entitled thereto, and requires all persons and creditors having claims against her estate to send to him, care of the undersigned, particulars, in writing, of their claims on or before 27th April next, after which date he will distribute the said property, having regard only to the claims of which he has then received notice.

Dated the 19th day of February, 1940.

BAIRD & CURWEN-WALKER, solicitors, Ballarat. 3587

MINING NOTICE.

In the matter of DEFIANCE DEEP LEADS NO LIABILITY (in Liquidation).

NOTICE is hereby given that the Schedule of Assets and Liabilities, and the plan of distribution as approved by the Court, is open for inspection at the office of the liquidator (John Charles Pollock, of 101 Queen-street, Melbourne), by the creditors of the company, and that the claims mentioned in the schedule will, after the lapse of fourteen days from the publication of this notice, be paid at the said office of the liquidator. A copy may also be seen at the office of the solicitors.

Dated this 14th day of February, 1940.

R. W. SHELLARD & SON, Daylesford, solicitors for the liquidator. 3643

CORONATION GOLD MINE NO LIABILITY.

NOTICE is hereby given that an Extraordinary Meeting of shareholders of the company will be held at the registered office of the company (Cook, Tomlins, and Mirams), 360 Collins-street, Melbourne, on Monday, the 11th day of March, 1940, at Twelve o'clock noon, for the following purposes:—

1. To consider and, if thought fit, to authorize the voluntary winding up of the company, in pursuance of section 494 of the *Companies Act 1938*.
2. To determine the course to be pursued by the directors for the purpose of such winding up.
3. To determine the mode of disposal of any surplus of the company's property which may remain after the completion of the winding up.
4. To determine how the books and documents of the company shall be disposed of.
5. To authorize the chairman to confirm the minutes of the meeting.

The share register of the company will be closed at Five p.m. on Thursday, 7th March, 1940.

By order of the Board.

HADDON A. SMITH, Legal Manager.
20th February, 1940. 3620

SAPPHIRE CREEK (PAPUA) DEVELOPMENT SYNDICATE NO LIABILITY.

NOTICE is hereby given that an Extraordinary Meeting of shareholders will be held at the registered office, 379 Little Collins-street, Melbourne, on Friday, 8th March, 1940, at twenty-past Ten o'clock in the forenoon, to transact the following business:—

1. To subdivide the present share capital of 5,000 shares of £2 each into 50,000 shares of 4s. each, and to raise the amount of each of the said 50,000 shares from 4s. to 20s. each.
2. To change the name of the company from Sapphire Creek (Papua) Development Syndicate No Liability to Sapphire Gold No Liability.
3. To confirm the minutes of the meeting.

By order of the Board,
K. W. STEEDMAN, Manager.

"Collins Gate," 379 Little Collins-street, Melbourne, C.I. 3602

THE VICTORIAN COAL MINING COMPANY LIMITED.
NOTICE is hereby given that an Extraordinary General Meeting of the above-named company will be held at its registered office, at Kileunda, on the 7th day of March, 1940, at a quarter past Four o'clock in the afternoon, to pass the following resolution:—

"That rule 20 of the company's rules be amended by substituting the word six for the word thirty."

3613 K. A. HARLEY, Manager.

GOLDEN MILE BLOCK 45 N. L. FORFEITURE NOTICE.

NOTICE is hereby given that all shares forfeited for the non-payment of the 6th Call of One penny per share, due on the 10th day of January, 1940, will be definitely sold by public auction in the Vestibule of the Stock Exchange, Little Collins-street, Melbourne, on Friday, the first day of March, 1940, at a quarter to Twelve in the forenoon, unless previously redeemed.

There will be no postponement of this sale.
By order of the Board,
I. W. PERCIVAL, Manager.

Temple Court, 422 Collins-street, Melbourne, C.I. 13th February, 1940. 3584

Companies Act 1938.—Fifteenth Schedule (Part A).
NEW MILANO NO LIABILITY

I THE undersigned, hereby make application to register New Milano No Liability as a company under the provisions of Part II. of the *Companies Act 1938*.

1. The name of the company is to be New Milano No Liability.
2. The place of intended operations is at Mount Monger, East Coolgardie, in Western Australia.
3. The registered office of the company will be situated at 422 Collins-street, Melbourne.
4. The value of the company's property, including leased ground and machinery, is £200,000.
5. The number of shares in the company is 200,000 shares, of £1. each.
6. The number of shares subscribed for is 50,001 shares, being not less than 25 per centum of the entire number of shares in the company.
7. The amount of the subscribed capital which is paid up is £50,000, being not less than 5 per centum of the subscribed capital.
8. The name of the manager is Alfred John Phillips.
9. The names and addresses and occupations of at least two shareholders who have subscribed for shares in the company, and the number of shares subscribed for by each of them at this date, is as follows:—

Name, Address, Occupation.	No. of Shares.
Milano Gold No Liability, 422 Collins-street, Melbourne, mining company	50,000
Alfred John Phillips, 422 Collins-street, Melbourne, company manager	1
	50,001

Dated the nineteenth day of February, One thousand nine hundred and forty.

ALFRED J. PHILLIPS, Manager.

Witness to signature—ED. EDWARDS.

I. ALFRED JOHN PHILLIPS, do solemnly and sincerely declare that—

1. I am the manager of the said intended company.
2. The above statement is, to the best of my belief and knowledge, true in every particular; and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act of the Parliament of Victoria, rendering persons making a false declaration punishable for wilful and corrupt perjury.

ALFRED J. PHILLIPS.
Taken before me, at Melbourne, in the State of Victoria, this nineteenth day of February, 1940.—J. HUME-COOK, J.P.
HADEN, SMITH, & FITCHETT, solicitors, 405 Collins-street, Melbourne. 3627

Companies Act 1938.

NEW ERA GOLD DEVELOPMENT NO LIABILITY.

I THE undersigned, hereby make application to register New Era Gold Development No Liability as a company under the provisions of Part II. of the *Companies Act 1938*.

1. The name of the company is to be New Era Gold Development No Liability.
2. The place of intended operations is at Tenant Creek, Northern Territory.
3. The registered office of the company will be situate at Charter House, 4 Bank-place, Melbourne.
4. The value of the company's property, including claims and machinery, is Two thousand two hundred pounds.
5. The number of shares in the company is Ten thousand, of One pound each.
6. The number of shares subscribed for is Two thousand five hundred, being not less than 25 per centum of the entire number of shares in the company.
7. The amount of subscribed capital which is paid up is Five hundred pounds.
8. The name of the manager is Harrie Clark Coggins.
9. The names and addresses and occupations of at least two shareholders who have subscribed for shares in the company, and the number of shares subscribed for by each of them at this date, are as follows:—

Name, Address, Occupation.	No. of Shares.
Esmond Downey, 483 Bourke-street, Melbourne, accountant	75
Sidney Wolan Gullett, 111 Ferrars-street, South Melbourne, industrial engineer	50

Dated this fifteenth day of February, 1940.

I. C. COGGINS, Manager.

Witness to signature—V. ARBLASTER.

I, HARRIE CLARK COGGINS, of Charter House, 4 Bank-place, Melbourne, in the State of Victoria, legal manager, do solemnly and sincerely declare that—

1. I am the manager of the said intended company.
2. The above statement is, to the best of my belief and knowledge true in every particular; and I make this solemn declaration conscientiously believing the same to be true, and by virtue of the provisions of an Act of the Parliament of Victoria, rendering persons making a false declaration punishable for wilful and corrupt perjury.

