



VICTORIA  
GOVERNMENT GAZETTE.

Published by Authority.

[Registered at the General Post Office, Melbourne, for transmission by post as a newspaper.]

No. 39]

WEDNESDAY, MARCH 3.

[1943

## LABOUR DAY HOLIDAY.

IT is hereby notified that—

MONDAY, THE 22ND MARCH, 1943,  
will be observed as a Holiday in the Public Offices throughout  
the State of Victoria.

H. S. BAILEY,  
Chief Secretary.

Chief Secretary's Office,  
Melbourne, 25th February, 1943.

*Banks and Currency Act 1928.*ALTERATION OF DAY APPOINTED FOR BANK  
HOLIDAY (LABOUR DAY).

## 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 declare that Monday, the twenty-sixth  
day of April, 1943 (a day by section 13 of the said Act  
appointed for a Bank Holiday throughout the said State)  
shall not be a Bank Holiday throughout Victoria, and  
appoint—

MONDAY, THE 22ND DAY OF MARCH, 1943,  
to be a Bank Holiday throughout the said State.

Given under my Hand and the Seal of the State of  
Victoria aforesaid, at Melbourne, this first day of  
March, in the year of our Lord One thousand nine  
hundred and forty-three, and in the seventh 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!

No. 39.—2191/43.—PRICE 6d.; Quarterly, 7s. 7d.; Half-Yearly, 15s. 2d.; Yearly, 30s. 4d.

## Public Service Acts.

ALTERATION OF DAY APPOINTED FOR PUBLIC  
HOLIDAY (LABOUR DAY).

## PROCLAMATION.

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

WHEREAS Monday, the twenty-sixth day of April, 1943, is  
by sub-section (1) of section 187 of the *Public Service  
Act 1928* appointed for a public holiday: And whereas it is  
made to appear to me expedient that the said day should not  
be a public holiday throughout the State of Victoria: Now  
therefore I, the Governor of the said State, by and with the  
advice of the Executive Council thereof, and in pursuance of  
the provisions of section 4 of the *Public and Bank Holidays  
Act 1934*, do by this my Proclamation declare that the said  
day shall not be a public holiday throughout the said State  
and appoint—

MONDAY, THE TWENTY-SECOND DAY OF MARCH, 1943,  
to be a public holiday throughout the said State.

Given under my Hand and the Seal of the State of  
Victoria aforesaid, at Melbourne, this first day of  
March, in the year of our Lord One thousand nine  
hundred and forty-three, and in the seventh 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!

*Land Act 1928.*

## AREAS OF LANDS COMPRISED IN CERTAIN CLASSES DIMINISHED OR INCREASED.

## 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 *Land Act 1928*, it is amongst other things enacted that the Governor in Council may, by Proclamation to be published in the *Government Gazette*, at any time diminish or increase the area of land comprised in any of the classes mentioned in Part I., Division 1, section 5, of the said *Land Act 1928*, but that the area of lands which may be sold by auction (Class 6) shall not be increased except as in certain cases in the said Act provided: 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, and in accordance with the provisions of sections 94 and 117 of the *Land Act 1928* aforesaid, do hereby diminish or increase (as the case may be) the areas of Crown lands comprised in Classes 6 and 7 of the classes mentioned in section 5 of the *Land Act 1928* aforesaid to the extent set forth in the subjoined Schedule (that is to say):—

Schedule referred to.

## CLASSES DIMINISHED OR INCREASED.

County.	Parish.	Allotment.	Section.	Area.	Diminished.	Increased.	Description.
					Class.	Class.	
Buln Buln ..	Wonga Wonga South	18v	C	A. R. P. 0 3 3	7	6	North-west of Foster township. Melbourne 02271/129
Borong .. ..	Stawell .. ..	..	..	20 0 0	7	6	Adjoining allotments 18r and 22, sec. 2. Stawell 135/103

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

(L.S.)

WINSTON DUGAN,

By His Excellency's Command,

GEO. J. TUCKETT,  
Commissioner of Crown Lands and Survey.

GOD SAVE THE KING!

## The Fisheries Acts.

PROHIBITION OF ALL FISHING IN OR THE TAKING OF FISH FROM PORTION OF THE KOO-WEE-RUP MAIN CANAL (ALSO KNOWN AS THE BUNYIP MAIN DRAIN) FROM 1st MAY TO 31st AUGUST IN EACH YEAR.

## 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 the Fisheries Acts and all other powers me enabling in that behalf, do by this Proclamation prohibit all fishing in or the taking of fish from the Koo-wee-rup Main Canal (also known as the Bunyip Main Drain) from the first day of May to the thirty-first day of August (both days inclusive) in each year, between the junction of the Bunyip and Tarago Rivers and the point where the said canal is crossed by the South Gippsland railway line.

Given under my Hand and the Seal of the State of Victoria aforesaid, at Melbourne, this first day of March, in the year of our Lord One thousand nine hundred and forty-three, and in the seventh 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!

## 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 1st day of March, 1943, been pleased to make the under-mentioned appointments, viz.:—

## DEPARTMENT OF AGRICULTURE.

*Inspectors of Stock.*

DANIEL MANNIX FLYNN, and  
LLOYD PERCY PREWETT, Veterinary Stock Inspectors, in accordance with the provisions of section 5 of Part I. of the *Stock Diseases Act 1928*, to be Inspectors of Stock without addition to salary and for the period during which they shall continued to be employed in their present capacity.

## DEPARTMENT OF MENTAL HYGIENE.

*Clerk (Acting).*

FRANCIS JOSEPH WALSH,  
pursuant to the provisions of the Lunacy Acts, to be Clerk (Acting) of the Receiving House, Ballarat, and of the Mental Hospital, Ballarat, to date from the 1st March, 1943, during the absence on leave of William Clement Ball.

## DEPARTMENT OF STATE FORESTS.

*Assistant Foresters.*

WILLIAM MOORE MCKENZIE,  
VALENTINE PERCY CLEARY,  
ERIC LOUIS ELLWOOD,  
KENNETH JOHN SIMPFENDORFER, and  
IAN McDONALD,  
to be Assistant Foresters, Class "E," Professional Division; vacancies having occurred, and the Public Service Board having certified on the 28th January, 1943, that appointments are required, that there are no persons available and fit in the Public Service to be promoted or transferred to fill the vacant offices, and that the persons named are entitled, under the provisions of the *Public Service Act 1928*, to be appointed to fill such vacancies on probation for three months.

DEPARTMENT OF LAW.

*Magistrates.*

HENRY JOSEPH JACOBS, 146A Liebig-street, Warrnambool, to Keep the Peace in the Western Bailiwick of the State of Victoria; and

JAMES HENRY RICHARDS, Town Hall, Kensington, to Keep the Peace in the Central Bailiwick of the State of Victoria.

*Commissioners for Taking Declarations. &c.*

SAMUEL PARR STEWART, 64 Elizabeth-street, Melbourne.  
AENGER VINCENT MATHIESON, Nullawarre.

WALTER LESLIE BAKER, Jancourt,  
HARRY VAGG, Elingamite,

EDWARD THOMAS TROTTER, Timboon,  
ETHEL ANN JEFFRIES, Timboon,

IVY GOUGH, Brucknell, and  
JAMES GARNER, Bostock's Creek,

to be Commissioners for taking Declarations and Affidavits, pursuant to the provisions of Division 8 of Part IV. of the Evidence Act 1928, to resign upon removing from the neighbourhood of the addresses stated; and

DANIEL MANNIX FLYNN, and  
LLOYD PERCY PREWETT, Veterinary Stock Inspectors, Department of Agriculture.

to be Commissioners for taking Declarations and Affidavits, pursuant to the provisions of Division 8 of Part IV. of the Evidence Act 1928—to refrain from charging fees and to resign upon ceasing to occupy their present positions.

*Bailiff of County Court.*

FRANCIS JACOB GANSELL, Senior Constable of Police, Leongatha, to be a Bailiff of the County Court at Korumburra, in the place of K. I. McMillan, resigned.

DEPARTMENT OF PUBLIC WORKS.

*Wharf Manager, &c.*

Senior Constable KEITH ION McMILLAN, No. 6496, to be Wharf Manager at Mornington, to carry out that portion of Part II. of the Marine Act 1928, which relates to the management of public wharfs, and to be an officer under section 19 of such Act to levy and collect wharfage rates thereat.

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

At the Executive Council Chamber,  
Melbourne, 1st March, 1943.

RESIGNATIONS

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 1st day of March, 1943, accepted the resignations of the persons named hereunder of the offices mentioned, viz.:

DEPARTMENT OF LAW.

LESLIE MELVILLE TULLY, of Goroke, from the Commission of the Peace for the Western Bailiwick of Victoria.

KEITH ION McMILLAN, as a Bailiff of the County Court at Korumburra.

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

At the Executive Council Chamber,  
Melbourne, 1st March, 1943.

ASSISTANT LAUNDRESS, GENERAL DIVISION, MENTAL HOSPITAL, BALLARAT, DEPARTMENT OF CHIEF SECRETARY.

APPLICATIONS will be received by the Public Service Board from persons, who are qualified, for appointment to the above-mentioned position.

*Yearly Salary.*—£108, minimum; £186, maximum, plus £16 cost of living adjustment. The rates are subject to variation in accordance with the rise or fall in the index numbers of the cost of living.

*Duties.*—To assist in laundry and supervise patients working under direction.

*Qualifications.*—Ability to operate laundry machinery.

Applications (which should be accompanied by evidence of experience and qualifications, and a statement of date and place of birth) should be lodged at this Office not later than Friday, the 12th March, 1943.

By order,  
E. F. FITZGIBBON,  
Acting Secretary.

Office of the Public Service Board,  
Melbourne, 2nd March, 1943.

INSPECTOR OF FACTORIES AND SHOPS (FEMALE), GENERAL DIVISION, DEPARTMENT OF LABOUR.

APPLICATIONS will be received by the Public Service Board up to Friday, the 12th March, 1943, from officers of the Public Service of Victoria, who are qualified, for appointment to the above-mentioned position.

*Yearly Salary.*—£214, minimum; £292, maximum, plus £16 cost of living adjustment. The rates are subject to variation in accordance with the rise or fall in the index numbers of the cost of living.

*Duties.*—To inspect factories and shops, and to see that the provisions of the Factories and Shops Acts and Regulations, and determinations of Wages Boards, are complied with; to visit out-workers in their own homes.

Applicants must be physically robust and active, and furnish evidence of qualifications and experience (if any) in any factory, trade, or calling.

By order,  
E. F. FITZGIBBON,  
Acting Secretary.

Office of the Public Service Board,  
Melbourne, 2nd March, 1943.

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 Board, has, by Orders made on the 1st day of March, 1943, exempted the officers specified hereunder from the provisions of sections 90 and 91 of the Public Service Act 1928 (No. 3757):—

DEPARTMENT OF LANDS AND SURVEY.

Twenty (20) Officers who were required to work overtime in connexion with the allocation of wheat quotas under the Wheat Industry Stabilization Regulations—such exemption to be operative for a period of six (6) weeks from and inclusive of the 28th December, 1942. (In lieu of Order in Council of the 18th January, 1943.)

DEPARTMENT OF LAW.

Officers of the Clerical and General Divisions, Office of Titles, who are required to work overtime—such exemption to be operative for a period of three (3) months from and inclusive of the 1st February, 1943.

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

At the Executive Council Chamber,  
Melbourne, 1st March, 1943.

Act No. 3757, Section 66 (VIII).

REGULATIONS.—CLASSIFICATION OF GENERAL DIVISION. CHAPTER VII.

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

Department and Office.	Yearly Rate of Salary.	
	Minimum.	Maximum.
DEPARTMENT OF AGRICULTURE.	£	£
CLASS "E."		
Add—Assistant Fruit Preserving Expert (Female)	144	216
To take effect as from and inclusive of the 15th February, 1943.		

J. HARNETTY,  
Chairman.

E. F. FITZGIBBON,  
Acting Secretary.

Office of the Public Service Board,  
Melbourne, 15th February, 1943.

Approved by the Governor in Council,  
1st March, 1943.

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

## GRAIN ELEVATORS BOARD.

## BY-LAW AMENDING BY-LAW No. 5.

THE Grain Elevators Board, in the exercise of the powers conferred upon it by the *Grain Elevators Act 1934*, doth hereby make the following By-law:—

## BY-LAW No. 8.

By-law No. 5 of the Grain Elevators Board is hereby amended by omitting from sub-section (i) of section 1 the words "and Galah" and inserting in their stead the words "Galah and Gredgwin".

In witness whereof the common seal of the Grain Elevators Board was hereunto affixed this sixteenth day of February, 1943, in the presence of—

(SEAL) H. GLOWREY, Chairman.  
A. K. BARTEL, Member.

Confirmed by the Governor in Council.  
1st March, 1943.

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

## STATE COAL MINE INDUSTRIAL TRIBUNAL.

## AWARD No. 63 OF 18TH FEBRUARY, 1943.

Relating to Rates of Pay of Certain Workers at the State Coal Mine, Wonthaggi.

THE State Coal Mine Industrial Tribunal, in pursuance of the powers in that behalf conferred by the provisions of the *State Coal Mine Industrial Tribunal Act 1932* (No. 4030), and constituted as provided by the said Act and the Order in Council made thereunder, hereby determines and awards as follows (that is to say):—

1. That adult male workers included in Part III. of the Schedule to the Act (except those for whom weekly rates are prescribed) shall be paid a basic wage of 17s. 4d. per day when working on a basis of twelve shifts a fortnight, 18s. 11d. per day when working on a basis of eleven shifts a fortnight, and 20s. 10d. per day when working on a basis of ten shifts a fortnight, and in addition the margins prescribed in the appropriate awards in operation.

2. That in lieu of the rates prescribed for workers in the under-mentioned grades in Award No. 62, the following rates shall be substituted, viz.:—

Grade.	Rate per Week.	
	s.	d.
Deputy .. .. .	145	5*†
Oversman .. .. .	182	6
Foreman—		
Carpenter .. .. .	174	0
Drills .. .. .	139	0†
Electrical Fitter .. .. .	174	0
Fitter .. .. .	174	0
Stables .. .. .	159	0
Town Electric Supply .. .. .	149	0
Yards .. .. .	139	0

\* Including a marginal rate of 6s. 9d. per day.

† Plus 7½ per cent. on afternoon and night shift.

3. That the provisions of this Award shall operate as from 14th February, 1943.

Dated this eighteenth day of February, One thousand nine hundred and forty-three.

H. C. WINNEKE, Chairman.  
State Coal Mine Industrial Tribunal.

Approved by the Governor in Council.  
1st March, 1943.

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

## STATE RIVERS AND WATER SUPPLY COMMISSION.

## BY-LAW No. 4078.—DRAINAGE RATE.—MURRABIT DRAINAGE DISTRICT.

THE State Rivers and Water Supply Commission, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make the By-law following:—

1. A Drainage Rate of Fifteen pence in the pound of the rateable value of all lands within the Murrabit Drainage District is hereby made under the provisions of the Water Acts, and shall be levied upon the occupiers or owners of all lands within such Drainage District for the drainage of such lands for the period hereinafter set out.