I. C. COGGINS.
Taken before me, at Melbourne, this fifteenth day of February, 1940.—H. LISTER, a Justice of the Peace. 3566

The Companies Act 1938.
WOMOBI MINING COMPANY NO LIABILITY
(No. M.10388).

NOTICE OF SITUATION OF REGISTERED OFFICE PURSUANT TO SECTION 410.
Presented for filing by Leslie McCarthy.
To the Registrar-General.

WOMOBI MINING COMPANY NO LIABILITY hereby gives you notice that the registered office of the company is situated at 341 Collins-street, Melbourne.
Dated the twentieth day of February, One thousand nine hundred and forty.

L. MCCARTHY, Manager.

The common seal of Womobi Mining Company No Liability was hereunto affixed, by authority of the directors, in the presence of—

(SEAL) E. J. ERNEST PASCOE, Director.
THOROLD FINK, Director.

The Companies Act 1938.
WOMOBI MINING COMPANY NO LIABILITY
(No. M.10388).

NOTICE OF NAME OF MANAGER, PURSUANT TO SECTION 413.
Presented for filing by Leslie McCarthy.
To the Registrar-General.

WOMOBI MINING COMPANY NO LIABILITY hereby gives you notice that the name of the manager of the said company is Leslie McCarthy.
Dated the twentieth day of February, One thousand nine hundred and forty.

L. MCCARTHY, Manager,
39 Park-road, Glen Iris.

The common seal of Womobi Mining Company No Liability was hereunto affixed, by authority of the directors, in the presence of—

(SEAL) E. J. ERNEST PASCOE, Director.
THOROLD FINK, Director.

SOUTH DEBORAH GOLD MINES NO LIABILITY hereby gives notice that the name of the manager of the said company is Ernest Albert Arnold.
Dated this 13th day of February, 1940.

(L.S.) P. R. SUTHERLAND, Director.
JAMES MACKAY, Director.
E. ARNOLD, Manager.

Haden, Smith, and Fitchett, solicitors, 405 Collins-street, Melbourne. 3616

Companies Act 1938.
 NOTICE OF SITUATION OF REGISTERED OFFICE
 PURSUANT TO SECTION 410, AND NOTICE OF NAME
 OF MANAGER PURSUANT TO SECTION 413.

To the Registrar-General.
CENTRAL AUSTRALIA OPTIONS NO LIABILITY hereby
 gives you notice that the registered office of the company
 is situated at 44 Queen-street, Melbourne, in the State of
 Victoria, and that the manager of the company is Frederick
 Harold Taddell, of the same address.

Dated this seventeenth day of February, 1940.
 GEO. E. DICKENSON, Director.
 L. G. MAY, Director.
 F. H. TADGELL, Manager.
 (SEAL)
 McCay and Thwaites, 360 Collins-street, Melbourne, solicitors
 for the company. 3625

SOUTH DEBORAH GOLD MINES NO LIABILITY hereby
 gives notice that the registered office of the company is
 situated at 125 Queen-street, Melbourne.
 Dated the 13th day of February, 1940.

P. R. SUTHERLAND, Director.
 JAMES MACKAY, Director.
 E. ARNOLD, Manager.
 (L.S.)
 Haden, Smith, and Fitchett, solicitors, 405 Collins-street,
 Melbourne. 3617

IMPOUNDINGS.

BEECHWORTH.—Impounded at Beechworth, by Mr. Geo.
 Pyle, Everton, for trespass.
 1 black or brown heifer, 2 years, no visible brand
 If not claimed and expenses paid, to be sold on 14th March,
 1940.
 J. C. BEATSON, Poundkeeper.
 3588—4/8

DANDENONG.—Impounded in Dandenong Pound, 17th
 February, 1940.
 1 bay gelding, aged, black points, white marks on back like old
 saddle scars, broken knees, no visible brand
 If not claimed and expenses paid, to be sold on 6th March,
 1940.
 R. E. TREWERN, Acting Poundkeeper.
 3649—5/4

DARTMOOR.—Impounded at Dartmoor, 9th February, 1940.
 1 Crossbred wether, shorn, front slit in off ear, green dot on
 shoulder
 If not claimed and expenses paid, to be sold on 24th
 February, 1940.
 M. M. SPENCER, Poundkeeper.
 3562—4/8

DAYLESFORD.—Impounded at Daylesford, 18th February,
 1940, by G. Dawson, Impounding Officer.
 1 black and white bull, brown streak along back from shoulder
 to loin, wire scars on near stifle, no visible brand
 If not claimed and expenses paid, to be sold on 7th March,
 1940.
 D. M. FROST, Poundkeeper.
 3640—5/4

DERRINALUM.—Impounded at Derrinalum, 15th Feb-
 ruary, 1940, from Derrinalum Grazing Area, by R.
 Leemon.
 1 roan heifer, two notches bottom off ear, no visible brand
 1 roan heifer, notch top off ear, no visible brand
 1 red heifer, no visible brand
 1 yellow heifer, no visible brand
 1 dark Jersey heifer, two top notches and one bottom notch
 near ear, like W near rump
 1 silver Jersey heifer, two top notches and one bottom notch
 near ear, like W near rump
 1 red bull, no visible brand
 If not claimed and expenses paid, to be sold on 6th March,
 1940.
 S. MCGREGOR, Poundkeeper.
 3600—10/8

FOXHOW.—Impounded at Foxhow, 19th February, 1940, off
 Grazing Area,
 1 roan heifer, lame near hind leg, no visible brand
 If not claimed and expenses paid, to be sold on 21st March,
 1940.
 E. W. TOULMIN, Poundkeeper.
 3651—4/8

HEATHCOTE.—Impounded at Heathcote.
 1 light black horse, RT (blotched) off shoulder
 If not claimed and expenses paid, to be sold on 7th March,
 1940.
 J. LA POUPLE, Poundkeeper.
 3650—4/8

HEYWOOD.—Impounded at Heywood.
 1 woolly Merino wether, front quarter and notch near ear, back
 notch off ear
 1 woolly Merino wether, front notch near ear
 1 Merino wether, back slit off ear, two back notches near ear
 If not claimed and expenses paid, to be sold on 4th March,
 1940.
 G. C. BEAVIS, Poundkeeper.
 3648—6/

LANCEFIELD.—Impounded in Lancefield Pound.
 1 brown gelding, no visible brand
 If not claimed and expenses paid, to be sold on 8th March,
 1940.
 J. S. RUMMING, Poundkeeper.
 3572—4/

NATIMUK.—Impounded at Natimuk.
 1 bay mare, hack, small star on forehead, hind feet white,
 branded like C or G
 If not claimed and expenses paid, to be sold on 2nd March,
 1940.
 J. H. STUBBINGS, Poundkeeper.
 3576—4/8

RUPANYUP.—Impounded at Rupanyup.
 1 strawberry roan heifer, 9 to 12 months
 If not claimed and expenses paid, to be sold on 4th March,
 1940.
 D. MUNRO, Poundkeeper.
 3587—4/