2. Such Drainage Rate is made and shall be levied for the period beginning with the 1st day of October, 1942, and ending with the 30th day of June, 1943, and shall be payable on the 5th day of March, 1943, at the office of the said Commission, at Kerang.

3. Such person or persons as the State Rivers and Water Supply Commission may from time to time appoint for that purpose shall be and is or are hereby authorized to demand, receive, collect, and recover the said Drainage Rate.

4. For making and levying such Drainage Rate, the value of the lands set out in the valuation made in accordance with the provisions of the Water Acts, and adopted by the said Commission on the 22nd day of February, 1943, shall be deemed and taken to be the rateable value of such lands.

The foregoing By-law was made by the State Rivers and Water Supply Commission on the 22nd day of February, 1943, and the common seal of the said Commission was hereunto affixed the 24th day of February, 1943, in the presence of—

(SEAL) L. R. EAST, Chairman.  
W. A. ROBERTSON, Commissioner.  
H. HANSLOW, Commissioner.

Approved by the Governor in Council.  
1st March, 1943.

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

## BROADFORD WATERWORKS TRUST.

## RATING BY-LAW FOR THE YEAR 1943.

THE Broadford Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make a rate for the supply of water for domestic purposes of Two shillings and eight pence in the pound on the annual municipal valuation of lands and tenements liable to be rated within the Broadford Urban District.

Provided that in no case shall the amount of rate payable per annum in respect of any tenement (other than land on which there is no building) be less than Forty-seven shillings, and in respect of any land on which there is no building less than Seventeen shillings.

Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing the first day of January, 1943, and shall be payable in one amount on the tenth day of March, 1943, at the office of the said Trust.

Dated this 4th day of February, 1943.

(SEAL) R. A. BURNS, Chairman.  
J. T. KYNE, Acting Secretary.

## LORNE WATERWORKS TRUST.

## BY-LAW No. 53.

THE Lorne Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make a rate for the supply of water for domestic purposes of Two shillings (2s.) in the pound on the net annual municipal valuation of lands and tenements liable to be rated within the Lorne Waterworks Urban District.

Provided that in no case shall the amount of rate payable per annum in respect of any tenement (other than land on which there is no building) be less than Two pounds (£2), and in respect of any land on which there is no building less than Ten shillings (10s.).

The maximum quantity of water to be supplied in any one year without further charge to any property rated by the Trust is hereby fixed at the quantity which, at a charge of One shilling and six pence per 1,000 gallons, would produce an amount equal to the amount of the rate levied on such property for the said year.

The charge for water supplied by measure to any property rated by the Trust in excess of such maximum quantity, computed as in the last preceding clause, is hereby fixed at One shilling and six pence per 1,000 gallons.

The charge for water supplied by measure shall be payable on demand.

Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing on the 1st day of January, 1943, and ending on the 31st day of December, 1943, and shall be payable on the 28th day of February, 1943, at the office of the said Trust, Shire Hall, Winchelsea.

Passed this 10th day of February, 1943.

(SEAL) T. A. DARCY, Chairman.  
W. W. WESTHORPE, Secretary.

## PORT FAIRY WATERWORKS TRUST.

## AMENDMENT OF BY-LAW No. 1.

**T**HE Commissioners of the Port Fairy Waterworks Trust do hereby, in pursuance of the provisions of the Water Acts, and in exercise of the powers and authorities conferred by the said Acts, make the following amendment to By-law No. 1, as made on the seventh day of March, 1938, and amended on the seventh day of October, 1940.

That in clause 2 the words "at the hour of Nine o'clock in the evening" be deleted, and the words "at fifteen minutes past Eight o'clock in the evening" be substituted therefor.

The foregoing amendment to the existing By-law was made by the Commissioners of the Port Fairy Waterworks Trust on the tenth day of February, 1943, and the seal of the said Trust was hereto affixed, in the presence of—

(SEAL) F. H. HUGHES, Chairman.  
T. A. CROWE, Commissioner.  
N. M. SIMMONS, Secretary.

## VIOLET TOWN WATERWORKS TRUST.

## RATING BY-LAW, 1943.

**T**HE Violet Town Waterworks Trust, in pursuance of the powers conferred by the Water Acts, doth hereby make a rate for the supply of water for domestic purposes of Three shillings in the pound on the net annual municipal value of lands and tenements liable to be rated within the district of the Violet Town Waterworks Trust.

Provided that in no case shall the amount of rate payable in respect of any tenement (other than on land where there is no building) be less than Two pounds ten shillings.

Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing the 1st January, 1943, and shall be payable on the 27th day of February, 1943, at the office of the said Trust.

The maximum quantity of water to be supplied in any one year without any further charge to any property rated by the Trust is hereby fixed at the quantity which, at a charge of Two shillings per 1,000 gallons, would produce an amount equal to the amount of the rate levied on such property for the said year.

The charge for water supplied by measure to any property rated by the Trust in excess of such maximum quantity, computed as in the last preceding clause, is hereby fixed at One shilling per 1,000 gallons.

A charge of Two pounds for the supply of water for drinking troughs for sheep, cattle, or horses, where such trough is within the district.

A charge of Seven pounds per annum for the supply of water to any steam engine within the district.

All charges for the supply of water shall be payable on demand at the office of the Trust, at Violet Town.

Passed this ninth day of November, 1942.

(SEAL) D. McDIARMID, Chairman.  
R. L. MANLEY, Secretary.

## WAHGUNYAH WATERWORKS TRUST.

## RATING BY-LAW FOR THE YEAR 1943.

**T**HE Wahgunyah Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make a rate for the supply of water for domestic purposes of One shilling and six pence in the pound of the annual municipal valuation of lands and tenements liable to be rated within the Wahgunyah Urban District, provided that in no case shall the amount of rate payable per annum in respect of any tenement (other than land on which there is no building) be less than Fifty shillings, and in respect of any land on which there is no building less than Twenty shillings.

Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing the first day of January, 1943, and shall be payable in two equal instalments on the first day of March, 1943, and the first day of July, 1943, at the office of the said Trust, Shire Hall, Rutherglen.

The maximum quantity of water to be supplied in any one year without further charge to any property rated by the Trust is hereby fixed at the quantity which, at a charge of One shilling and eight pence per 1,000 gallons, would produce an amount equal to the amount of the rate levied on such property for the said year.

The charge for water supplied by measure to any property rated by the Trust in excess of such maximum quantity, computed as in the last preceding clause, is hereby fixed at One shilling per 1,000 gallons.

The charge for water supplied by measure to any property not rated by the Trust is hereby fixed at One shilling and eight pence per 1,000 gallons, and the minimum quantity of water to be charged for in cases where water is so supplied is hereby fixed at 30,000 gallons.

The charge for water supplied by measure shall be payable, on demand, at the office of the Trust, Shire Hall, Rutherglen.

Passed this 10th day of February, 1943.

(SEAL) A. E. PARRY, Chairman.  
F. J. OGDEN, Secretary.

## WINCHELSEA WATERWORKS TRUST.

## BY-LAW No. 28.

**T**HE Winchelsea Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make a rate for the supply of water for domestic purposes of Two shillings in the pound on the net annual municipal valuation of lands and tenements liable to be rated within the Winchelsea Waterworks Urban District.

Provided that in no case the amount of rate payable per annum in respect of any tenement (other than land on which there is no building) be less than Two pounds ten shillings (£2 10s.), and in respect of land on which there is no building less than One pound (£1).

The maximum quantity of water to be supplied in any one year without further charge to any property rated by the Trust is hereby fixed at the quantity which, at a charge of 1s. 6d. per 1,000 gallons, would produce an amount equal to the amount of rate levied on such property for the said year.

The charge for water supplied by measure to any property rated by the Trust in excess of such maximum quantity, computed as in the last preceding clause, is hereby fixed at 1s. 6d. per 1,000 gallons.

The charge for water supplied by measure shall be payable on demand.

For every meter supplied there shall be a rental charge of Five shillings per annum.

Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing the 1st day of January, 1943, and ending on the 31st day of December, 1943, and shall be payable on the 28th day of February, 1943, at the office of the said Trust, Shire Hall, Winchelsea.

Passed this 10th day of February, 1943.

(SEAL) T. A. DARCY, Chairman.  
W. W. WESTHORPE, Secretary.

## YEA WATERWORKS TRUST.

## BY-LAW RELATING TO RATES AND CHARGES FOR THE YEAR 1943.

**T**HE Yea Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, hereby makes the following rates and charges for the supply of water within the Yea Urban District:—

On lands and tenements liable to be rated, a rate of Two shillings and three pence in the pound on the amount of the annual municipal valuation, not exceeding One hundred and seventy-seven pounds, provided that in no case shall the amount of such rate payable in respect of any tenement (other than land on which there is no building) be less than Two pounds fifteen shillings, and in respect of any land on which there is no building, less than Thirteen shillings.

On such lands and tenements the annual municipal valuation of which exceeds One hundred and seventy-seven pounds, a rate of Twenty pounds.

Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing on the 1st day of January, 1943, and shall be payable on the 15th day of March, 1943, at the office of the said Trust, Shire Hall, Yea.

The maximum quantity of water to be supplied in any one year without further charge to any property rated by the Trust is hereby fixed at the quantity which, at the charge of One shilling and one and a fifth pence per 1,000 gallons, would produce an amount equal to the amount of the rate levied on such property for the said year.

The charge for water supplied by measure to any property rated by the Trust in excess of such maximum quantity, computed as in the last preceding clause, is hereby fixed at One shilling and one and a fifth pence per 1,000 gallons.

The charge for water supplied by measure to any property not rated by the Trust is hereby fixed at One shilling and one and a fifth pence per 1,000 gallons, and the minimum quantity of water to be charged for in cases where water is so supplied is hereby fixed at 5,000 gallons.

The charge for water supplied by measure shall be payable on demand, at the office of the said Trust, Shire Hall, Yea.

Passed this 29th day of January, 1943.

(SEAL) A. CARTER, Chairman.  
T. SINCLAIR, Secretary.

The foregoing By-laws, made by the Broadford, Lorne, Port Fairy, Violet Town, Wahgunyah, Winchelsea, and Yea Waterworks Trusts, respectively, were approved by the Governor in Council on the 1st day of March, 1943.

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

#### MELBOURNE AND METROPOLITAN BOARD OF WORKS.

NOTICE TO THE OWNERS OF TENEMENTS IN THE UNDERMENTIONED STREETS, AND THE PRIVATE STREETS, LANES, COURTS, AND ALLEYS OPENING THEREON.

THE main pipe in the said streets being laid down, the owners of all tenements situated as under are hereby required, on or before the 5th April, 1943, to cause a proper pipe and stop-cocks to be laid so as to supply water within such tenements from the main pipe.

23rd February, 1943. CHAS. J. W. BRIGGS, Secretary.

#### STREET AND POSITION. Coburg.

Younger-street, from 8½ chains south of Bell-street, further southwards 2½ chains.

#### Melbourne.

Garton-street, from Lang-street southwards 2 chains.

#### Preston.

Steaue-street, from 11 chains east of Seston-street, further eastwards 4½ chains.

#### MELBOURNE AND METROPOLITAN BOARD OF WORKS.

BY-LAW No. 39—STANDING ORDERS.

THE Melbourne and Metropolitan Board of Works (hereinafter called the Board), pursuant to and in exercise of the powers and authorities conferred on it by the *Melbourne and Metropolitan Board of Works Act 1928* (No. 3731), and in exercise of all other powers possessed by or vested in such Board, doth hereby make the By-law and Regulation following:—

Clause 64 of By-law No. 17 of the By-laws and Regulations of the Board, therein called Standing Orders of the Board, shall be repealed on the 9th March, 1943, and the following clause 64 substituted therefor:—

"64. In addition to the Officers and Servants' Committee required to be appointed, pursuant to section 46 of the Act, there shall be six permanent committees, to be respectively called "Finance," "Water Supply," "Sewerage," "Legislative," "Farm," and "Stores" Committees. The Water Supply and Sewerage Committees shall consist of nine members each, the Officers' and Servants, Finance, Legislative, and Farm Committees of seven members each, and the Stores Committee of five members, and the quorum for committees shall be as follows, namely, for the Water Supply and Sewerage Committees four, and for each of the other committees three."

The foregoing By-law and Regulation was made and passed by the Melbourne and Metropolitan Board of Works on the twenty-third day of February, One thousand nine hundred and forty-three, and the common seal of the said Board was affixed hereto, in the presence of—

(SEAL) C. JESSOP, Chairman.  
A. H. WOODFULL, Member.  
CHAS. W. BRIGGS, Secretary.

#### 4 GEORGE VI. No. 4755, SECTION 6.

I HEREBY give notice that on 4th February, 1943, I filed an election to administer the following deceased person's estate, in accordance with section 6 of the *Public Trustee Act 1940*:—

MOONEY, PATRICK LEO, also known as Patrick Mooney, late of 477 Church-street, Richmond, retired railway employee, died on 16th November, 1942, intestate.

I HEREBY give notice that on 9th February, 1943, I filed an election to administer the following deceased person's estate, in accordance with section 6 of the *Public Trustee Act 1940*:—

HENDERSON, BRUCE, late of 196 Brunswick-street, Fitzroy, engineer, died on 23rd October, 1941, intestate.

I HEREBY give notice that on 15th February, 1943, I filed an election to administer the following deceased person's estates, in accordance with section 6 of the *Public Trustee Act 1940*:—

GRIFFITHS, LILLIAN MAUD, sometimes known as Lilian Maud Griffiths, late of 128 Hightt-street, Richmond, invalid pensioner, died on 10th November, 1939, intestate.

\*HARDS, ELIZABETH, also known as Eliza Hards, formerly of 147 Stewart-street, Brunswick, but late of Latrobe-street, Ballarat, widow, died on the 22nd October, 1942.

STRAEDE, WILLIAM, formerly of Coleraine, late of Ararat, draper, died on 11th July, 1937, intestate.

\* According to the provisions of the will of deceased.

I HEREBY give notice that on 18th February, 1943, I filed an election to administer the following deceased persons' estates, in accordance with section 6 of the *Public Trustee Act 1940*:—

LOOKING, JESSICA, late of 264 Church-street, Richmond, married woman, died on 23rd January, 1943, intestate.

MARTIN, CHARLOTTE MARIE, late of 208 Hickman-street, Ballarat, spinster, died on 18th September, 1942, intestate.

MYLES, ADAM, late of Middleborough-road, Box Hill, pensioner, died on 25th December, 1941, intestate.

J. E. DON,  
Public Trustee.

412 Collins-street, Melbourne, C.1,  
24th February, 1943.

19 George V. No. 3792, Section 27.

3 George VI. No. 4654, Section 24.

4 George VI. No. 4755, Section 6.

#### NOTICE.

ADMINISTRATION of the estate of each of the under-mentioned deceased persons has been granted to me, and creditors, next of kin, and all others having claims against the estate of any of the persons so mentioned are required to send particulars of their claims to the Public Trustee, No. 412 Collins-street, Melbourne, on or before the 5th May, 1943, or they will be excluded from the distribution of the estate when the assets are being distributed:—

ELCOAT, ANNIE, late of 7 Arundel-crescent, Surrey Hills, married woman, died on 8th December, 1942, intestate.

GRIFFIN, OLIVER HENRY, late of 14 Emily-street, Murrumbena, mechanic, died on 14th December, 1942, intestate.

GRIFFITHS, LILLIAN MAUD, sometimes known as Lilian Maud Griffiths, late of 128 Hightt-street, Richmond, invalid pensioner, died on 10th November, 1939, intestate.

\*HARDS, ELIZABETH, also known as Eliza Hards, formerly of 147 Stewart-street, Brunswick, but late of Latrobe-street, Ballarat, widow, died on the 22nd October, 1942.

HENDERSON, BRUCE, late of 196 Brunswick-street, Fitzroy, engineer, died on 23rd October, 1941, intestate.

LOOKING, JESSICA, late of 264 Church-street, Richmond, married woman, died on 23rd January, 1943, intestate.

MARTIN, CHARLOTTE MARIE, late of 208 Hickman-street, Ballarat, spinster, died on 18th September, 1942, intestate.

MOONEY, PATRICK LEO, also known as Patrick Mooney, late of 477 Church-street, Richmond, retired railway employee, died on 16th November, 1942, intestate.

MYLES, ADAM, late of Middleborough-road, Box Hill, pensioner, died on 25th December, 1941, intestate.

MOLAN, ANNE, late of Maffra, widow, died on 21st January, 1896, intestate.

NORTON, WYKES WILLIAM ROBEY, late of R.A.A.F., formerly of 16 Wordsworth-street, St. Kilda, sergeant pilot, formerly industrial chemist, presumed to have died on 20th March, 1942, intestate.

OAKLEY, LEONARD ASHTON, late of 107 Stephen-street, Yarraville, seagrass worker, died on 2nd January, 1943, intestate.

†PETERSEN, MARZANTI BJORK, late of New York, United State of America, formerly of Brisbane, Queensland, business agent, died on 19th June, 1942.

STRAEDE, WILLIAM, formerly of Coleraine, late of Ararat, draper, died on 11th July, 1937, intestate.

\* According to the provisions of the will of deceased.

† With the will annexed.

J. E. DON,  
Public Trustee.

Melbourne, 24th February, 1943.

#### Farmers Debts Adjustment Act 1935.

#### CANCELATION 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 3rd March, 1943:—

#### No. of Stay Order; Name; Address.

3958; Willis, Joseph Leslie; Drysdale.  
3641; Walsh, Thomas; Catani.

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

2nd March, 1943.

#### FARMERS PROTECTION ACT 1941.

NOTIFICATION is hereby given that the Farmers' Debts Adjustment Board, pursuant to the powers conferred by the *Farmers Protection Act 1941*, cancelled the following Limited Stay Orders:—

Limited Stay Order No.; Farmer; Address; Debt; Creditor; Address; Date of Cancellation.

162; Menzel, Edwin Reinhard; Cowangie; £320 1s. 8d.; Industrial Acceptance Corporation Limited; 60 Collins-place, Melbourne; 23rd February, 1943.

146; Gebert, Elsie Catherine (as executrix of the estate of Reinhold Wilhelm Gebert, deceased, late of Peppers Plains); Jeparit; £90 13s. 8d.; Traders' Finance Corporation Limited; 44-46 Queen-street, Melbourne; 24th February, 1943.

2; Douglass, Robert Allen; Wareek; £400; Ballarat Trustees, Executors, and Agency Company Limited; Ballarat; 24th February, 1943.

3; Douglass, Robert Allen; Wareek; £43 10s.; Andrew Hugh; Clunes; 24th February, 1943.

4; Douglass, Robert Allen; Wareek; £52 2s. 4d.; Bennett, Elizabeth Isobel; 28 Merton-street, Albert Park; 24th February, 1943.

5; Douglass, Robert Allen; Wareek; £63; Shire of Bet Bet; Dunolly; 24th February, 1943.

6; Douglass, Robert Allen; Wareek; £2,300; Union Bank of Australia Ltd.; Maryborough; 24th February, 1943.

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

2nd March, 1943.

#### FARMERS PROTECTION ACT 1941.

NOTIFICATION is hereby given that the Farmers' Debts Adjustment Board, pursuant to the powers conferred by the *Farmers Protection Act 1941*, issued the following Limited Stay Orders:—

No.; Farmer; Address; Debt; Creditor; Address; Period of Operation.

229; Hart, Norman Middleton; Newbridge; £5,650; executors of the estate of Philip William Must, deceased; care of Cuthbert, Morrow, Must, and Shaw, solicitors, of Lydiard-street, Ballarat; 23rd February, 1943, to 1st March, 1945.

230; Fary, Marjorie Anne; Chinkapook; £1,667 7s. 3d.; The Commissioners of the State Savings Bank of Victoria; 139 Elizabeth-street, Melbourne; 23rd February, 1943, to 1st March, 1945.

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

2nd March, 1943.

#### CONTRACTS ACCEPTED.—(Series 1941-42.)

##### VICTORIAN RAILWAYS.

313. Electric Lamps, Item 12, 5s. 3d.; Item 15, 13s. 3d.; Item 16, 15s. 6d.; Item 19, 10.5d.; Items 21 and 22, 2s. 2d.; Item 23, 1s.; Item 31, 2s. 5.75d.; Item 51, 8s. each (Contract 53998).—Noyes Bros. (Melb.) Ltd. 314. Staff Instruments, Item 1, £92; Item 2, £21 2s. 6d.; Item 3, £36 each (Contract 54128).—McKenzie and Holland (Aust.) Pty. Ltd. 315. Speed Recorder Charts, Items 1 and 2, 3s. each (Contract 54010).—J. J. Miller Printing Co. Pty. Ltd. 316. Roller Bearing Cones and Assemblies for Axle Boxes, at £20 3s. each (Contract 53983).—Bearing Service Co. of Aust. Pty. Ltd.

By order of the Victorian Railways Commissioners,

E. C. EYERS, Secretary. 26.2.43.

#### CONTRACTS ACCEPTED.—(Series 1942-43.)

##### GENERAL STORES.

Gazette No. 241, 16th July, 1942, General Stores, Schedule No. 18, Bolts, Nuts, &c.—(i) The rates shown opposite Items 1, 2, 3, 12, and 13 are subject to a surcharge of 7.0 per cent. as from 25th February, 1943. (ii) The rates shown opposite Items 4 to 11, 14, 17, and 18 are increased by 2s. 9d. per cwt., respectively, as from 25th February, 1943.

##### PROVISIONS.

Gazette No. 249, 28th July, 1942, Provisions, Groceries—For the rates shown against the items enumerated, substitute the following, viz.—As from 1st February, 1943—Schedule No. 18, Sub-schedule No. 2, Item 11, 2s. 6d. per lb. As from 23rd February, 1943—Schedule No. 2, Sub-schedule No. 2, Item 33, Black, 1s. 2d.; Schedule No. 3, Sub-schedule No. 2, Item 41, Black, 1s. 2d.; Schedule No. 12, Sub-schedule No. 2, Item 37, Black, 1s. 2d. As from 1st March, 1943—Schedule No. 1, Sub-schedule No. 4, Item 12, unavailable from contractor, but may be purchased from Henry Berry & Co. (A/asia) Ltd., in 4-oz. bots., at 25s. per doz.; Item 24, 1s. 4½d.; Item 36, "Mono", 10½d. Schedule No. 4, Sub-schedule No. 1, Item 29, "Mono", 10½d. Schedule No. 7, Sub-schedule No. 2, Item 8, 1s. 5½d.; Item 16, "Mono", 11½d. Schedule No. 15, Sub-schedule No. 2, Item 17, 17s. 9d.

#### CARTAGE.—GOODS AND PARCELS (METROPOLITAN).

Gazette No. 220, 24th June, 1942, Cartage and Delivery of Goods and Parcels (Metropolitan), Schedule No. 1—For the amended rates of £15 12s. and £8 8s. shown opposite Items 1 and 2, substitute £15 13s. and £8 9s., respectively, as from 10th February, 1943.

##### PRISONERS' MEALS.

##### CONTRACT CANCELLED.

Gazette No. 250, 29th July, 1942, page 2832, Prisoners' Meals, Malvern—Contract No. 277 is hereby cancelled, as on 13th February, 1943.

##### CONTRACT ACCEPTED.

1117. For the supply of Prisoners' Meals at Malvern Lock-up, from 14th February, 1943, to 30th June, 1943, at the rates approved for Contract No. 277.—Lucy McGrath.

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

H. E. JOHNSON, Secretary to the Tender Board. 1.3.43.

##### PUBLIC WORKS.

1099. (5) Brighton Beach, State School No. 2048, repairs, painting, &c., £285.—J. Lynch.

1100. (4) Carlton, Exhibition Buildings, stripping and re-covering roof of Western Annexe, £3,333.—R. Hallett.

1101. (4) Castlemaine, Technical School, repairs, painting, &c., £534 5s.—W. T. Laby.

1102. (2) Edgecombe, State School No. 277, repairs, painting, &c., £171 10s.—E. J. Boyd.

1103. (3) Glenferrie, Swinburne Technical College, additions to engineering laboratory, £461.—R. Moore.

1104. (4) Maffra, Higher Elementary School No. 861, additions, internal and external painting, repairs, &c., £5,500.—L. A. Ablett.

1105. (3) Mont Park, Mental Hospital, supply and installation of hot-water service for new male staff block, £181 5s.—F. W. Stewart.

1106. (3) Mont Park, Mental Hospital, supply and installation of heating and hot-water services for new female staff block, £445 12s.—F. W. Stewart.

1107. (6) Seymour, Higher Elementary School No. 547, new brick cookery room and woodwork shop, £3,215.—I. P. Philip and Son.

1108. (3) Trentham; State School No. 1588; fencing, concrete paving, &c., residence, £117.—C. M. Pretty.
1109. Extras on Contract; Serial No. 1169/1940-41, £070 13s. 1d.
1110. Extras on Contract, Serial No. 1168/1940-41, £804 4s. 1d.
1111. Extras on Contract, Serial No. 1406/1940-41, £998 4s. 10d.
1112. Extras on Contract, Serial No. 501/1941-42, £336 4s. 6d.
- GEO. L. GOUDIE, Commissioner of Public Works. 27.2.43.

**ORDERS IN COUNCIL.**—(Series 1942-43.)  
STATE ELECTRICITY COMMISSION.

1113. For the cartage and delivery of goods for a period of twelve months, to Quotation No. 2389.—Yellow Express Carriers Ltd.

Approved by the Governor in Council, 15th February, 1943.  
—C. W. KINSMAN, Clerk of the Executive Council.

1114. For the supply of briquette handling plant for Yallourn Power Station, to Specification No. 42-43/64.—B. Anquetil.

1115. For the supply of admiralty mixture condenser tubes, to Quotation No. 2528.—Knox, Schlapp, and Company.

1116. For the purchase by the Commission of land at corner of Green and Electric streets; Richmond, together with double-fronted brick dwelling-house erected thereon.—Johanna Holmi.

Approved by the Governor in Council, 22nd February, 1942.  
—C. W. KINSMAN, Clerk of the Executive Council.

**RE-APPOINTMENT OF MEMBERS OF THE VICTORIAN  
EMERGENCY RESERVE STOCKS COMMITTEE.**

*At the Executive Council Chamber, Melbourne, the  
first day of March, 1943.*

PRESENT:

His Excellency the Governor of Victoria.

Mr. Dunstan	Mr. Hogan
Mr. Lind	Mr. Hyland.

WHEREAS by the Commonwealth Regulations known as the National Security (Emergency Supplies) Regulations it is provided, *inter alia*, that each State shall be a regional area for the purposes of the said Regulations, that for each such regional area there shall be an administrative authority consisting of such members as are appointed by the Governor in Council of the State, and that the Governor in Council of the State may make rules for the purpose of ensuring the provision of emergency reserve stocks of prescribed goods in any part of the regional area:

And whereas by the Victorian Emergency Reserve Stocks Rules made pursuant to the said Regulations it is provided, *inter alia*; that there shall be a committee consisting of three members appointed by the Governor in Council for the specified term of office, to be called the "Victorian Emergency Reserve Stocks Committee," which committee shall be the administrative authority for the regional area of Victoria for the purposes of the said Regulations:

And whereas the term of office of each of the present members of the said committee expires on the seventh day of March, One thousand nine hundred and forty-three.

And whereas it is expedient that the members of the said committee should be re-appointed for a further term of office:

Now therefore His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby re-appoint the under-mentioned persons to be the members of the Victorian Emergency Reserve Stocks Committee for a period of twelve months commencing the eighth day of March, One thousand nine hundred and forty-three:—

ALAN STEPHEN PENROSE, F.C.C.A. (representing the Victorian Treasury), who shall be Chairman;

HORACE JOHN BOOK, J.P., F.I.L.S. (representing retailers);

FRANK OSWALD HARPER (representing suppliers).

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.

**FACTORIES AND SHOPS ACTS.**

*At the Executive Council Chamber, Melbourne, the  
first day of March, 1943.*

PRESENT:

His Excellency the Governor of Victoria.

Mr. Dunstan	Mr. Hogan
Mr. Lind	Mr. Hyland.

**HOLIDAYS IN CERTAIN TRADES.**

UNDER the powers in that behalf conferred by the Factories and Shops Acts, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, and—

1. On the recommendation of a Wages Board, described as the Pastrycooks Board, doth hereby make the following Regulation, that is to say—

The eighth day of March, 1943, shall, in the Metropolitan District and the Geelong District, as defined in the Factories and Shops Acts, be fixed as a holiday for every person employed in the process, trade, or business of a pastrycook.

2. On the recommendation of a Wages Board, described as the Biscuit Board, doth hereby make the following Regulation, that is to say—

The eighth day of March, 1943, shall, in the Metropolitan District and the Geelong District, as defined in the Factories and Shops Acts, be fixed as a holiday for persons employed making biscuits.

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

**BOARD OF INQUIRY.—FACTORIES AND SHOPS ACTS.**

*At the Executive Council Chamber, Melbourne, the  
first day of March, 1943.*

PRESENT:

His Excellency the Governor of Victoria.

Mr. Dunstan	Mr. Hogan
Mr. Lind	Mr. Hyland.

WHEREAS by an Order made on the twenty-sixth day of November, 1940—

The Honorable PERCY JOHN CLAREY, M.L.C.,  
CHARLES HERBERT GRANT, Esquire,  
GEORGE HAYES, Esquire,  
PERCY COLLINGWOOD OAKE, Esquire,  
JAMES VICTOR STOUT, Esquire, and  
ERNEST WILLIAM TREND, Esquire.

were constituted and appointed a Board to invite and examine suggestions for amendment of the Factories and Shops Acts and to report upon the same:

And whereas Percy Collingwood Oake, Esquire, one of the persons aforesaid, has since died:

And whereas it is considered expedient to appoint another person to be a member of the Board in place of the said Percy Collingwood Oake:

Now therefore His Excellency the Governor of the State of Victoria, in the Commonwealth of Australia, by and with the advice of the Executive Council of the said State, doth by this Order appoint—

ROBERT OSWALD SNAPE, Esquire.

to be a member of the said Board.