STRATFORD.—Impounded at Stratford, by J. Case.
 1 Comeback weaner sheep, no visible brand
 If not claimed and expenses paid, to be sold on 4th March,
 1940.
 W. J. MILDENHALL, Poundkeeper.
 3579—4/

SWAN HILL.—Impounded at Swan Hill, by S. G. Russell,
 Ranger.
 1 bay draught gelding, off hind and both fore feet white, star,
 no visible brand
 1 bay medium draught filly, off fore foot white, star and stripe,
 no visible brand
 If not claimed and expenses paid, to be sold on 8th March,
 1940.
 R. COCKERELL, Poundkeeper.
 3571—6/8

YARRAGON.—Impounded at Yarragon.
 1 brown gelding, hack, aged, star on forehead, M over 36 near
 shoulder
 If not claimed and expenses paid, to be sold on 6th March,
 1940.
 P. FLETCHER, Poundkeeper.
 3580—4/8

CONTENTS

	PAGE
Appointments	864
Auction Sales Act	871
Bank Holidays	863
Contracts	870
Country Roads Board	874
Courts	864
Government Notices	864
Impoundings	896
Lands	881
Licences to occupy unused roads	866
Melbourne and Metropolitan Board of Works—Notice	886
Mining	869, 894
Money Lenders Act 1938—Supplementary List	868
Orders in Council	872
Police Sale	869
Private Advertisements	886
Proclamations	861
Public Holidays	863
Public Service Notices	864
Resignation	864
Stay Orders	869
Tenders	884
The State Savings Bank of Victoria—Monthly Statement	865
Transport Regulation Acts—Public Hearings	871
Waterworks Trust	869



VICTORIA
GOVERNMENT GAZETTE.

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No. 50]

THURSDAY, FEBRUARY 22.

[1940

Factories and Shops Acts.

DETERMINATION OF THE FACTORY ENGINE-DRIVERS BOARD.

NOTES.—(A) This Determination applies to the whole of the State of Victoria.

(B) On the 22nd June, 1914, and 17th August, 1920, respectively, the powers of the Factory Engine-drivers Board were extended to enable it to "fix the lowest prices or rates which may be paid to any person employed in the occupation of—

- (a) a boiler cleaner;
(b) an engine-driver or attendant in connexion with the use of internal combustion engines or electrical engines other than internal combustion engines or electrical engines connected with mines."

(C) On the 16th April, 1935, the Board was deprived of the power to determine the lowest prices or rates which may be paid to any person employed in the occupation of—

- (a) a fireman, boiler attendant, boiler cleaner, or engine-driver in connexion with steam engines or steam boilers in or about plants for crushing metalliferous ores;
(b) an engine-driver or attendant in connexion with the use of internal combustion engines or electrical engines in or about plant for crushing metalliferous ores—

and such power was conferred exclusively on the Mining Engine-drivers Board.

IN accordance with the provisions of the Factories and Shops Acts, the Wages Board appointed to "determine the lowest prices or rates which may be paid to any person or persons or classes of persons whosoever employed in the occupation of a fireman, boiler attendant, or engine-driver, in connexion with the use of steam-boilers or steam-engines other than steam-boilers or steam-engines connected with mines," has made the following Determination, namely:—

(1) That on the 22nd February, 1940, the adjusted Determination which came into force as from the beginning of the first pay period to commence in December, 1939, shall be revoked and replaced by this Determination.

(2)

APPRENTICES AND IMPROVERS.				JUNIOR LABOUR.			
			Wages per week.	The minimum rates of wages to be paid by employers to persons, other than apprentices or improvers, working as greasers or as cleaners, or as motor drivers, or attendants, where the motor does not exceed 50 horse-power in all, and when such persons have not reached 20 years of age, shall be as follows:—			
			£ s. d.				
Under 16 years of age	..	..	1 9 0				
16 and under 18 years of age	..	..	2 1 0				
18 and under 19 years of age	..	..	2 19 0				
19 and under 20 years of age	..	..	3 10 0				Wages per week.
20 years of age	..	..	Minimum Wage.				£ s. d.
				(a) Under 16 years of age	..	..	1 9 0
				16 and under 18 years of age	..	..	2 1 0
				18 and under 19 years of age	..	..	2 19 0
				19 and under 20 years of age	..	..	3 10 0
PROPORTION (by any employer).				(b) If greasers they sometimes, under the control of an engine-driver, stop or start an engine, 6s. per week extra.			
<i>Apprentices.</i>				(c) If cleaners receiving less than £3 5s. per week they sometimes, under the control of an engine-driver, stop or start an engine, 6s. per week extra.			
One apprentice to every three or fraction of three workers receiving not less than the minimum wage.							
<i>Improvers.</i>							
One improver to 50 or more workers receiving not less than the minimum wage.							

(3)

OTHER EMPLOYERS.

	Wages per Week.			
	Persons other than those Employed in Bush Saw-mills.			Persons Employed in— (a) Bush Saw mills; (b) All parts of Victoria not elsewhere included.
	Within 20 miles of the G.F.O., Melbourne, and in the Gippsland District, 10 miles of the Principal Post Offices at Geelong and Warratubool.	Within 15 miles of the Mildura Post Office.	At Yallock.	
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
(1) Drivers of navvies, drag line excavators or dredge type excavators—				
(a) Where one driver only is employed or leading driver where two are employed	5 11 0	5 17 0	5 17 6	5 8 0
(b) Second driver where more than one driver is employed	4 19 0	5 5 0	5 5 6	4 16 0
(c) Fireman on steam navvy	4 10 0	4 10 0	4 16 6	4 7 0
(2) Locomotive engine-drivers—				
(a) If they sometimes or always carry human beings other than the train crew	5 6 0	5 12 0	5 12 6	5 3 0
(b) If they do not carry human beings	5 0 0	5 6 0	5 6 6	4 17 0
(c) If the gauge is less than 3 feet, 6d. per day less in each case.				
(3) Winch-drivers (as herein defined)—				
(a) If on bucket dredge	4 16 0	5 2 0	5 2 6	4 13 0
(b) If on log haulers on timber mills or on tramways on timber mills exceeding two 8-in. diameter cylinders	4 13 0	4 19 0	4 19 6	4 10 0
(c) Not otherwise provided	4 12 0	4 18 0	4 18 6	4 9 0
(4) Drivers of traction engines or road rollers (steam or oil)	4 17 6	5 3 6	5 4 0	4 14 6
(5) Drivers of grab cranes	4 18 6	5 4 6	5 5 0	4 15 6
(6) Drivers of pile-driving machines	4 18 0	5 4 0	5 4 6	4 15 0
(7) Steam crosscut sawyers	4 13 0	4 19 0	4 19 6	4 10 0
(8) Other steam engine-drivers—				
(a) If the engine or engines have a single cylinder with a bore of 12 inches in diameter or over, or have singly or together two or more cylinders the sum of the area of whose bores equals or exceeds the area of a circle 12 inches in diameter, or if turbine—				
(i) With condenser	4 17 6	5 3 6	5 4 0	4 14 6
(ii) Without condenser	4 14 6	5 0 6	5 1 0	4 11 6
(b) If the engine or engines have a single cylinder with a bore less than 12 inches in diameter, or have singly or together two or more cylinders the sum of the area of whose bores is less than the area of a circle 12 inches in diameter—				
(i) With condenser	4 14 6	5 0 6	5 1 0	4 11 6
(ii) Without condenser	4 11 6	4 17 6	4 18 0	4 8 6
(9) Drivers of suction gas or other internal combustion engines—				
(a) If 50 h.p. or over	4 14 6	5 0 6	5 1 0	4 11 6
(b) If under 50 h.p.	4 11 6	4 17 6	4 18 0	4 8 6
(10) If an engine-driver also attends to a refrigerating compressor he shall be paid an additional sum of 6d. per shift.				
(11) If an engine-driver also attends to an electric generator or dynamo exceeding ten kilowatt capacity he shall be paid an additional sum of 1s. per shift.				
(12) If an engine-driver is in charge of a plant (as herein defined) he shall be paid an additional sum of 1s. per shift.				
(13) Crane-drivers—				
(a) Drivers of lofty cranes on buildings in course of erection or demolition where the driving platform is from 25 to 100 feet above the ground	5 5 0	5 11 0	5 11 6	5 2 0
(b) If above 100 feet	5 11 0	5 17 0	5 17 6	5 8 6
(c) Drivers of cantilever cranes with driving platforms more than 25 feet from the ground	5 5 0	5 11 0	5 11 6	5 2 0
(d) Drivers of other lofty cranes outside buildings not in course of erection where the driving platform is situated more than 25 feet from the level of the ground	5 3 6	5 9 6	5 10 0	5 0 6
(e) Drivers of cranes in convertor sheds	5 3 6	5 9 6	5 10 0	5 0 6
(f) Drivers of locomotive cranes, that is, cranes mounted upon the superstructure of a locomotive engine running on railway lines used for general locomotive traffic	5 1 0	5 7 0	5 7 6	4 18 0
(g) Drivers of steam travelling cranes with a lifting capacity of over 30 tons	5 1 0	5 7 0	5 7 6	4 18 0
(h) Drivers of steam cranes not elsewhere included	4 17 0	5 3 0	5 3 6	4 14 0
(i) Drivers of electric cranes not elsewhere included—				
(i) Electric cranes with four motions and over				
Overhead traverser cranes with auxiliary hoist	4 17 0	5 3 0	5 3 6	4 14 0
Traverser cranes with jib hoist				
(ii) Electric cranes with two or three motions				
Overhead traverser cranes	4 11 0	4 17 0	4 17 6	4 8 0
Stationary jib cranes				
Stationary jib hoist cranes				
Traverser jib cranes				
(j) Drivers of hydraulic stationary jib cranes	4 11 0	4 17 0	4 17 6	4 8 0
(k) Drivers of cranes and hoists (except pneumatic and small hoists and two motion electric man-power cranes) not elsewhere included	4 11 0	4 17 0	4 17 6	4 8 0
(l) Drivers of cranes not exceeding 5 tons lifting capacity manipulated by strings from the ground	4 7 0	4 13 0	4 13 6	4 4 0
(14) Sub-station attendants in charge of sub-stations (as herein defined)	4 13 0	4 19 0	4 19 6	4 10 0
(15) Electric locomotive or traction motor-driver	4 9 0	4 15 0	4 15 6	4 6 0
(16) Motor-drivers or attendants (as herein defined)	4 7 0	4 13 0	4 13 6	4 4 0

OTHER EMPLOYEES—continued.

	Wages per Week.			
	Persons, other than those Employed in Bush Saw-mills.			Persons Employed in— (a) Bush Saw-mills; (b) All parts of Victoria not elsewhere included.
	Within 20 miles of the G.P.O., Melbourne, and in the Gippsland District, 10 miles of the Principal Post Offices at Geelong and Warrnambool.	Within 15 miles of the Mildura Post Office.	At Yalourn.	
	£ s. d.	£ s. d.	£ s. d.	£ s. d.
(17) Firemen—				
(a) If a fireman attends to one boiler or one suction gas generator ..	4 7 0	4 13 0	4 13 6	4 4 0
(b) If a fireman attends to two boilers or two suction gas generators ..	4 8 6	4 14 6	4 15 0	4 5 6
(c) If a fireman attends to three or more boilers or three or more suction gas generators or boilers and/or generators developing 1,000 h.p. in the aggregate	4 11 6	4 17 6	4 18 0	4 8 6
(d) Locomotive firemen	4 8 0	4 14 0	4 14 6	4 5 0
(e) Firemen on refuse destructors	4 8 0	4 14 0	4 14 6	4 5 0
(18) Leading firemen—				
(a) An additional payment of 6d. per day shall be paid to the leading fireman when—				
(i) Two firemen are employed at the plant at the same time, and he is the fireman vested with the responsibility and superintendence, or where he has to accept the responsibility and superintendence, or				
(ii) Two firemen are employed at the plant at the same time, and one of his duties is to attend to the water of boilers that are fired by means of other firemen.				
(b) An additional payment of 1s. per day shall be paid to the leading fireman when—				
(i) Three or more firemen are employed at the plant at the same time, and he is the fireman vested with the responsibility and superintendence, or				
(ii) Three or more firemen are employed at the plant at the same time, and one of his duties is to attend to the water of boilers that are fired by two or more of the other firemen.				
(19) Greasers	4 5 0	4 11 0	4 11 6	4 2 0
(a) If under the supervision of an engine driver they stop or start engines, they shall be paid 6s. per week extra, except when they do so only in cases of necessity or emergency.				
(b) If and when called upon in the ordinary course of their duties to do engine drivers' work other than simply stopping or starting an engine under supervision of an engine driver, they shall be paid engine drivers' rates				
(20) Trimmers, fuelmen, and engine cleaners	4 5 0	4 11 0	4 11 6	4 2 0
(21) Boiler cleaners	4 5 0	4 11 0	4 11 6	4 2 0
Provided that any person engaged inside the gas or water space of any boiler, flue, or economizer, in cleaning or scraping work shall, whilst so employed, be paid 9d. per hour in addition to his ordinary or overtime rate of pay.				
(22) All others	4 1 0	4 7 0	4 7 6	3 18 0

Male adult employees in bush saw mills shall in addition to the wages shown above be paid 2s. per week in lieu of payment under clause (5) (c) for absences arising from sickness or accident.

CASUAL LABOUR.

(4) Casual employees (as hereinafter defined) shall be paid per hour an amount equal to one and one-tenth of the weekly rate prescribed by this Determination for the work performed by them, divided by the number of hours worked or to be worked in the establishment as ordinary hours.

WEEKLY ENGAGEMENT.

(5) (a) Except as provided by clause (4), all employment shall be by the week. Employees to become entitled to payment on a weekly basis shall (except as provided by clause (12) (b)) perform such work as the management shall from time to time require on the days and during the hours usually worked by the class of employees affected.

(b) Employment for the first two weeks of service shall be from day to day at the weekly rate fixed. Provided that any employee who has once served a probationary period of two weeks with any employer shall not be subject to be employed for a second probationary period with the same employer, except when his re-engagement takes place at least one month after the termination of his employment.

(c) Any employee not attending for duty shall lose his pay for the actual time of such non-attendance unless he produces or forwards within 24 hours of the commencement of such absence evidence satisfactory to the management that his non-attendance was due to personal accident arising out of and in the course of his employment or to personal ill-health necessitating such absence. Provided that an employee shall not be entitled to payment for non-attendance on the ground of personal accident or personal ill-health or both for more than four days in each year.