Whereof the said Percy John Clarey, Charles Herbert Grant, George Hayes, James Victor Stout, Ernest William Trend, and Robert Oswald Snape, and all other persons whom it may concern, are to take notice and govern themselves accordingly.

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.

*Bees Act 1928 (No. 3643).*

## DEPARTMENT OF AGRICULTURE, VICTORIA.

*At the Executive Council Chamber, Melbourne, the first day of March, 1943.*

## PRESENT:

His Excellency the Governor of Victoria.

Mr. Dunstan	Mr. Hogan
Mr. Lind	Mr. Hyland.

WHEREAS by section 11 (1) of the *Bees Act 1928* the Governor in Council is empowered to make Regulations for the purposes therein mentioned: Now therefore His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, in exercise of the said powers and of all other powers him thereunto enabling, doth hereby make the following Regulation (that is to say):—

On and after the first day of June, 1943, the owner of any beehives shall legibly mark all such beehives with his name and permanent address in plain letters not less than three-quarters of an inch in height. This Regulation shall not apply to any hives kept at the permanent address of the owner of such hives. For the purpose of this Regulation "owner" includes "lessee".

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.

## CONSTITUTION ACT AMENDMENT ACTS.

*At the Executive Council Chamber, Melbourne, the first day of March, 1943.*

## PRESENT:

His Excellency the Governor of Victoria.

Mr. Dunstan	Mr. Hogan
Mr. Lind	Mr. Hyland.

IN pursuance of the provisions contained in *The Constitution Act Amendment Act 1928*, section 192, and the *Electoral Act 1923*, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth make the following Orders, that is to say:—

## REVOCATION OF APPOINTMENT OF A POLLING PLACE FOR THE ELECTORAL DISTRICT OF CAULFIELD.

Revoke the appointment of Hawthorn-road as a Polling Place within and for the Caulfield Subdivision of the Electoral District of Caulfield.

## REVOCATION OF APPOINTMENT OF A POLLING PLACE FOR THE ELECTORAL DISTRICT OF CAULFIELD.

Revoke the appointment of McWhae-avenue, and appoint in lieu thereof Ripponlea, as a Polling Place within and for the Caulfield West Subdivision of the Electoral District of Caulfield.

## REVOCATION OF APPOINTMENT OF A POLLING PLACE FOR THE ELECTORAL DISTRICT OF GIPPSLAND EAST.

Revoke the appointment of Timbarra as a Polling Place within and for the Bruthen Subdivision of the Electoral District of Gippsland East.

## APPOINTMENT OF A POLLING PLACE FOR THE ELECTORAL DISTRICT OF GIPPSLAND SOUTH.

Appoint Maryvale Sawmill as a Polling Place within and for the Morwell Subdivision of the Electoral District of Gippsland South.

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.

## MOTOR OMNIBUS ACT 1928 (No. 3742).

*At the Executive Council Chamber, Melbourne, the first day of March, 1943.*

## PRESENT:

His Excellency the Governor of Victoria.

Mr. Dunstan	Mr. Hogan
Mr. Lind	Mr. Hyland.

## EXTENSION TO THE SMALL ARMS AMMUNITION FACTORY, FOOTSCRAY, OF THE THREE CROSS-TOWN-MARIBYRNONG MUNITION WORKS MOTOR OMNIBUS SERVICES.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, and in pursuance of the powers conferred by the *Motor Omnibus Act 1928 (No. 3742)*, doth by this Order consent to the extension to the Small Arms Ammunition Factory, Footscray, as set out hereunder, of the three routes between North Fitzroy and Maribyrnong, Coburg and Maribyrnong, and North Essendon and Maribyrnong, within the metropolitan area, along which motor omnibuses of the Melbourne and Metropolitan Tramways Board are used, with the consent of the Governor in Council, to ply for hire, viz.:—

*Route.*—Under the heading "Description of Route, including Commencing and Terminal Points", add in each instance "thence via Gordon-street, Ballarat-road, and Farnsworth-avenue to the Small Arms Ammunition Factory, Footscray."

*Sections.*—Under the heading "Sections on Route", insert in each instance as an additional section "between Mitchell-street and the Small Arms Ammunition Factory".

*Fares.*—Under the heading "Fares to be Charged", increase the "maximum fare" by 1d. in each instance.

*Number of Omnibuses.*—Under the heading "Maximum Number of Omnibuses which may be Operated on Route", amend "3" to read "10", and amend "5" in both instances to read "30".

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.

## DEPARTMENT OF LANDS AND SURVEY.

*At the Executive Council Chamber, Melbourne, the first day of March, 1943.*

## PRESENT:

His Excellency the Governor of Victoria.

Mr. Dunstan	Mr. Hogan
Mr. Lind	Mr. Hyland.

## LAND ACCEPTED FOR ROAD PURPOSES IN EXCHANGE FOR CROWN LAND IN THE PARISH OF TELANGATUK.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof and in pursuance of the provisions of section 171 of the *Land Act 1928*, doth hereby accept the new road in the Parish of Telangatuk, County of Lowan, as defined by technical description (A) hereunder in exchange for the land traversed by the old road as defined by technical description (B) hereunder on the terms mutually agreed upon, namely, the payment of the sum of One hundred and thirty-two pounds two shillings and three pence (£132 2s. 3d.) to the registered proprietors of allotment 105, Parish of Telangatuk, and that His Excellency the Governor in Council execute the proper conveyances accordingly.

## (A) LAND ACCEPTED BY THE CROWN FOR ROAD PURPOSES.

5 acres 2 roods 25  $\frac{6}{10}$  perches, Parish of Telangatuk, County of Lowan: Commencing at a point bearing south 3,535  $\frac{5}{10}$  links from the north-eastern angle of allotment 105; bounded thence by a road bearing south 500 links; by lines bearing N. 45 deg. 0 min. W. 282  $\frac{8}{10}$  links and N. 89 deg. 59 min. W. 5,060 links; by a road bearing north 100 links; and thence by lines bearing S. 89 deg. 59 min. E. 5,060 links, and N. 45 deg. 0 min. E. 282  $\frac{8}{10}$  links to the point of commencement.

## (B) CROWN LAND GIVEN IN EXCHANGE.

9 acres 0 roods 15 perches, Parish of Telangatuk, County of Lowan: Commencing at the north-eastern angle of allotment 105; bounded thence by that allotment bearing west 5,260 links and south 3,734 links; by a line bearing west 100 links; by allotment 11A bearing north 3,834 links, by allotments 11A and 104 bearing east 5,360 links; and thence by a line bearing south 100 links to the point of commencement.—(T.195(2) (C.87816).

## REVOCATION OF TEMPORARY RESERVATIONS OF LAND BY ORDER IN COUNCIL.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby, in pursuance of the provisions of the *Land Act 1928*, revoke the temporary reservation of the land by Order in Council hereinafter referred to, viz.:—

YARROWE.—Site for Water Supply purposes.

(For technical description, see *Government Gazette* of the 3rd February, 1943.)

And the Honorable George Joseph Tuckett, His Majesty's Commissioner of Crown Lands and Survey for the State of Victoria, shall give the necessary directions herein accordingly.

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

## COUNTRY ROADS BOARD.

At the Executive Council Chamber, Melbourne, the first day of March, 1943.

## PRESENT:

His Excellency the Governor of Victoria.

Mr. Dunstan	Mr. Hogan
Mr. Lind	Mr. Hyland.

## DECLARATION OF THE BROOKVILLE ROAD IN THE SHIRE OF OMEO.

WHEREAS by the Resolution set out below and dated the twenty-second day of February, One thousand nine hundred and forty-three the Country Roads Board incorporated under the *Country Roads Act 1928* (No. 3662) being of opinion that the road set out or described in the schedule to the same is of sufficient importance and will serve to develop areas of land (whether alienated from the Crown or not) by providing access to a railway station or to a main road leading to a railway station and acting under the powers in that behalf conferred upon it by the *Country Roads Act 1928* (No. 3662) declared such road to be a developmental road within the meaning and for the purposes of the *Country Roads Act 1928*: And whereas the said Act amongst other things provides that the Governor in Council may by Order published in the *Government Gazette* confirm such Resolution whereupon any road or part thereof mentioned in such Resolution shall be a developmental road: And whereas it is deemed desirable to confirm the Resolution so made and passed by the said Country Roads Board: Now therefore His Excellency the Governor of the State of Victoria by and with the advice of the Executive Council thereof doth hereby confirm such Resolution and declare upon the publication of this Order in the *Government Gazette* the road mentioned in the Schedule to such Resolution of the Country Roads Board a developmental road within the meaning and for the purposes of the *Country Roads Act 1928*.

## Resolution for Declaration of a Developmental Road under the Country Roads Act.

The Country Roads Board incorporated by the *Country Roads Act 1928* (No. 3662) at a meeting now holden being of opinion that the road set out or described in the Schedule hereunder written is of sufficient importance and will serve to develop areas of land by providing access to a railway station or to a main road leading to a railway station acting under the powers in that behalf conferred upon it by the *Country Roads Act 1928* (No. 3662) doth by this Resolution hereby declare such road to be a developmental road within the meaning and for the purposes of the *Country Roads Act 1928*.

## SCHEDULE.

## Shire of Omeo.

9. *Brookville-road* (12659).—All that piece of land in the Parish of Tongio Munjie West, the boundaries of which are as follow:—Commencing at a point on the northern boundary of allotment 12, section 20, of the said parish, distant 233 deg. 44 min. 790.7 links from the north-eastern angle of that

allotment; thence by lines bearing respectively 224 deg. 46 min. 311 links, 229 deg. 59 min. 504.8 links, 235 deg. 44 min. 1,224.2 links, 51 deg. 43 min. 87 links, 41 deg. 33 min. 518 links, 62 deg. 16 min. 497 links, and 53 deg. 44 min. 949.3 links to the point of commencement.

Also, all that piece of land in the Parish of Tongio Munjie West, and being a roadway  $1\frac{1}{2}$  chain or more in width, a boundary of which commences at a point on the northern boundary of allotment 10, section 20, of the said parish, distant 229 deg. 15 min. 458 links from the north-eastern angle of that allotment; thence south-westerly, southerly, and westerly through the said allotment 10, westerly, southerly, and north-easterly through allotment 9, section 20, south-easterly through allotment 10, section 20, south-easterly, north-westerly, and generally easterly through allotment 11, section 20, south-easterly and south-westerly through allotment 12, section 20, generally south-westerly through allotment 11, section 20, north-westerly and south-westerly through allotment 10, section 20, south-westerly and generally north-westerly through allotment 9, section 20, south-westerly through allotment 8, section 20, and south-easterly and south-westerly through allotment 13, section 20, to a point on the western boundary of the allotment last named, distant 25 deg. 43 min. 1,032 links, 46 deg. 39 min. 363 links, 331 deg. 56 min. 421 links, and 1 deg. 15 min. 82 links from the south-western angle of the said allotment 13.

Also, all that piece of land in the Parish of Tabberaberra, and being a roadway generally  $1\frac{1}{2}$  chain wide, the eastern boundary of which commences at a point on the northern boundary of allotment 6 of the said parish, distant 278 deg. 39 min. 2,225 links from the north-eastern angle of that allotment; thence generally southerly through the said allotment 6, south-westerly along a Government road, and south-westerly through allotments 6A and 14 to an angle in the southern boundary of the allotment last named, formed by the intersection of lines bearing 67 deg. 25 min. and 92 deg. 53 min.

NOTE.—The route of the portions of the roadway above described is more particularly delineated and shown coloured red and green on survey plans Nos. 1847, 2178, and 4543, lodged in the office of the Country Roads Board.

The common seal of the Country Roads Board was hereto affixed, at Melbourne, this twenty-second day of February, One thousand nine hundred and forty-three, in the presence of—

(SEAL) L. F. LODER, Chairman.  
W. L. DALE, Member.  
R. JANSEN, Secretary.

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.

## GAS REGULATION ACT 1933.

At the Executive Council Chamber, Melbourne, the first day of March, 1943.

## PRESENT:

His Excellency the Governor of Victoria.

Mr. Dunstan	Mr. Hogan
Mr. Lind	Mr. Hyland.

## SUM PAYABLE BY EVERY UNDERTAKER PRESCRIBED.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, and in pursuance of the provisions of the *Gas Regulation Act 1933*, doth by this Order prescribe that the sum payable by every undertaker to which the said Act applies shall, for the twelve months commencing on the first day of March, 1943, be a sum to be calculated at the rate of One farthing for every Two thousand cubic feet of gas sold by such undertaker.

And the Honorable Henry Stéphen 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.

FARMERS DEBTS ADJUSTMENT ACT.

At the Executive Council Chamber, Melbourne, the first day of March, 1943.

PRESENT:

His Excellency the Governor of Victoria.

Mr. Dunstan	Mr. Hogan
Mr. Lind	Mr. Hyland.

RE-APPOINTMENT OF MEMBERS AND APPOINTMENT OF CHAIRMAN OF THE FARMERS DEBTS ADJUSTMENT BOARD.

IN accordance with the provisions of the Farmers Debts Adjustment Acts, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth by this Order hereby re-appoint Hugh Leslie Simpson and Henry Arthur Charles Corlett members of the Farmers Debts Adjustment Board, and re-appoint Hugh Leslie Simpson Chairman of the said Board, such re-appointments to be for the period from and inclusive of the first day of April, One thousand nine hundred and forty-three, to and inclusive of the thirtieth day of June, One thousand nine hundred and forty-four.

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

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

STATE RIVERS AND WATER SUPPLY COMMISSION.

At the Executive Council Chamber, Melbourne, the first day of March, 1943.

PRESENT:

His Excellency the Governor of Victoria.

Mr. Dunstan	Mr. Hogan
Mr. Lind	Mr. Hyland.

AUTHORITY TO OBTAIN BANK OVERDRAFTS.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby authorize, in pursuance of section 271 of the Water Act 1928 (No. 3801), each of the Authorities mentioned in the first column of the schedule hereunder to obtain an advance or advances during the year 1943 from the bank named in the second column, by overdraft of the Authority's current account thereat, such overdraft not to exceed at any one time the sum specified in the third column, viz.:—

SCHEDULE.

Name of Authority.	Bank.	Amount.
Council of the Shire of Beechworth	Bank of New South Wales, Beechworth	£ 600
Hepburn Waterworks Trust	Union Bank of Australia Ltd., Daylesford	250

SHIRE OF BEECHWORTH WATER SUPPLY DISTRICT. REPEAL OF ORDER (BANK OVERDRAFT).

UNDER the powers conferred by the Water Acts and all other powers enabling him in that behalf, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council of the said State, doth hereby repeal the Order made by the Governor in Council on the 23rd day of November, 1942, and published in the Victoria Government Gazette of the 25th November, 1942, approving of the Shire of Beechworth obtaining an overdraft during the year 1943 from the Commercial Banking Company of Sydney Limited, Beechworth, such overdraft not to exceed at any one time the sum of Six hundred pounds (£600).

And as on and from the date hereof the said Order of the Governor in Council shall be deemed to be repealed accordingly.