(d) Employment shall be terminated only by a week's notice on either side, such notice to be given at any time during the week. This shall not affect the right of the management to dismiss any employee without notice for malingering, inefficiency, neglect of duty or misconduct, and in such cases wages shall be paid up to the time of dismissal only, or to deduct payment for any day the employee cannot be usefully employed because of any strike or through any breakdown of machinery or any stoppage of work by any cause for which the employer cannot reasonably be held responsible. Provided that where an employer orders employees not to work on rainy days because of the state of the weather, such order shall not deprive such employees of their claim for payment under the weekly engagement, but if such employees cease work on rainy days without being ordered to do so they shall not be entitled to payment for time so lost.

HOURS.

(6) (a) For an employee not working on shift the ordinary working hours per week and per day respectively shall be of the same number as those worked in the particular workshop, factory or working place, at which such employee works, by the majority of the employees not working on shift who are engaged therein in connexion with the operations for which is used the power or steam supplied with the aid of such employee. Provided that if the number of hours worked by such majority exceeds 48 per week the ordinary working hours for such employee shall not exceed 48 per week nor 8½ in any one day if a six-day week be worked nor 9½ hours in any one day if a five-day week be worked.

(b) For employees not working on shift a regular starting and finishing time shall be fixed which shall not be changed except after notice of at least a week to the employee concerned.

(c) For employees working on shift the ordinary working hours shall be as provided in clause (11).

(d) Time occupied in raising steam or in starting up, closing down engines or banking fires shall be regarded as time worked, but where the number of ordinary working hours as provided in sub-clause (a) is less than 48 per week, and the time so occupied causes the employee to work an excess over such number of working hours, he shall to the extent of the difference between such number and 48 hours per week receive additional payment at the ordinary rate only per hour for working such excess, notwithstanding clause (8) hereof.

(e) In country and bush saw-mills, each engine-driver or fireman, when so engaged, shall be allowed the following time at ordinary rates for preparing or closing down engines or for raising steam or banking fires on boilers:—

(i) If such engine-driver or fireman be resident at the mill site, one hour per day.

(ii) Where such engine-driver or fireman resides away from the mill site, one hour and a half per day.

MEAL INTERVAL.

(7) Except on shift work, provision shall as far as practicable be made by the employer to enable an employee to have a midday meal interval of not less than 45 minutes nor more than one hour on all working days except Saturday. Such meal interval shall not be deemed to be time worked and the time of ceasing work shall be extended by time equal to the duration of the meal interval.

OVERTIME.

(8) (a) For all time worked on week-days outside the hours prescribed in clause (6) hereof, or during the meal interval prescribed in clause (7) hereof, overtime shall be paid at the rate of time and a half for the first four hours and double time thereafter.

(b) An employee required to work overtime for more than two hours without being notified the day before that he will be so required to work shall either be supplied with a meal by the employer or paid 1s. 6d.; or if work extends into a second meal hour 2s. 6d. for the two meals, but such payment need not be made to employees living in the same locality as their workshop who can reasonably return home for meals.

If an employee pursuant to notice has provided a meal or meals and is not required to work overtime, he shall be paid for each meal as provided.

HOLIDAYS.

(9) All employees shall be entitled to the same holidays as are observed by the general body of employees of the industry in which they are employed.

SUNDAY AND HOLIDAY RATES.

(10) (a) In the case of continuous or recurring work necessarily done in the ordinary course directly for the establishment's usual production or service upon Sundays or holidays, as well as upon other days of the week, ordinary time or shift worked on a Sunday or holiday shall be paid for at the rate of time and a half, but in all other cases all time on duty on Sundays or holidays as herein prescribed shall be paid for at the rate of double time. Provided that time worked on Sundays or holidays as herein prescribed shall be paid for at the rate of time and a half whenever repairs to, maintenance or renewals of engines, boilers, or other machinery in any undertaking has necessarily to be done on Sundays or holidays to allow work to proceed properly next day.

(b) To complete a shift an employee may be required to work up to 6 a.m. on a holiday at ordinary rates provided that such employee is not required to work his usual shift commencing on the holiday.

SHIFT WORK.

(11) (a) Except as otherwise provided elsewhere herein, employees on shifts may be required to work up to an average of six shifts per week spread over a period of one, two, three or four weeks, no such shift to exceed eight hours, including such time as by mutual agreement may be taken for meals.

(b) (i) There shall be a roster of shifts which shall provide for rotation unless all the employees concerned desire otherwise, and for not more than eight shifts to be worked in any nine consecutive days, and which shall not be changed until after four weeks' notice.

(ii) So far as employees present themselves for work in accordance therewith shifts shall be worked according to the roster.

(c) Notwithstanding the preceding sub-clauses (a) and (b) where in any particular workshop, factory or working place at which an employee working on shift is engaged, the majority of the employees working on shift therein in connexion with the operations for which is used the power or steam supplied with the aid of such employee work shifts not in accordance with such sub-clauses (a) and (b), such employee shall for his ordinary hours of work, work shifts similar in length, roster conditions and crib-times to those of such majority, but this sub-clause shall not apply when such shifts exceed in the aggregate 192 hours in any period of four consecutive weeks, in which case the preceding sub-clauses (a) and (b) shall apply.

(d) Notwithstanding the preceding sub-clauses (a) and (b) where in any particular workshop, factory or working place at which an employee working on shift is engaged, the majority of the employees working therein in connexion with the operations for which is used the power or steam supplied with the aid of such employee work ordinary hours averaging less in number than 48 per week, the shifts of such employee shall be of such a number, duration and arrangement as to limit his ordinary hours on duty to an average number per week of the employment not exceeding the average number of hours per week worked by such majority of other employees. Provided that if the average worked by such majority is less than 44 hours per week, the average number of ordinary hours on duty for such employee shall be 44 per week.

(e) For work done by a shift worker outside the ordinary hours of his shift, double time shall be paid. But this shall not apply to arrangements between employees themselves or in cases due to rotation of shift or when the relief does not come on duty at the proper time. Provided that where not less than eight hours' notice has been given to the employer by the employee that he will be absent from work and the employee whom he should relieve is not relieved, such unrelieved employee shall be paid time and a half for all time of duty after he has finished his ordinary shift.

(f) Employees working afternoon or night shifts which continue for more than one month shall be paid 5 per cent. more than ordinary rates for such shifts. If such shifts continue for less than one month but for more than five nights 10 per cent. extra shall be paid. If such shifts only continue for five afternoons and nights or less, overtime rates shall be paid. Any shift starting before 6 a.m. or after 10 a.m. shall be deemed to be an afternoon or night-shift.

(g) Where in any particular workshop, factory or working place at which an employee working on shift is engaged, the majority of the employees working on shift therein in connexion with the operations for which is used the power or steam supplied with the aid of such employee receive compensation by way of annual leave or otherwise for working Saturday afternoon, holiday and/or Sunday shifts, such employee shall be given similar compensation for working such shifts.

MIXED FUNCTIONS.

(12) (a) Where the employment or work involves functions of a mixed character, the minimum wages to be paid to the employee for the day or part of a day he is so employed shall be calculated as if he performed such only of the said functions as involve the highest rate of wages under this Determination. If so employed for any part of a day he shall be paid at the highest rate for the whole of such day.

(b) Engine-drivers whilst in charge of their engines shall only be required to perform such work as may be within the scope of or incidental to the generation, use and application of engine power and engine driving. Provided that engine-drivers in charge of engines supplying power to any intermittent process involving regular stoppages may during such stoppages be required to perform any work necessary or incidental to such intermittent process.

TIME AND WAGES BOOK.

(13) (a) Each employer shall keep a time and wages book at his depot or yard or at an office convenient thereto showing the name of each employee, the time of starting and finishing work each day, and the amount of overtime worked and the wages paid to each employee.

(b) Such time and wages book shall on demand be produced at reasonable times by the employer for inspection to an official of the Federated Engine-drivers and Firemen's Association of Australasia duly authorized in writing by the president and secretary of the local branch or sub-branch of the said Association at the place where the time and wages book is kept.

(c) Provided that an employer may at his option, in lieu of the time and wages book, provide a mechanical clock for the purpose of recording the time of each employee in which case each employee shall, at the end of the week, enter the wages and overtime received on some card or check used in connexion with such clock and such card or check shall be deemed to be the time and wages book.

RIGHT OF ENTRY OF UNION OFFICIALS.

(14) A duly accredited representative of the Federated Engine-drivers and Firemen's Association of Australasia not more than once a fortnight shall have the right to enter the portion of any employer's establishment in which any of the classes of labour covered by this Determination are employed during the midday meal hour for the purpose of interviewing employees on legitimate union business.

If any representative is unduly interfering or is creating disaffection amongst his employees or is offensive in his methods, such employer may refuse the right of entry.

LIMITATION OF EMPLOYER'S LIABILITY.

(15) Where an employer has made payment to an employee which payment purports to be a payment of the wages payable to the employee for any period, such employer shall not be liable to pay to the employee any further sums prescribed by this Determination in respect of any service rendered to such employer during such period unless within a period of six calendar months after the last day of such period a demand in writing of such further sum claimed has been given to the employer by the employee or some person on his behalf.

EXTRA RATES NOT CUMULATIVE.

(16) Extra rates in this Determination prescribed are not cumulative so as to exceed the maximum of double the ordinary rates.

DEFINITIONS.

(17) (a) "Engine-driver" shall mean and include any person who operates or drives any engine or engines, the motive power of which is either steam, gas, oil, water, compressed air or electricity.

(b) "Winch-driver" shall mean and include an engine-driver in charge of and working a geared winding engine (other than a Holman or similar hoist) with cylinders not more than eight inches in diameter.

(c) An engine-driver shall be deemed to be "in charge of plant"—

(i) When two or more drivers are employed at the plant at one time, and he is the driver invested with the superintendence and responsibility; or

(ii) When a driver, being the only person of his class employed on the plant, does the general repair work of the plant in addition to the work of engine-driving, but not when he merely assists the fitter or engineer to do such work.

(d) "Sub-station attendants in charge of sub-stations" shall mean and include a person in charge of and attending to machinery (other than a static transformer) receiving electric power from a central source and converting such power into a form suitable and used for general distribution.

(e) "Motor-driver or attendant" shall mean and include a person who attends to an electric motor or motors of ten horse-power or more in the aggregate, and performs any duties of oiling, or cleaning, or attending to commutators, brushes, fuses or switches.

(f) "Casual employee" shall mean and include an employee competent to do the work he is engaged to do who is dismissed or refused work without any fault of his own before the expiration of six days from the date he starts work, but shall not include an employee usually engaged in another capacity by the employer concerned and who is called upon to do work coming under the terms of this Determination.

APPLICATION OF DETERMINATION.

(18) (a) This Determination shall not apply to the driving of any internal combustion engine of 30 or less b.h.p. or any engine or electric motor or any pump air compressor, pneumatic or small hoist on which no engine-driver or fireman or greaser is employed as such, but the starting and stopping of and attention to which is done by an employee the greater part of whose time is taken up with other work.

(b) So long as the conditions as to annual leave, rates of pay for Sunday work and the granting of three holidays between Christmas and New Year continue the Melbourne and Metropolitan Board of Works is exempted from clause (11), sub-clause (f), of this Determination.

(c) Until further order the Melbourne Harbor Trust Commissioners are exempted from clauses (6) to (17) inclusive of this Determination so long as present conditions of labour are observed with the following additions:—

Employees of the Melbourne Harbor Trust employed driving electrically-driven three-ton travelling jib cranes in connexion with the loading or unloading of cargo to or from vessels shall during the time they are so engaged be paid 10 per cent. more than the ordinary rate prescribed for the first eight hours forty-five minutes worked on Monday to Friday inclusive and four hours fifteen minutes on Saturday.

For all time worked in excess of the times prescribed in this sub-clause overtime shall be paid at the rate of time and a half for the first four hours and double time thereafter.

PERIODICAL ADJUSTMENT OF WAGES.

(19) The Wages rates set out in clauses (2) and (3) are based upon the following basic wage and, pursuant to the provisions of section 21 of the *Factories and Shops Act 1934*, shall be automatically increased or decreased by the same amount, and at the time, as such basic wage, provided that the amount of wages for all junior employees shall be adjusted proportionately to the basic wage calculated to the nearest 6d., every change of the amount not exceeding 3d. to be disregarded, and shall accord with the rates payable from time to time under the appropriate Award of the Commonwealth Court of Conciliation and Arbitration.

The basic wage shown hereunder shall be adjusted as prescribed in clause (20).

BASIC WAGE.

Place.	Basic Wage.	Index Number Set Assigned.
Within 20 miles of G.P.O., Melbourne	£ s. d. 3 15 0	Melbourne
Within 10 miles of G.P.O., Geelong, or at Warrnambool—same as contemporaneous basic wage for Melbourne.		
Mildura and Gippsland Districts—same as contemporaneous basic wage for Melbourne.		
Yallourn—until further order the same amount in excess of Melbourne as at present, viz., 6s. 6d. per week.		
Elsewhere and everywhere in bush saw-mills 3s. less than the contemporaneous basic wage for Melbourne		

ADJUSTMENT OF BASIC WAGE.

(15) (a) Until the beginning of the first pay period to commence in May, 1940, the amount of the basic wage shall be as prescribed in clause (19).

(b) For each future period of or near a quarter beginning with the first pay period to commence in a May, an August, a November, or a February, the amount of such basic wage shall be adjusted by the following method according to the position and fluctuations (if any) of the Commonwealth Statistician's "All Items" retail price index numbers.

For the purposes of this Determination the expression "Commonwealth Statistician's retail price index numbers" or any like expression means the numbers stated to be such index numbers in any document purporting, and not proved to be wrongly so purporting, to be printed by the Commonwealth Government Printer, or to be signed by or on behalf of the Commonwealth Statistician.

- (1) The index number set to be applied to a place is that assigned thereto in clause (19).
- (2) The index number for the calendar quarter next preceding the period of or near a quarter for which the adjustment is made is to be ascertained.
- (3) The amount assigned in the following table (or in any extension thereof) to the index number division comprising that number is to be ascertained.
- (4) The basic wage shall be of that assigned amount during such successive period of or near a quarter.

TABLE.