CARISBROOK WATERWORKS TRUST. AMENDMENT OF ORDER (BANK OVERDRAFT).

UNDER the powers conferred by the Water Acts and all other powers enabling him in that behalf, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council of the said State, doth hereby amend as follows the Order in Council made on the 5th day of January, 1943, and published in the Government Gazette dated 13th January, 1943, authorizing the Carisbrook Waterworks Trust to obtain a bank overdraft:—

For the expression "such overdraft not to exceed at any one time the sum of One hundred and twenty pounds (£120)." there shall be substituted the expression "such overdraft not to exceed at any one time the sum of Four hundred pounds (£400)."

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

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

APPROACHING LAND SALES.

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

	No. of Gazette.
Ballaarat.—Tuesday, 9th March, 1943 ..	25
Nhill.—Friday, 26th March, 1943 ..	36
Sea Lake.—Wednesday, 17th March, 1943 ..	35

Lands and Survey Office, Melbourne.

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

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

The following Notice was published 1° on the 3rd February, 1943, pursuant to Order of the 2nd February, 1943.

YARROOEE.—The Order in Council of the 12th January, 1872 (see Government Gazette, 1872, page 109), temporarily reserving 4 acres 2 roods 24 perches in the Parish of Yarrooee, including the San Sebastian Reservoir at Napoleons and Kitty's, as a site for Water Supply purposes.—(O.P. Y2 (4) (J.23520).

The following Notice was published 1° on the 10th February, 1943, pursuant to Order of the 8th February, 1943.

LISMORE.—The Order in Council of the 10th July, 1917, temporarily reserving 1 acre 0 roods 20 perches of land in the Town of Lismore, Parish of Lismore, County of Hampden, as a site for Municipal purposes.—(L.72 (2) (Rs.1836).

The following Notices were published 1° on the 17th February, 1943, pursuant to Orders of the 15th February, 1943.

WARRANOOK.—The Order in Council of the 28th July, 1884 (see Government Gazette, 1st August, 1884, page 2205) temporarily reserving as a site for a Cemetery (Ashens Cemetery), and withholding from sale, leasing, and licensing 5 acres of land in the Parish of Warranook, so far as regards the portion thereof hereinafter described, viz.:—3 acres 2 roods, Parish of Warranook, County of Borung: Commencing at the north-western angle of the existing site; bounded thence by allotment 74B, bearing N. 57 deg. 53 min. E. 500 links, S. 52 deg. 7 min. E. 1,000 links, and S. 57 deg. 53 min. W. 500 links, by a road bearing N. 32 deg. 7 min. W. 400 links, by lines bearing N. 57 deg. 53 min. E. 333 links, N. 32 deg. 7 min. W. 450 links, and S. 57 deg. 53 min. W. 333 links; and thence by a road bearing N. 32 deg. 7 min. W. 150 links to the point of commencement.—(W.262 (2) (C.82803).

WODONGA.—The Order in Council of the 2nd April, 1936, temporarily reserving 5 acres 2 roods 11½ perches of land in the Parish of Wodonga as a site for Water Supply purposes, so far as regards the portion thereof hereinafter described, viz.:—2 acres 1 rood 27½ perches, Parish of Wodonga, County of Bogong: Commencing at the south-eastern angle of allotment 3, section 17; bounded thence by that allotment bearing N. 3 deg. 54 min. W. 1,170 links, by a line bearing N. 67 deg. 56 min. E. 210 5/10 links, by allotment 3A bearing S. 3 deg. 54 min. E. 1,252 links; and thence by a road bearing west 200 4/10 links to the point of commencement.—(W.308 (2) (Rs.4550).

The following Notices were published 1° on the 24th February, 1943, pursuant to Orders of the 22nd February, 1943.

**BALLAARAT.**—The Order in Council of the 24th October, 1904, temporarily reserving 11 2/10 perches of land in the City of Ballaarat, being part of section 9A, as a site for a Boys' and Girls' Institute.—(B.128 (14)) (C.88164) (Rs.382).

**HADDON.**—The Order in Council of the 20th August, 1873, temporarily reserving 64 acres 2 roods 32 perches of land in the Township of Haddon (now in the Parish of Haddon) as a site for Water Supply purposes.—(H.1A) (718/129) (Rs.5275).

**TURRUMBERRY NORTH.**—The Order in Council of the 25th October, 1886, temporarily reserving 12 acres 1 rood 3 perches of land, situate in section 4, Parish of Turrumberry North, as a site for Water Supply purposes.—(T.208 (4)) (W.63001).

**HADDON.**—The Order in Council of the 20th October, 1879, temporarily reserving for Water Supply purposes and withholding from sale, leasing, and licensing, 467 acres 3 roods 6 perches of land in the Parishes of Haddon and Cardigan, revoked as to part by Order of the 7th July, 1941, so far as regards the portion thereof hereinafter described, viz.—17 acres more or less, Parish of Haddon, County of Grenville: Commencing at the south-western angle of the Water reserve, bounded thence by the reserve bearing north 1,429 links, east 933 links, and north 38 deg. 0 min. east 130 links more or less, by lines bearing south 14 deg. 42 min. east 1,050 links more or less, and south 16 deg. 30 min. west 536 links; and thence by a road bearing west 1,130 links to the point of commencement.—(H.2 (3)) (718/129) (Rs.5275).

GEO. J. TUCKETT,  
Commissioner of Crown Lands and Survey.

#### COMMITTEES OF MANAGEMENT OF RESERVES.

##### APPOINTMENTS.

WHEREAS by section 184 of the *Land Act* 1928, it is provided that it shall be lawful for the Governor in Council or the Board of Land and Works to appoint and remove any number of persons, not less than three, or any municipal council, or the governing body of any corporation, to be a Committee of Management of any specified Crown land reserved either temporarily or permanently for any of the purposes set out in section 14 of the *Land Act* 1928, and not conveyed to or vested in trustees: Now therefore the Board of Land and Works doth hereby appoint the under-mentioned persons to be Members of the Committee of Management of the Reserves named:—

##### "BENALLA RACECOURSE AND RECREATION RESERVE."

Edmund Joseph Menhennitt, Patrick Cullen, John Talochino, Patrick William Connolly, and Arthur George Woodfine as a Committee of Management for a period of three years of the land permanently reserved by Order in Council dated the 8th October, 1888, as a site for a Racecourse and other purposes of Public Recreation in the Parish of Benalla, and known as the "Benalla Racecourse and Recreation Reserve."—(Corres. Rs.786.)

##### "WILLOW GROVE PUBLIC HALL."

William Riley, Sydney Henry Victor Robins, Francis Henry Needham, James Charles Murray Balfour, and Thomas Frederick Fowler as a Committee of Management for a period of three years of the land permanently reserved by Order in Council dated the 8th November, 1904, as a site for a Public Hall in the Township of Willow Grove, and known as the "Willow Grove Public Hall."—(Corres. Rs.5365.)

##### "HALL'S GAP RECREATION RESERVE."

Ruth Ball, George Charles Johnson, Leslie Parsons Warren, Wilfred Edward Warren, and Harold Goodwin Taylor as a Committee of Management for a period of three years of the land temporarily reserved by Order in Council dated the 19th October, 1936, as a site for Public Recreation in the Parish of Boroka, and known as the "Hall's Gap Recreation Reserve."—(Corres. Rs.4611.)

##### "GUNBOWER RECREATION RESERVE."

Matthew Pollock, Robert McGregor, Frederick William Hore, Thomas Charles McEachen, and Arthur William Hare as a Committee of Management for a period of three years of the land temporarily reserved by Order in Council dated the 24th January, 1911, as a site for Public Recreation in the Town of Gunbower, and known as the "Gunbower Recreation Reserve."—(Corres. Rs.4065.)

##### "MACK'S CREEK PUBLIC HALL."

Allan Thomas Morris, William G. Davis, and Allan Jeffrey Morris as a Committee of Management for a period of three years of the land temporarily reserved by Order in Council dated the 17th August, 1936, as a site for a Public Hall in the Parish of Bulga, and known as the "Mack's Creek Public Hall."—(Corres. Rs.4606.)

##### "ALLANSFORD RECREATION RESERVE."

James Joseph Sudler, Francis Thomas Brown, Gordon Victor Sheppard, and Leslie Arthur Chislett as a Committee of Management for a period of three (3) years of the land temporarily reserved by Order in Council dated the 24th September, 1912, as a site for Public Recreation in the Parish of Tallangatta, and known as the "Allansford Recreation Reserve."—(Corres. Rs.4293.)

##### "LAKE LINLITHGOW PARK AND RECREATION RESERVE."

Arthur Eugene Huf, Wilhelm Heinrich Uebergang, Alfred Krause, Norman Neil McIntyre, and Otto Krause as a Committee of Management for a period of three (3) years of the land temporarily reserved by Orders in Council dated the 12th July, 1909 (as a site for Public Park), 7th September, 1925 (as a site for Public Recreation), and 21st December, 1925 (as a site for Public Park), in the Parish of Linlithgow, and known as the "Linlithgow Public Park and Recreation Reserve."—(Corres. Rs.1230, Rs.1231.)

In witness whereof the common seal of the Board of Land and Works was hereunto affixed this 24th day of February, One thousand nine hundred and forty-three, in the presence of—

(SEAL) GEO. J. TUCKETT, President.  
W. MURRAY, Member.

#### REGULATIONS FOR THE CARE, PROTECTION, AND MANAGEMENT OF THE "CLUNES PUBLIC BATHS."

WHEREAS by section 181 of the *Land Act* 1928, as re-enacted by section 9 of the *Land Act* 1941, power is given to the Board of Land and Works to make Regulations in respect of the care, protection, and management of any land which has been reserved for any public purpose whatsoever, and which has not been conveyed to or vested in trustees, and for the further purposes as enacted: Now therefore the Board of Land and Works, in pursuance of the powers conferred as aforesaid, doth hereby make the following Regulations in respect of the land temporarily reserved by Order in Council dated 27th May, 1941, as a site for Public Baths in the Town and Parish of Clunes, and known as the "Clunes Public Baths."

##### REGULATIONS.

1. The Reserve shall be open to the public at such time as may be fixed by the Committee of Management from time to time.
2. No person shall enter or remain in the Reserve who may offend against decency as regards dress, language, or conduct, and any person so offending and failing to forthwith leave the Reserve or bath when requested to do so by any bailiff of Crown lands, member of the Police Force, or officer or servant of the Committee of Management, shall be guilty of an offence against these Regulations.
3. No person shall damage in any way the trees or shrubs in the Reserve, nor shall fires be lighted therein, except in places specified by the Committee of Management.
4. No person shall climb or jump over the gates or fences, stick bills thereon, or cut names on the fences, trees, or seats, or roll or throw stones or other missiles in the Reserve.
5. The maximum scale of fees which may be charged and taken for admission to the Reserve, and the use of the bath shall be as follows:—
  - (a) For admission of every person to the Reserve, and use of the bath (except on occasions on which fêtes, sports, carnivals, matches, or displays are held therein), such annual fee as the Committee of Management shall determine, not exceeding Ten shillings.
  - (b) For admission of every adult person to the Reserve, and the use of the bath on occasions (not exceeding ten (10) in any one year) on which fêtes, sports, carnivals, matches, or displays are held therein, such sum as the Committee of Management shall determine, not exceeding Two shillings.
  - (c) For admission of every persons to the Reserve, and use of the bath on any occasion (except those on which fêtes, sports, carnivals, matches, or displays are held therein), such sum as the Committee of Management shall determine, not exceeding Six pence.

6. No person shall remain in the Reserve or the bath who has not paid the charge for admission and/or use of the bath as prescribed by these Regulations, and any person who, not having paid the said charge, and having been warned by any bailiff of Crown lands, member of the Police Force, or officer or servant of the said Committee, or requested by any of such persons to leave the Reserve or bath, fails to forthwith do so shall be guilty of an offence against these Regulations.

7. No person shall put into the Reserve any cattle, horses, sheep, goats, pigs, dogs, or other animal without the permission, in writing, of the Committee of Management first obtained: Provided always that the moneys received for agistment shall be expended in the maintenance and improvement of the Reserve, and that an account thereof shall be furnished annually to the Board of Land and Works.

8. No person shall erect any building in the Reserve, nor any booth or other structure, for the purpose of offering for sale any article, without the consent, in writing, of the Committee of Management.

*The Bath.*

9. Every person using a bath shall be clad in a suitable costume.

10. No person suffering from an infectious disease shall be permitted to enter the swimming bath.

11. No person shall use any obscene or profane language or actions within the precincts of the swimming bath or the immediate vicinity thereof.

12. No person under the influence of intoxicating liquor shall be permitted to enter the swimming bath.

13. Children shall not be permitted to enter the swimming bath except under adequate supervision.

14. The swimming bath may be set apart at stated hours for the use of females, males, or children respectively. Mixed bathing may be permitted on such days and under such conditions as the Committee of Management may at any time determine.

The Council of the Borough of Clunes has been appointed a Committee of Management with power and authority to enforce the foregoing Regulations.

Every person who contravenes or fails to comply with these Regulations shall, in accordance with the provisions of section 181 of the *Land Act* 1928, as re-enacted by section 9 of the *Land Act* 1941, for each offence be liable to a penalty of not more than Five pounds, and every person who contravenes or fails to comply with any such Regulation and who, after he has been warned by any bailiff of Crown Lands or by any member of the Police Force does not desist therefrom, may be forthwith apprehended by such bailiff or member of the Police Force and taken before some justice to be dealt with according to law, and shall be liable to a penalty of not more than Ten pounds.

The common seal of the Board of Land and Works was hereunder affixed this 24th day of February, 1943, in the presence of—

(SEAL) GEO. J. TUCKETT, President.  
W. MURRAY, Member.

(Corr. Rs.5203.)

THE CLOSER SETTLEMENT ACT.

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

LEASES UNDER THE CLOSER SETTLEMENT ACT 1938.

Corr.	District.	Lessee.	Allotments.	Section.	Parish.	Area.			Remarks.
						A.	R.	P.	
748/12	Mallee ..	Ingram, Thomas ..	{ 10 13	..	Burra .. Piambo ..	1,568	3	27	Non-payment of instalments
1055/12	Mallee ..	Sutton, Leslie I. ..	{ 15B, 16, 17	..	Mirkoo ..	1,800	3	26	Non-payment of instalments

24th February, 1943.

W. MURRAY,  
Secretary for Lands.

TENDERS.

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.

11th March, 1943.

Ballarat.—Repapering, painting, Attendant's Quarters, Gaol. Particulars at Inspector of Works Office, Ballarat.

Barrakee South.—Repairs, painting, State School No. 2664. Particulars at Inspector of Works Office, Bendigo; Police Stations, Charlton, Wedderburn; State School, Barrakee South. Preliminary deposit, £2. Final deposit, 2 per cent.

Colbinabbin West.—Repairs, painting, State School No. 1218. Particulars at Inspector of Works Office, Shepparton; Police Stations, Rochester, Rushworth; State School, Colbinabbin West. Deposit, £2.