Index Number Divisions.				Basic Wage.		Index Number Divisions.				Basic Wage.	
				£	s. d.					£	s. d.
797-808	..	..	..	3	5 0	920-932	..	..	..	3	15 0
809-820	..	..	..	3	6 0	933-944	..	..	..	3	16 0
821-833	..	..	..	3	7 0	945-956	..	..	..	3	17 0
834-845	..	..	..	3	8 0	957-969	..	..	..	3	18 0
846-858	..	..	..	3	9 0	970-981	..	..	..	3	19 0
859-870	..	..	..	3	10 0	982-993	..	..	..	4	0 0
871-882	..	..	..	3	11 0	994-1006	..	..	..	4	1 0
883-895	..	..	..	3	12 0	1007-1018	..	..	..	4	2 0
896-907	..	..	..	3	13 0	1019-1030	..	..	..	4	3 0
908-919	..	..	..	3	14 0	1031-1043	..	..	..	4	4 0

The index number divisions in this table are based upon the equating of the index number 1000 with a basic wage of 8s. per week and any extension of the table must be similarly constituted.

D. GRANT, Chairman.

H. N. JONES, Secretary.

Melbourne, 7th February, 1940.



VICTORIA GOVERNMENT GAZETTE.

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[1940

Factories and Shops Acts.

DETERMINATION OF THE PAINT AND COLOUR BOARD.

NOTE.—This Determination applies to the whole of the State of Victoria.

In accordance with the provisions of the Factories and Shops Acts, the Wages Board which since the 4th February, 1936, has had the power to determine the lowest prices or rates which may be paid to any persons—

- (a) employed in the trade of preparing any kind of paint, varnish, enamel or colour, either wet or dry;
- (b) employed in manufacturing titanium white or white lead,

has made the following Determination, namely:—

(1) That on the 22nd February, 1940, the last previous Determination of this Board shall be revoked and replaced by this Determination.

(2)

IMPROVERS.*				OTHER EMPLOYEES.				
		Wages per Week of 44 Hours.						
		Males.	Females.					
		s. d.	s. d.					
15 years of age	.. ..	22 6	..	Persons employed in manufacturing titanium white—			
16 "	.. ..	27 0	27 0	s. d.			
17 "	.. ..	31 9	31 9	Day workers	.. ..	89 2	per week of 44 hours
18 "	.. ..	39 3	34 0	Shift workers	.. ..	89 0	per week of 48 hours
19 "	.. ..	48 0	39 3	Persons employed in preparing any kind of paint, varnish, enamel or colour, either wet or dry, or in manufacturing white lead—			
20 "	.. ..	63 6	43 6	Per Week of 44 Hours.			
				s. d.				
PROPORTION (IN ANY PLACE).				Males—				
Two male improvers to every three or fraction of three workers, and three female improvers to each worker of the same sex receiving not less than the minimum wage.				Varnish maker or natural gum runner				108 6
				Varnish maker's assistant				93 0
No male under 15 years of age and no female under 16 years of age shall be employed at the trade.				Tinter of paint, lacquer or enamel				96 0
				Any person engaged on paint, enamel or lacquer mixing or grinding machine, or kalsomine mixer or dry colour grinding machine, or as chemical colour maker, resin treater, oil boiler or burner, lacquer solution or thinner maker, or as a gum runner (other than a natural gum runner)				91 0
				All others				88 0
				Females				50 0
				A shift worker employed on afternoon or night shift shall be paid an allowance of 1s. per shift in addition to the ordinary rate.				
				Leading hand, i.e., an employee appointed to work under the supervision of a foreman, and who has three or more male employees under his supervision, shall be paid 5s. per week in addition to rate specified.				

* NOTE.—The Board has determined, in accordance with section 25 (1) of the *Factories and Shops Act 1934*, that the trade is so unskilled that no apprentices shall be taken in the trade.

(3) TIMES OF BEGINNING AND ENDING WORK FOR PERSONS OTHER THAN SHIFT WORKERS.—

	Time of Beginning.	Time of Ending.
When the weekly hours are worked in five days—		
Monday to Friday (inclusive)	.. 7 a.m.	.. 6 p.m.
When the weekly hours are worked in six days—		
Monday to Friday (inclusive)	.. 7.30 a.m.	.. 5.30 p.m.
Saturday	.. 7.30 a.m.	.. 12 noon

An employer shall give his employees at least twenty-four hours' notice of any change in the working hours.

(4) OVERTIME.—The rate of time and a half shall be paid to persons other than shift workers for all work done—

- (a) Outside the hours fixed as the time of beginning and ending work;
- (b) Within the hours so fixed, in excess of 44 hours in any week.

(5) CALCULATING OVERTIME WHEN HOLIDAY OCCURS.—If in any week there occurs a holiday to which an employee, whether a shift worker or not, is entitled under clause (7), then such time as would ordinarily have been worked on such day shall, for the purpose of calculating overtime, be regarded as time worked.

(6) **SPECIAL RATES.**—Double time shall be the rate payable to all persons (other than those employed as shift workers in the manufacturing of titanium white) for all work done on Sunday, 26th January (Australia Day), Good Friday, Easter Saturday, Easter Monday, 21st April (Labour Day), King's Birthday, Christmas Day, Boxing Day, and New Year's Day, but if any other day be by Act of Parliament or Proclamation substituted for any of the above-named holidays, the special rate shall only be payable for work done on the day so substituted.

(7) **HOLIDAYS.**—All employees (other than those employed in the manufacturing of titanium white) shall be entitled to the following holidays without deduction of pay:—26th January (Australia Day), Good Friday, Easter Saturday, Easter Monday, 21st April (Labour Day), Anzac Day, King's Birthday, Christmas Day, Boxing Day, and New Year's Day.

Provided that for a week in which any of the above holidays is observed on a Saturday an employee who works his weekly hours in five days (Monday to Friday inclusive) shall be paid for four hours at ordinary rates in addition to his wages for such week.

(8) **SHIFT WORK.**—(a) The provisions of this sub-clause apply only to shift workers employed in the manufacturing of titanium white:—

- (i) Employees on shifts shall work such shifts up to six per week as may be required.
- (ii) A shift shall consist of eight hours, inclusive of 40 minutes to be allowed for meal breaks.
- (iii) All work done by a shift worker outside the ordinary hours of his shift or on Sundays or Public Holidays shall be paid for as follows:—

On Sundays or Public Holidays mentioned in clause (6)—

if on his day off in the week	.. .. .	Double time.
if not on his day off in the week	.. .. .	Time and a half.

On any other day, outside the ordinary hours of his shift

.. .. . Time and a half.

(iv) The rates prescribed in paragraph (iii) shall not apply to arrangements between employees themselves or in cases due to rotation of shift or when the relief does not come on duty at the proper time.

(v) The hour worked from 11 p.m. to 12 midnight on Sundays or Public Holidays mentioned in clause (6) by ordinary shift shall not be considered as time worked on Sundays or such Public Holidays.

Provided that the hour from 11 p.m. to 12 midnight on Saturday shall be considered as time worked on Sunday.

(b) The provisions of this sub-clause apply to shift workers, other than those employed in the manufacturing of titanium white:—

- (i) A shift shall consist of 8 hours 48 minutes, inclusive of crib time.
- (ii) Afternoon or night shift means any shift which commences between 12.30 p.m. and 12.30 a.m.
- (iii) The rate of time and a half shall be paid to a shift worker for all work done—

In excess of 8 hours 48 minutes in any day;

In excess of 44 hours in any week.