Kialla East.—Repairs, painting, State School No. 2746. Particulars at Inspector of Works Office, Shepparton, Benalla; Police Station, Murchison; State School, Kialla East. Deposit, £2.

Kialla West.—Repairs, painting, State School No. 1727. Particulars at Inspector of Works Offices, Shepparton, Benalla; Police Station, Murchison; State School, Kialla West. Deposit, £2.

Kingston.—Repairs, painting, Police Station. Particulars at Inspector of Works Offices, Ballarat, Maryborough; Police Station, Kingston. Preliminary deposit, £4. Final deposit, 2 per cent.

Melbourne.—Erection of timber building within 10 miles of Melbourne. Preliminary deposit, £50. Final deposit, 2 per cent.

Melbourne.—Installation of electric light and power, Plan Room Extensions, Public Offices. Preliminary deposit, £3. Final deposit, 2 per cent.

Mont Park.—Repairs, painting, Farm Manager's Quarters, Mental Hospital. Preliminary deposit, £4. Final deposit, 2 per cent.

Nagambie.—Fencing, repairs, and renewals, State School No. 1104. Particulars at Inspector of Works Office, Shepparton; Police Stations, Nagambie, Rushworth. Deposit, £2.

Parkville.—Provision of windows, University High School. Particulars at University High School. Deposit, £3.

Strangways.—Repairs, painting, State School No. 1538. Particulars at Inspector of Works Offices, Bendigo, Maryborough; Police Station, Castlemaine; State School, Strangways. Preliminary deposit, £2. Final deposit, 2 per cent.

18th March, 1943.

Bena.—Repairs, painting, State School No. 3062. Particulars at Inspector of Works Office, Korumburra; Police Station, Leongatha; State School, Bena. Deposit, £2.

Berry's Creek.—Repairs, painting, State School No. 2925. Particulars at Inspector of Works Office, Korumburra; Police Stations, Mirboo North, Morwell; State School, Berry's Creek.

Boralma.—Repairs, painting, State School No. 2574. Particulars at Inspector of Works Office, Wangaratta; Police Stations, Rutherglen, Wodonga; State School, Boralma. Deposit, £2.

Greenvale.—Supply and installation of steam boiler, Sanatorium. Preliminary deposit, £10. Final deposit, 2 per cent.

Lake Cullulleraine.—Repairs, painting, State School No. 4210. Particulars at Inspector of Works Office, Maryborough; Police Stations, Mildura, Red Cliffs; State School, Lake Cullulleraine. Preliminary deposit, £3. Final deposit, 2 per cent.

Richmond.—Erection of additional brick classrooms, Technical School. Particulars at Technical School, Richmond. Preliminary deposit, £15. Final deposit, 2 per cent.

South Yarra.—Repairs, painting, &c., Observatory. Particulars at Observatory, South Yarra. Preliminary deposit, £5. Final deposit, 2 per cent.

Swan Hill.—Additional fittings, alterations to Science Room, High School. Particulars at Inspector of Works Office, Bendigo; Police Station, Kerang; High School, Swan Hill. Preliminary deposit, £5. Final deposit, 2 per cent.

Ulupna.—Alterations, additions, State School No. 2598. Particulars at Inspector of Works Office, Shepparton; Police Stations, Numurkah, Nathalia; State School, Ulupna. Preliminary deposit, £4. Final deposit, 2 per cent.

Warrnambool.—Erection of two brick wards, Mental Hospital. Particulars at Inspector of Works Offices, Warrnambool, Geelong. Preliminary deposit, £50. Final deposit, 2 per cent.

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, 3rd March, 1943.

TENDERS FOR THE SERVICE, 1943-44.

GENERAL STORES.

TENDERS will be received until Eleven o'clock a.m. on Friday, 26th March, 1943, from persons willing to supply the under-mentioned articles in such quantities as may be ordered by the Victorian Government during the twelve months commencing 1st July, 1943:—

Schedule No.	Preliminary Deposit.
5. Flannels, Serges, Tweeds, &c.	3
13. Acids, Sulphuric, &c.	3
15. Apparel—Knitted Woolen Goods, &c.	3
18. Bolts, Nuts, Washers, &c.	3
20. Brushware—Painters'	3
25. Chemicals, &c.	3
26. Clothing—Uniform	3
27. Cocks and Fittings, &c.	3
28. Coppers, Furnaces, and Stoves	3
29. Cordage, Lines, Rope, &c.	3
36. Earthenware and Glassware	3
37. Electric Lamps, Fittings, and Material	3
39. Furniture, Bedsteads, Blinds, and Carpets	3
43. Haberdashery	3
46. India-rubber Goods	3
48. Iron—Galvanized	3
49. Steel—Mild	3
53. Leather	3
54. Metals	3
59. Netting and Fencing Wire, &c.	3
62. Painters' Sundries and Glaziers' Materials	3
64. Polishes, Dusters, Cleansers, &c.	3
74. Tools and Requisites—Shoemakers'	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, preferably by non-negotiable cheque payable to the order of the Secretary to the Tender Board. The amount and designation of the preliminary deposit enclosed must be clearly stated in the tender. 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 30 days to unsuccessful tenderers on their application.

Security will be required either in Commonwealth Treasury Bonds, or approved bank guarantee, fixed deposit receipt, Savings Bank deposit book, or non-negotiable cheque in favour of the Secretary to the Tender Board, 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. The contractor 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 6 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 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 vitiated 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 apply where the contract is for definite quantities of imported goods to be delivered at stated times, as stipulated in the schedule, and any alteration in the duty of Customs or Telegraphic Transfer rate of exchange affecting the goods included in such contract shall be to the accounts of the Government; adjustments to be based on the F.O.B. and C.I.F. prices of the goods, respectively, and 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 the 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, 1st March, 1943.

## PRIVATE ADVERTISEMENTS.

**I** ARTHUR PERCIVAL BROTHERTON, of 99 McCracken street, Essendon, manufacturer, hereby give notice that I will not be responsible for any debts contracted in my name, as from this date.

Dated the 2nd day of March, 1943.

5543

NOTICE OF INTENTION TO APPLY FOR A LICENCE TO DIVERT WATER AND CUT RACES.  
CORRECTION.

**I**N my notice of intention to apply for a licence to divert water from the River Murray at Boundary Bend, which appeared in the *Government Gazette* of the 14th October, 1942, No. 310, page 3502, and in the *Swan Hill Guardian* on the 16th, 20th, and 23rd days of October, 1942, in volume of water to be diverted, was inadvertently stated as 3 acre feet per annum in lieu of 100 acre feet per annum. Any objection to an amendment being made must be forwarded, in writing, to the State Rivers and Water Supply Commission, Melbourne, within thirty days of the date hereof.

OLIVE G. RICHARDSON.

24th February, 1943.

5548

NOTICE OF INTENTION TO APPLY FOR A LICENCE TO DIVERT WATER AND CUT RACES FROM THE MURRAY RIVER AT PIANGIL.

**I** HEREBY give notice that I intend to apply for a licence empowering me to divert water for a term of fifteen years to the extent of 10 acre feet per annum at a maximum rate of 5 acre feet per day of 24 hours for industrial development purposes, and to occupy certain Crown lands for works of storage and diversion, and to cut a race thereon.

Any objection to such application must be forwarded, in writing, to the State Rivers and Water Supply Commission, Melbourne, within thirty days of the date hereof.

CHARLES JAMES HUNGERFORD.

Piangil, 2nd March, 1943.

5542

## CITY OF ST. KILDA.

## BY-LAW No. 133.

A By-law of the City of St. Kilda, made under the provisions of the Local Government Acts and numbered 133, for repealing By-law No. 41 of the said City in part, and for adopting certain provisions of the 13th Schedule of the *Local Government Act 1928* in lieu thereof, and for carrying out the said provisions.

**I**N pursuance of the powers conferred by the Local Government Acts and of every other power enabling it in that behalf, the Mayor, Councillors, and Citizens of the City of St. Kilda order as follows:—

1. In the first line of By-law No. 41 of the said City, which was made under a Special Order of the Borough Council of St. Kilda dated the 4th day of July, 1870 (pursuant to the provisions of the Boroughs Statute), and published in the *Victoria Gazette* on the 2nd of September, 1870, at page 1311, and which came into force on the 3rd day of September, 1870, the word "Second" shall be and is hereby deleted and repealed.

2. The second sub-division of Part 1 of the 13th Schedule of the *Local Government Act 1928* (incorporating clauses 8, 9, 10, and 11 of the said Part), as amended by the *Local Government Act 1941* (No. 4869), shall be and the same is hereby adopted.

3. For the purposes of the said clause 9 it is hereby ordered that the position in or on which the owners or occupiers of houses or buildings shall mark such houses or buildings with such numbers and names for the purpose of distinguishing the same as the Council may from time to time approve shall be, in the case of houses on the gate or gate post, or in a conspicuous position on the front fence immediately adjacent to the main entrance from the street of the said houses, and in the case of shops or factories or other buildings not having a gate or gate post or front fence, immediately above the main doorway at the entrance to such shops, factories, or other buildings.

4. This By-law shall apply to and have operation throughout the whole of the municipal district of the City of St. Kilda.

Resolution for passing this By-law agreed to by the Council the twenty-fifth day of January, 1943, and confirmed the twenty-second day of February, 1943.

The common seal of the Mayor, Councillors, and Citizens of the City of St. Kilda was hereto affixed the twenty-second day of February, 1943, in the presence of—

C. H. NELSON, Mayor.

(SEAL) HERBERT MORONEY, Councillor.

W. H. GREAVES, Town Clerk.

5526

## SHIRE OF DONALD.

A By-law of the Shire of Donald, made under the Local Government Acts and numbered 35, that is to say—

**P**URSUANT to the powers conferred by the Local Government Acts and every and any other powers it thereunto enabling, the President, Councillors, and Ratepayers of the Shire of Donald order as follows:—

1. In any case where the Council is of opinion that any undergrowth, weeds, or grass growing or being on any land within any of the areas set out in the schedule hereto constitutes a fire menace to neighbouring property, the Council may give to the owner or occupier of the first-mentioned land a notice, in writing, under the hand of the Shire Secretary, requiring such owner or occupier, within the time limited in such notice, to remove such undergrowth, weeds, or grass, and such owner or occupier, upon receiving such notice, shall remove such undergrowth, weeds, or grass within the time therein limited.

2. In the event of such owner or occupier failing or neglecting to comply with the requirements of a notice given to him under this By-law, the Council, notwithstanding the imposition and recovery of any penalty hereinafter provided, may, by its officers, servants, or agents, at any time after the expiration of the time therein limited enter upon the land specified in such notice, with a sufficient number of workmen, and remove the undergrowth, weeds, or grass therefrom, and recover from the owner or occupier, as the case may be, in any court of competent jurisdiction, the cost of so removing such undergrowth, weeds, or grass.

3. Any notice given in pursuance of this By-law may be served by any of the means prescribed by the *Local Government Act 1928*, or any amendment thereof or substitution therefor, for service of notices under that Act.

4. Any person, being an owner or occupier, who is guilty of an act wilful or by default contrary to any of the provisions of this By-law shall be liable, on conviction, to a penalty not exceeding Twenty pounds for each and every offence, and in case of a continuing offence to a further penalty of not more than Five pounds for each day on which any offence against this By-law is continued after a conviction or order by any court for such offence.

5. This By-law shall apply to and have operation throughout the areas within the Shire of Donald set forth in the schedule hereto, each of which areas is hereby declared to be a populous or residential area.

6. In this By-law "Council" shall mean the Council of the Shire of Donald.

## SCHEDULE.

1. All land within the Township of Donald, Parishes of Banyenong and Witchipool—

(a) enclosed by a line: Commencing at the south-east angle of allotment 4, section 10; thence northerly in a straight line across a Government road to the south-eastern angle of allotment 12, section 9, in the said township; thence by the western boundary of a 3-chain road forming the eastern boundary of the said township, to the northern angle of allotment 1, section 15, in the said township; thence by the production of the last-named line to its intersection with the production easterly of the southern side of a Government road forming the northern boundary of the said township; thence westerly by the production of the last-named line and by the line itself to the Avon River; thence southerly by the said river to the Government road forming the southern boundary of allotment 4, section 10, in the said township; thence easterly and north-easterly by the northern side of the said road to the point of commencement;

(b) lying within a distance of 300 feet of either side of Aitken-avenue, between its intersection with the Avon River and a point distant 40 chains along the south-western side of Aitken-avenue from its intersection with the north-western side of McCracken-avenue; and also all land lying within a distance of 300 feet of either side of McCracken-avenue, between its intersection with Aitken-avenue and its intersection with the Sheep Hills-road.

2. All land in the Town of Watchem, Parish of Watchem—

(c) enclosed by a line: Commencing at the south-west angle of allotment 18, section V, and extending in a northerly direction along the eastern boundary of Camp-street, to its junction with George-street at the north-east corner of allotment 1, Crown allotment 20; thence easterly along George-street to the Mildura railway line; thence southerly along the said railway line to Hoban-street along the northern boundary of Hoban-street to its intersection with Ryan-street, southerly along Ryan-street and by a straight line in continuation thereof, to Blair-street; thence westerly along the northern boundary of Blair-street to the point of commencement.

- (d) on the south side of Blair-street lying within a distance of 300 feet of the southern boundary of Blair-street, between its intersection with the railway line and its intersection with Camp-street; and
- (e) on the west side of Camp-street lying within a distance of 300 feet of the western boundary of Camp-street, between its intersection with Blair-street and the north-eastern angle of allotment 25d.

Resolution for passing this By-law was agreed to by the Council at a meeting on the 28th October, 1942, made on the 25th November, 1942, and confirmed on the 27th January, 1943.

In witness whereof the common seal of the President, Councillors, and Ratepayers of the Shire of Donald was hereunto affixed this 27th day of January, 1943, in the presence of—

(SEAL) C. D. WHELAN, President.  
T. M. BURTON, Councillor.  
H. C. SMALE, Shire Secretary.

5541

## SHIRE OF FERNTREE GULLY.

## BY-LAW No. 51.

A By-law of the Shire of Ferntree Gully, made under the Local Government Acts and numbered 51, for altering By-law No. 42 by extending the provisions thereof to other "reserves" as referred to in the said By-law and particularly by extending the provisions thereof to the "Reserve" known as Heany Park, Rowville.

IN pursuance of the powers conferred by the Local Government Acts and of any and every other power it thereunto enabling, the President, Councillors, and Ratepayers of the Shire of Ferntree Gully order as follows:—

1. The First Schedule of the said By-law No. 42 of the Shire of Ferntree Gully is amended by adding thereto the following words and figures:—

"23. Heany Park, Rowville."

2. The Second Schedule of the said By-law is amended by adding thereto the following words and letters:—

"(d) Heany Park, Rowville."

Resolution for passing this By-law agreed to by the Council on the 14th day of December, 1942, and confirmed on the 11th day of January, 1943.

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

(SEAL) V. W. PAGE, President.  
J. C. TYRRELL, Councillor.  
CHAS. C. DANCE, Shire Secretary.

Approved by the Governor in Council, 8th February, 1943.—  
C. W. KINSMAN, Clerk of the Executive Council. 5539

## SHIRE OF LILLYDALE.

## ESTABLISHMENT OF POUNDS.

NOTICE is hereby given that the Lillydale Shire Council has established Pounds as set out hereunder:—

- (a) Situated in Nelson-road, Lilydale, being part of Crown allotment 15, section 30, Parish of Yering, and having an area of approximately 12 acres. The Poundkeeper appointed is Frederick Benyan, of Castella-street, Lilydale.
- (b) Situated in Lincoln-road, Croydon, being part of Crown allotment 45, Parish of Warrandyte, and having an area of approximately 3 acres 2 roods 35 perches. The Poundkeeper appointed is Gladys Elaine Hall, of Norman-road, Croydon.

(SEAL) E. WINTERBOTTOM,  
Shire Secretary. 5540

## SHIRE OF METCALFE.

NOTICE is hereby given that Sybil Audrey Govey has been appointed Poundkeeper at the Redesdale Pound in place of William Kelly (resigned).

(SEAL) W. T. HUTCHESON,  
Shire Secretary. 5531

No. 39.—2191/43.—2

NOTICE is hereby given that Louis Solomon Lazarus, of 379 Collins-street, Melbourne, in the State of Victoria, solicitor, heretofore, as executor of the will of George Daw the elder, late of No. 246 Stoke-street, Port Melbourne, in the said State, carrier, deceased, carrying on business as a carrier at 246 Stoke-street, Port Melbourne aforesaid, under the style or firm of Trodd and Son, retired from the said business on and from the first day of January, One thousand nine hundred and forty-three, as such executor as aforesaid, having sold the said business to George Daw the younger, of 246 Stoke-street, Port Melbourne. The said business will in future be carried on by the said George Daw the younger solely under the same firm name as heretofore, and all debts due to and owing by the late firm will be received and paid by the said George Daw the younger.

Dated the 24th day of February, One thousand nine hundred and forty-three.

Witness—PAULINE LAZARUS. LOUIS S. LAZARUS.  
G. DAW.  
Witness—R. HALL.

Louis S. Lazarus, solicitor, of A.P.A. Buildings, 379 Collins-street, Melbourne. 5569

## Companies Act 1938.

J. & N. BROWN PROPRIETARY LIMITED (IN LIQUIDATION).  
NOTICE CONVENING FINAL MEETING.

NOTICE is hereby given, in pursuance of section 236 of the Companies Act 1938, that a General Meeting of members of the above-named company will be held at my office, 374 Little Collins-street, Melbourne, on Thursday, the 1st day of April, 1943, at Two o'clock in the afternoon, for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and the property of the company disposed of, and of hearing any explanation that may be given by the liquidator.

Dated this 23rd day of February, 1943.

5524 GODFREY DARLING, Liquidator.

T. JACK & SONS PROPRIETARY LIMITED (IN LIQUIDATION).

## NOTICE CONVENING FINAL MEETING.

NOTICE is hereby given, in pursuance of section 236 of the Companies Act 1938, that a General Meeting of the members of the above-named company will be held at 124 Moreland-road, West Brunswick, on Tuesday, the sixth day of April, 1943, at Three o'clock in the afternoon, for the purpose of having an account before them showing the manner in which the winding up has been conducted and the property of the company disposed of, and of hearing any explanation that may be given by the liquidator.

5555 ANN MACAFEE, Liquidator.

HYTONE CLOTHING PROPRIETARY LIMITED (IN VOLUNTARY LIQUIDATION).

NOTICE is hereby given, in pursuance of section 236 of the Companies Act 1938, that a General Meeting of the members of the above-named company will be held at 538 Swanston-street, Carlton, on the fifth day of April, 1943, at Three o'clock in the afternoon, for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and the property of the company disposed of, and of hearing any explanation that may be given by the liquidator.

Dated the 27th day of February, 1943.

S. R. RATTEN, Liquidator.

NOTICE.—The public are advised that the above notice is a formal matter, and that liquidation was effected following the taking over of the company's business and assets by Davies, Doery Pty. Ltd., the parent company, which has since liquidation carried on, and still carries on, the business of Hytone Clothing Company.

Raynes, Dickson, Kiddle, and Briggs, solicitors for liquidator. 5562

The Companies Act 1938.—In the matter of SMITH METAL PROPRIETARY LIMITED (in Liquidation).

NOTICE is hereby given that a First and Final Dividend of 20s. in the £1 is intended to be declared in the above matter, and creditors who have not proved their debts by 31st March, 1943, will be excluded from such dividend.

Dated this 1st day of March, 1943.

H. V. SAMPSON, Liquidator.

H. V. Sampson, chartered accountant (Aust.), 19 Queen-street, Melbourne, C.I. 5564

## SMITHCO FRICTION LIFT PTY. LTD. (IN LIQUIDATION).

NOTICE is hereby given that, in pursuance of section 236 of the *Companies Act 1938*, a General Meeting of the members of the above-named company will be held at the offices of the liquidator, 64 Elizabeth-street, Melbourne, on the 9th April, 1943, at a quarter to One, for the purpose of receiving the liquidator's account showing how the winding up has been conducted and the company's property disposed of; also to pass an Extraordinary Resolution to determine the method of disposing of the books, accounts, and documents of the company.

Dated this 26th day of February, 1943.

5572 ROBT. L. LEANE, Liquidator.

## SOUVENIR PUBLICATIONS PTY. LTD. (IN LIQUIDATION).

NOTICE is hereby given that, in pursuance of section 236 of the *Companies Act 1938*, a General Meeting of the members of the above-named company will be held at the offices of the liquidator, 64 Elizabeth-street, Melbourne, on the 9th April, 1943, at half-past Twelve p.m., for the purpose of receiving the liquidator's account showing how the winding up has been conducted and the company's property disposed of; also to pass an Extraordinary Resolution to determine the method of disposing of the books, accounts, and documents of the company.

Dated this 26th day of February, 1943.

5573 ROBT. L. LEANE, Liquidator.

## EDDINGTON &amp; LYNN PTY. LTD. (IN LIQUIDATION).

NOTICE is hereby given that, in pursuance of section 236 of the *Companies Act 1938*, a General Meeting of the members of the above-named company will be held at the offices of the liquidator, 64 Elizabeth-street, Melbourne, on the 9th April, 1943, at a quarter past Twelve p.m., for the purpose of receiving the liquidator's account showing how the winding up has been conducted and the company's property disposed of; also to pass an Extraordinary Resolution to determine the method of disposing of the books, accounts, and documents of the company.

Dated this 26th day of February, 1943.

5574 ROBT. L. LEANE, Liquidator.

## SEYMOUR BUTTER FACTORY (E. H. BODDY) PTY. LTD. (IN LIQUIDATION).

NOTICE is hereby given that, in pursuance of section 236 of the *Companies Act 1938*, a General Meeting of the members of the above-named company will be held at the offices of the liquidator, 64 Elizabeth-street, Melbourne, on the 9th April, 1943, at Twelve o'clock noon, for the purpose of receiving the liquidator's account showing how the winding up has been conducted and the company's property disposed of; also to pass an Extraordinary Resolution to determine the method of disposing of the books, accounts, and documents of the company.

Dated this 26th day of February, 1943.

5575 THOS. E. OSBORN, Liquidator.

*Companies Act 1938.*

## THE FITZROY THEATRE COMPANY PROPRIETARY LIMITED (IN LIQUIDATION).

## NOTICE OF FINAL MEETING OF SHAREHOLDERS.

NOTICE is hereby given that a Meeting of the shareholders of the above company will be held at the office of Gudgeon and Grace, of 379 Collins-street, Melbourne, C.1, on Wednesday, the 7th day of April, 1943, at a quarter past Two p.m., for the purpose of section 236 of the *Companies Act 1938*.

Dated this 25th day of February, 1943.

5576 J. W. GUDGEON, Liquidator.

## NOTICE TO CREDITORS.

ALL creditors and others having claims against the estate of Albert Studley Evans Moran, late of 401 Riversdale-road, Hawthorn, grocer, deceased (who died on 22nd August, 1942), are requested to forward particulars of such claims, including claims and accounts against the business of a grocer carried on at the above address, on or before the 4th day of May, 1943, to The Equity Trustees, Executors, and Agency Company Limited, at its address 472 Bourke-street, Melbourne, on which date the said company proposes distributing the assets of the said estate amongst the persons entitled thereto, having regard only to the claims of which it shall then have had notice. And notice is hereby given that the said business has been sold, and the estate of the deceased will be responsible for debts of the business, contracted only up to and including the 22nd day of February, One thousand nine hundred and forty-three.

Dated this 26th day of February, 1943. 5568

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Aimee Louisa Alexander, formerly of 31 Smith-street, St. Kilda, in the State of Victoria, but late of 24 Royal-parade, Caulfield, in the said State, married woman, deceased (who died on the 24th day of November, 1942, and probate of whose will was granted by the Supreme Court of the said State, in its probate jurisdiction, on the fifteenth day of February, 1943, to The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, in the said State, the sole executor named in the said will), are hereby required to send particulars, in writing, of such claims to the said company, at its above-mentioned address, on or before the 10th day of May, 1943, after which date the said company will proceed to distribute the assets of the said Aimee Louisa Alexander, deceased, which shall have come to its hands, amongst the persons 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 company will not be liable for the assets so distributed, or any part thereof, to any person of whose claim it shall not then have had notice as aforesaid.

Dated this 25th day of February, 1943.

RAYNES, DICKSON, KIDDLE, & BRIGGS, 422 Collins-street, Melbourne, solicitors for the said executor. 5563

## NOTICE TO CLAIMANTS.—RE WILLIAM JOHN LYNCH, DECEASED.

NOTICE is hereby given that all persons having claims against the property or estate of William John Lynch, late of 51 Loch-street, Coburg, in the State of Victoria, retired public servant, deceased (who died on the 18th day of September, 1942, and probate of whose will was granted to The Ballarat Trustees, Executors, and Agency Company Limited, of 101 Lydiard-street north, Ballarat, in the said State, and Gavin Wilson Watson, of 406 Sydney-road, Coburg aforesaid, storekeeper), are hereby required to send, in writing, particulars of such claims to the said executors, care of the said company, on or before the 6th day of May, 1943, after which date they will 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.

WILLIAM S. COOK & McCALLUM, 94 Queen-street, Melbourne, solicitors for the said executors. 5566

## NOTICE TO CREDITORS AND OTHERS.—RE ALBERT HOBBS, DECEASED.

CHARLOTTE ELIZABETH HOBBS, of "Grange Lynne," Grange-road, Toorak, in the State of Victoria, widow, and the National Trustees, Executors, and Agency Company of Australasia Limited, whose registered office is situate at 95 Queen-street, Melbourne aforesaid, having made application to the Registrar of Probates for a grant of probate of the will of Albert Hobbs, late of "Grange Lynne," Grange-road, Toorak aforesaid, gentleman, deceased (who died on the 21st day of January, 1943), require all persons having claims against the estate of the said deceased to send particulars of such claims, in writing, to the executors, care of the said company, on or before the 6th day of May, 1943, after which date they will 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.

WILLIAM S. COOK & McCALLUM, 94 Queen-street, Melbourne, solicitors for the said executors. 5567

## NOTICE TO CREDITORS.—RONALD HARWOOD KENNEDY, DECEASED.

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Ronald Harwood Kennedy, late of Park Mansions, 19 Park-street, South Yarra, in the State of Victoria, civil servant, but formerly of No. 8 Victoria-grove, East Brunswick, in the said State, a member of the Australian Imperial Forces, deceased, testate (who died on the 27th day of October, 1942, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, on the eighth day of February, 1943, to John Charles Augustus Kennedy, of 14 Ellerslie-place, Toorak, in the said State, a member of the Australian Military Forces, the sole executor named therein and thereby), are hereby required to send particulars, in writing, of such claims to the said executor, care of Louis S. Lazarus, solicitor, 379 Collins-street, Melbourne, in the said State, on or before the 4th day of May, 1943, after which date the said executor will proceed to distribute the assets of the said deceased, which shall have come to his hands, amongst the persons mentioned therein, having regard only to claims of which he shall then have had notice. And notice is hereby further given that the said executor will not be liable for any assets so distributed, or any part thereof, to any person of whose claim he shall not then have had notice.

Dated this 3rd day of March, 1943.

LOUIS S. LAZARUS, of A.P.A. Buildings, 379 Collins-street, Melbourne, proctor for the executor. 5570

## Trustee Act 1928.

## NOTICE TO CLAIMANTS.

**P**URSUANT to the *Trustee Act 1928*, creditors, next of kin, and all other persons having claims in respect of the estate of any deceased person named below are required to send particulars to the legal personal representative or representatives at the address stated, on or before the date stated, after which date the representative or representatives will distribute the assets, having regard only to the claims of which notice has then been received:—

Winifred Mary Foley, late of Killarney, widow, died 15th October, 1942.—Claims to the executors, Daniel Foley, of Killarney, farmer, and Peter Paul Conlan, of Bank-street, Port Fairy, solicitor, care of Peter P. Conlan, solicitor, Bank-street, Port Fairy, by 6th May, 1943.

Elizabeth Stanhope, late of Koroit, married woman, died 19th July, 1942.—Claims to the executors, William Henry Collins, of Peshurst, farmer, and Albert Claude Waldock, of Koroit, labourer, care of Peter P. Conlan, solicitor, Bank-street, Port Fairy, by 6th May, 1943.

Catherine Downey, late of Koroit, married woman, died 20th May, 1942.—Claims to executor, Michael Downey, the younger, care of Peter P. Conlan, solicitor, Bank-street, Port Fairy, by 6th May, 1943. 5519

Lubbo Singh, late of Mildura, in the State of Victoria, labourer, died 25th July, 1942.—Claims to the executor, The Perpetual Executors and Trustees Association of Australia Limited, whose registered office is situate at Nos. 100-104 Queen-street, Melbourne, by 6th May, 1943. 5532

Norma Evelyn Powell, late of 14 Errard-street, Ballarat, spinster, died on the 27th December, 1942.—Claims to the executor, The Ballarat Trustees, Executors, and Agency Company Limited, of 101 Lydiard-street north, Ballarat, or care of Cuthbert, Morrow, Must. and Shaw, solicitors, Lydiard-street, Ballarat, by the 3rd May, 1943. 5536

William Staniland Hobart, late of 162 Esplanade, Middle Brighton, Victoria, retired bank inspector, deceased, died 22nd January, 1943.—Claims to the executors, Clara Hester Hobart, William Lancelot Hobart, and Brian Murray Hobart, all care of William Lancelot Hobart, of 162 Esplanade, Middle Brighton, by the 10th May, 1943. Hedderwick, Fookes, and Alston, 103 William-street, Melbourne, solicitors for the executors. 5547

Thomas White Laity, late of 8 Jackson-street, Northcote, newsagent, died 30th September, 1942.—Claims to the administrator, Victor Douglas Laity, of 8 Jackson-street, Northcote, assistant linesman, care of Gray and Gray, solicitors, 422 Collins-street, Melbourne, by 5th May, 1943. 5549

William John Jones, formerly of 49 Tope-street, South Melbourne, late of 132 Danks-street, Albert Park, retired Harbor Trust employee, died 15th December, 1942.—Claims to the executor, The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, by 6th May, 1943. E. H. Hick, 31 Queen-street, Melbourne, solicitor for executor. 5550

Mary Sowden, late of Cliff-road, Frankston, widow, died 15th August, 1941.—Claims to the executors, Richard Sumner Grice, of "Moondah," Frankston, gentleman, and Peter McCallum, of 94 Queen-street, Melbourne, solicitor, care of William S. Cook and McCallum, solicitors, 94 Queen-street, Melbourne, by 6th May, 1943. 5555

**C**REDITORS, next of kin, and all others having claims against the estate of the under-mentioned person are requested to send particulars thereof, care of the undersigned solicitors, on or before the 5th day of May, 1943, otherwise they may be excluded when the assets are being distributed:—

Mary Ann Crawley, late of 30 Erskine-street, North Melbourne, married woman, deceased (who died on the 18th day of November, 1942).