(9) **MIXED FUNCTIONS.**—An employee engaged for more than half of one day or shift on duties carrying a higher rate than his ordinary classification shall be paid the higher rate for such day or shift: if for less than half of one day or shift he shall be paid the higher rate for the time so worked.

(10) **BOOTS, GLOVES, AND RESPIRATORS.**—When the character of the work renders protective measures necessary, and the Secretary for Labour so directs, an employer shall provide, free of cost, for the use of employees, boots and gloves.

On the request of any employee using or handling dry pigments or gums, he shall be supplied with a respirator by his employer free of cost.

No two employees shall be required to use the same respirator, but a previously used respirator may, after sterilization, be given up to the exclusive use of another employee.

(11) **MEAL INTERVAL.**—A meal interval of 45 minutes shall be given between 11.30 a.m. and 1.30 p.m. Any employee not having received the prescribed meal interval by 1.30 p.m. shall, until relieved for such meal interval, be paid at the rate of double time for all time worked after 12.45 p.m.

(12) **BOILING WATER.**—A sufficient supply of boiling water for all employees shall be provided at meal times.

(13) **MEAL ALLOWANCE.**—A meal allowance of 1s. 6d. shall be paid to employees on any day when required to work for a period of not less than two hours after the usual finishing time unless notice has been given the day before such extra time is worked.

(14) **WASHING AND CLEANING TIME.**—Employees shall be allowed five minutes in the employer's time for cleaning and washing before any meal time and before finishing time daily. Hot water and soap shall be supplied by the employer for the use of his employees.

(15) **CONDITIONS OF EMPLOYMENT.**—(a) No employee shall be employed other than as a weekly employee.

(b) A weekly employee, to become entitled to the weekly wage prescribed by this Determination, must be available and ready and willing to perform such work as the employer shall from time to time require on the days and during the hours usually worked by such employee.

(c) Seven days' notice shall be given on either side to terminate employment. Such notice may be given at any time. This shall not affect the right of the employer to dismiss any employee without notice for malingering, neglect of duty or misconduct (in which case wages shall be paid up to time of dismissal only without any allowance for holiday pay) or to deduct payment for any day the employee cannot be usefully employed because of any strike, or through any breakdown of machinery, or any stoppage of work, or any cause for which the employer cannot be reasonably held responsible.

(16) **SICK LEAVE.**—(a) If an employee absents himself from duty, the employer may make a deduction from the employee's wage proportionate to the length of the absence, provided that this sub-clause shall not apply to absence on holidays in accordance with clause (7), and as to cases of illness is subject to the sub-clause (b) next hereto.

(b) If the absence from duty of an employee engaged by the week be reasonable because of his own illness, and he produce to the employer satisfactory evidence thereof by medical certificate or otherwise, no deduction shall be made in respect of such absence except so far as it exceeds in the aggregate four days during any one year of the employment or a proportionately less time during any shorter period of the employment. Provided that this sub-clause shall not apply to any employee who has not been in the employment for three months.

(c) If in any year of employment he has not taken sick leave up to four days to which he is entitled under this clause an employee shall, in the next succeeding year, be entitled to one day for each day not so taken, in addition to the days which accrue during such succeeding year.

Sick leave shall not be cumulative beyond this extent.

(17) **ANNUAL LEAVE.**—Any employee who has been in the service of an employer for a period of not less than twelve months, shall be granted as holidays with pay the working days between the Christmas holidays and New Year's Day. Notwithstanding anything contained in this clause, an employer may require his employees to continue work on the working days between the Christmas holidays and New Year's Day, in which case he shall grant within three months thereafter to every employee so entitled a continuous holiday equivalent to the working days between the Christmas holidays and New Year's Day.

Provided that any employee, who leaves or is dismissed before the expiration of any twelve months' service, or who leaves or is dismissed after having completed twelve months' service without receiving holidays under this clause, shall be given or paid for holidays pro rata in accordance with the length of service, viz., one day for each completed four months of service.

Payment for such holiday pay shall be calculated on an average of the four completed weeks immediately preceding such holidays.

(18) **DEFINITIONS.**—Varnish maker is one who (a) is capable of selecting in their proper proportions the ingredients necessary for making standard varnishes, and (b) has the duty of combining these ingredients by the application of heat at the proper time in their proper order and at their proper temperatures, and (c) is so employed, and includes a runner of natural gum.

Tinter of paint, lacquer or enamel is one who is invested with discretion as to the kind and quantity of colouring matter to be added to a mixture in order to make it conform to a certain specified colour, or match a given colour sample or colour standard.

PERIODICAL ADJUSTMENT OF WAGES.

(19) The wages rates set out in clause (2) are based upon the following basic wage and, pursuant to and in accordance with the provisions of section 21 of the *Factories and Shops Act* 1934, this Board hereby determines that the rate for male adults shall be automatically increased or decreased by the same amount, and at the same time as such basic wage. Provided that the wages of female adults, and of improvers, shall be adjusted proportionately to adjustments of the basic wage—such adjustments to be to the nearest 3d.

The basic wage shown hereunder shall be adjusted as prescribed in clause (20).

Basic Wage.

Place.	Basic Wage.	Index Number Set Assigned.
	£ s. d.	
Within the area to which this Determination applies	3 15 0	Melbourne

ADJUSTMENT OF BASIC WAGE.

(20) (a) Until the beginning of the first pay period to commence in May, 1940, the amount of the basic wage shall be as prescribed in clause (19).

(b) During each future successive period beginning with the first pay period to commence in a May, an August, a November, or a February, the amount of the basic wage shall be adjusted by the following method according to the position and fluctuations (if any) of the Commonwealth Statistician's "All Items" retail price index numbers.

For the purpose of this Determination the expression "Commonwealth Statistician's retail price index numbers" or any like expression means the numbers stated to be such index numbers in any document purporting, and not proved to be wrongly so purporting, to be printed by the Commonwealth Government Printer or to be signed by or on behalf of the Commonwealth Statistician:—

- (1) The index number set to be applied is that assigned to Melbourne.
- (2) The index number for the calendar quarter next preceding the period of thirteen weeks for which the adjustment is made is to be ascertained.
- (3) The amount assigned in the following table (or in any extension thereof) to the index number division comprising that number is to be ascertained.
- (4) The basic wage shall be of that assigned amount during such successive period.

Table.

Index Number Divisions.	Basic Wage.	Index Number Divisions.	Basic Wage.
	£ s. d.		£ s. d.
797-808	3 5 0	920-932	3 15 0
809-820	3 6 0	933-944	3 16 0
821-833	3 7 0	945-956	3 17 0
834-845	3 8 0	957-969	3 18 0
846-858	3 9 0	970-981	3 19 0
859-870	3 10 0	982-993	4 0 0
871-882	3 11 0	994-1006	4 1 0
883-895	3 12 0	1007-1018	4 2 0
896-907	3 13 0	1019-1030	4 3 0
908-919	3 14 0	1031-1043	4 4 0

The Index Number Divisions in this table are based upon the equating of the Index Number 1000 with a basic wage of 81s. per week, and any extension of the table must be similarly constituted.

D. GRANT, Chairman.

H. N. JONES, Secretary.

Melbourne, 7th February, 1940.