LYNCH & MACDONALD, 360 Collins-street, Melbourne. 5571

**C**REDITORS, next of kin, and all others having claims against the estate of the under-mentioned person are required to send particulars thereof to Leslie Reginald Hay, care of Silvester and Silvester, solicitors, Casterton, on or before the tenth day of May, 1943, otherwise they may be excluded when the assets are being distributed:—

Name.—Thomas Henry Hay.  
Usual Residence.—"Wave Hill," Tahara.  
Occupation.—Retired grazier.  
Date of Death.—12th October, 1941.

Dated this twenty-fourth day of February, 1943.

SILVESTER and SILVESTER, of Casterton, proctors for the executor. 5521

RUBY RICHARDS, formerly of Rose-street, California Gully, in the State of Victoria, but late of Mt. Korong-road, California Gully aforesaid, married woman (who died on the 13th day of January, 1943).

**C**REDITORS, next of kin, and all other persons having claims against the estate of the deceased are required by the executor of the will, Hugh Mitchell Trezise Richards, formerly of Rose-street, California Gully aforesaid, bread carter, but now of Mt. Korong-road, California Gully aforesaid, tramway employee, to send particulars to him, care of the under-mentioned solicitors, on or before the 26th day of April, 1943, after which date he will distribute the assets, having regard only to claims of which he then has notice.

Dated this 25th day of February, 1943.

T. M. WILLIAMS, WATSON, & JAMES, 16 View-street, Bendigo, solicitors. 5522

**P**URSUANT to the *Trustee Act 1928*, creditors, next of kin, and all others having claims against the estate of John Black, late of 229 Douglas-parade, Newport, in the State of Victoria, retired railway employee, deceased (who died on the 22nd day of November, 1942, and probate of whose will was granted by the Supreme Court of Victoria, on the 11th day of February, 1943, to William Francis Black, of 80 The Strand, Newport, in the said State, railway employee, and Leo Black, of 25 Perry-street, Williamstown, in the said State, clerk, the executors named therein), are hereby required to send particulars, in writing, of such claims to the said executors, care of the under-mentioned solicitor, on or before the 5th day of May, 1943, after which date the said executors will distribute the assets, having regard only to the claims of which notice has then been received, and they 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 as aforesaid.

JOHN F. CARROLL, LL.B., solicitor, 4 Paisley-street, Footscray, W.11. 5525

## NOTICE TO CLAIMANTS.—RE CHARLES FRASER, DECEASED.

**T**HE PERPETUAL EXECUTORS AND TRUSTEES ASSOCIATION OF AUSTRALIA LIMITED, of 100-104 Queen-street, Melbourne, in the State of Victoria, the executor of the will of Charles Fraser, late of "Roslyn," 137 Hawdon-street, Heidelberg, retired school teacher, deceased (who died on the 23rd day of March, 1941), 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 6th day of May, 1943, 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 24th day of February, 1943.

McNAB & McNAB, 422 Collins-street, Melbourne, and at Kilmore, solicitors. 5545

## NOTICE TO CLAIMANTS.—RE THOMAS EDWARD UTTING.

**C**HARLES HENRY UTTING, of 214 Wellington-street, Collingwood, in the State of Victoria, motor wrecker, the administrator of the estate of Thomas Edward Utting, late of 206 Wellington-street, Collingwood aforesaid, gentleman, deceased (who died on the 8th day of May, 1942), requires all creditors, next of kin, and others having claims against the estate of the said deceased to send to the said Charles Henry Utting, care of the under-mentioned solicitors, on or before the 30th April, 1943, particulars, in writing, of such claims, after which date the said administrator intends to convey or distribute such property or estate to or amongst the persons entitled thereto, having regard only to the claims of which he shall have had notice.

Dated this 25th day of February, 1943.

MORGAN & FYFFE, Vaughan House, 108 Queen-street, Melbourne, proctors for the said administrator. 5546

## NOTICE TO CLAIMANTS.

**T**HE 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, and Ronald Cook, of 1727 Malvern-road, Glen Iris, in the said State, estate agent, the executors of the will and codicil of William Thomas Hilton, late of 24 Erica-avenue, East Malvern (who died on the 21st day of November, 1942), require all creditors, next of kin, and others having claims against the property or estate of the said deceased to send to the said executors, in the care of the said association, on or before the 30th day of April, 1942, 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 have had notice.

Dated the 23rd day of February, 1943.

MORGAN & FYFFE, 108 Queen-street, Melbourne, solicitors for the said executors. 5550

**NOTICE TO CLAIMANTS.—RE HENRY MANLEY**, late of Mincha, butter factory manager, DECEASED (who died on 4th January, 1943).

**CREDITORS**, next of kin, and all other persons having claims against the estate of the above deceased are required by the executrix of his will, Mabel Manley, of Mincha, widow, to send particulars to her, care of the undersigned, on or before the 30th day of April, 1943, after which date she will distribute the assets, having regard only to the claims of which she then has notice.

TATCHELL, DUNLOP, SMALLEY, & BALMER, solicitors,  
Williamson-street, Bendigo. 5527

**MARY HILTON**, late of Tennyson-street, Elwood, widow, deceased (who died 25th November, 1942).

**CREDITORS**, next of kin, and all other persons having claims against the estate of the deceased are required by the executor and executrix of the will, William Boyd, of Elmore, farmer, and Alice Boyd, of R.A.A.F. Hospital, Laverton, trained nurse, to send particulars to them, care of the undersigned, on or before 6th May, 1943, after which date they will distribute the assets of the said deceased, having regard only to the claims of which they then have notice.

McNAB & McNAB, solicitors, 422 Collins-street, Melbourne. 5544

#### 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 Gwendoline Pearl Williams, late of 52 Esplanade, Brighton Beach, widow (who died on the 8th day of January, 1943), requires all creditors, next of kin, and others having claims against the property or estate of the said deceased to send to the said executor, on or before the 8th day of May, 1943, particulars, in writing, of such claims, after which date the said executor 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 25th day of February, 1943.  
FREDK. W. ROBSON, LL.M., 403 Bourke-street, Melbourne, solicitor for the said executor. 5551

#### NOTICE TO CREDITORS AND OTHERS.—RE HENRY NEVILLE PLUMPTON, DECEASED.

**PURSUANT** to the provisions of the *Trustee Act* 1928, notice is hereby given that all creditors and other persons having any claims or demands upon or against the estate of Henry Neville Plumpton, late of number 42 Grosvenor-street, Middle Brighton, in the State of Victoria, gentleman, deceased (who died on the twenty-fourth day of December, 1942, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, on the twenty-third day of February, 1943, to The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, in the said State), are hereby requested to send particulars of such claims or demands, in writing, to the said The Equity Trustees, Executors, and Agency Company Limited, at its registered office, situate at 472 Bourke-street, Melbourne aforesaid, on or before the sixth day of May, 1943, after which date the said company will proceed to distribute the assets of the said deceased amongst the parties entitled thereto, having regard only to the claims and demands of such creditors and other persons of which the said company shall then have had notice, and that the said company will not be answerable or liable for the claims and demands of such creditors and other persons of which it shall not have had notice at the time of such distribution.

Dated the 1st day of March, 1943.  
E. W. OLLEY, 431 Bourke-street, Melbourne, solicitor for the said company. 5552

**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, having made application to the Registrar of Probates for a grant of letters of administration, with the will annexed, of the estate of Arthur Norman Hamilton, late of Happy Valley, Bannerton, in the said State, farmer and grazier, deceased (who died on the eighth day of October, 1942), 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, at its address above stated, on or before the twelfth day of May, 1943, 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 23rd day of February, 1943.  
M. HERCULES, LL.B., Boort, solicitor for the said estate. 5560.

#### NOTICE TO CLAIMANTS.—RE ARCHIBALD ROBERT TINDAL, DECEASED.

**ALL** persons having claims against the property or estate of Archibald Robert Tindal, late of Armidale, in the State of New South Wales (described in the said will as of Point Cook, in the State of Victoria), a wing-commander in the Royal Australian Air Force, deceased (who died on the 19th day of February, 1942, and letters of administration, with the will annexed, of whose estate were granted to Perpetual Trustee Company Limited, of Sydney, in the said State of New South Wales (the company authorized by Hilda Dorothy Tindal and Elizabeth Dorothy Anne Mitchell (in the said will called Elizabeth Dorothy Anne Tindal), the executrices named in the said will, to apply for administration, with the will annexed, of the estate of the said deceased, by the Supreme Court of New South Wales, on the 25th day of September, 1942, and application for resal of an exemplification of which said letters of administration, with the will annexed, was granted by the Supreme Court of Victoria, on the 26th day of February, 1943, to The Perpetual Executors and Trustees Association of Australia Limited, of 100-104 Queen-street, Melbourne, in the State of Victoria, the duly authorized attorney under power of the administrator named therein), are hereby required to send in particulars, in writing, of such claims to the said association, on or before the 11th day of May, 1943, after which date the said association will, in pursuance of section 86 of the *Administration and Probate Act* 1928, pay and/or hand over to the said administrator the assets of the said deceased which shall have come to its hands or possession, having regard only to the claims of which it shall have had notice.

Dated this 26th day of February, 1943.  
WILSON HERIOT, LL.B., of Bank House, Bank-place, Melbourne, solicitor for the said association. 5553

**CREDITORS**, next of kin, and all others having claims against the estate of the under-mentioned person are required to send particulars thereof to Myrtle Maude Orchard, care of H. G. Lander, solicitor, 31 Queen-street, Melbourne, on or before the fifth day of May, 1943, otherwise they may be excluded when the assets are distributed:—

James Edward Talmash, otherwise known as James Edward Tallnash, and otherwise known as James Edward Wilson, late of 88 Perry-street, Collingwood, dealer (who died on the 11th January, 1943).

Dated the 2nd March, 1943.  
HARTWELL B. LANDER, LL.B., solicitor, 31 Queen-street, Melbourne, C.I. 5554

#### NOTICE TO CLAIMANTS.—RE HARRY HERBERT, DECEASED.

**THE BALLARAT TRUSTEES, EXECUTORS, AND AGENCY COMPANY LIMITED**, whose registered office is situate at 101 Lydiard-street north, Ballarat, in the State of Victoria, the administrator of the estate of Harry Herbert, formerly of 42 Winter-street, Malvern, in the said State, late of 16 Carpenter-street, Brighton aforesaid, retired railway officer, deceased, to whom letters of administration, with the will annexed, of the said estate were granted by the Supreme Court of Victoria, on 1st March, 1943, requires all creditors and others having claims against the deceased or estate of the said deceased to send to the said company, at its said registered office, on or before the 3rd day of May, 1943, particulars, in writing, of such claims, after which date the said company intends to convey or distribute such property or estate to or amongst the persons entitled thereto, having regard only to the claims of which it shall then have had notice.

Dated the 2nd day of March, 1943.  
HOAD & BONELLA, 101 Queen-street, Melbourne, proctors for the administrator. 5556

#### NOTICE TO CLAIMANTS.—RE MATTHIAS KING, DECEASED.

**THE BALLARAT TRUSTEES, EXECUTORS, AND AGENCY COMPANY LIMITED**, whose registered office is situate at 101 Lydiard-street north, Ballarat, in the State of Victoria, the administrator of the estate of Matthias King, late of Testar-grove, Caulfield, in the said State, departmental manager, deceased, to whom letters of administration, with the will annexed, of the said estate were granted by the Supreme Court of Victoria, on 1st March, 1943, requires all creditors and others having claims against the deceased or estate of the said deceased to send to the said company, at its said registered office, on or before the 3rd day of May, 1943, particulars, in writing, of such claims, after which date the said company intends to convey or distribute such property or estate to or amongst the persons entitled thereto, having regard only to the claims of which it shall then have had notice.

Dated the 2nd day of March, 1943.  
HOAD & BONELLA, 101 Queen-street, Melbourne, proctors for the administrator. 5557

**MINING NOTICE.**

**IRONBARK SOUTH GOLD MINING COMPANY  
NO LIABILITY.**

**A** CALL (the 44th) of Three pence per share has been made on the capital of the company (making the shares paid to 14s. 6d. each), due and payable at the company's office, 379 Collins-street, Melbourne, on Wednesday, 10th March, 1943.

H. L. STEWART  
5561 (J. G. Stanfield and Stewart), Manager.

**IMPOUNDINGS.**

**BUNINYONG.**—Impounded in Buninyong Pound.

1 Jersey heifer, 2 years, like G off rump  
If not claimed and expenses paid, to be sold on 13th March, 1943.

5535—4/  
C. W. EASON,  
Poundkeeper.

**CAMPERDOWN.**—Impounded at Camperdown.

1 Jersey bull, broken colour, 2 back notches off ear, point out top and back notch near ear, like G off rump  
If not claimed and expenses paid, to be sold on 23rd March, 1943.

5578—4/8  
J. ROBB,  
Poundkeeper.

**COBURG.**—Impounded at Coburg.

1 light-brown Jersey cow, chain on neck, long horns, J on off rump, heavy in calf  
If not claimed and expenses paid, to be sold on 17th March, 1943.

5577—4/8  
E. S. McNABB,  
Poundkeeper.

**COLAC.**—Impounded at Colac.

1 chestnut mare, near hind foot white, no visible brand  
If not claimed and expenses paid, to be sold on 25th March, 1943.

5537—4/  
C. DOWLING,  
Poundkeeper.

**DAYLESFORD.**—Impounded in Daylesford Pound.

1 red and white cow, no visible brand  
1 Red Poll cow, no visible brand; yoke on neck  
If not claimed and expenses paid, to be sold on 17th March, 1943.

5558—4/8  
D. NEIVANDT,  
Poundkeeper.

**FERNTREE GULLY.**—Impounded at Ferntree Gully by Shire Ranger.

1 medium draught bay mare, white stockings, unshod, white face, no visible brand  
If not claimed and expenses paid, to be sold on 18th March, 1943.

5579—5/4  
A. DINSDALE,  
Poundkeeper.

**GISBORNE.**—Impounded at Gisborne.

1 red and white bull, about 15 months, no visible brand  
If not claimed and expenses paid, to be sold on 17th March, 1943.

5538—4/  
M. F. MURRAY,  
Poundkeeper.

**GREENSBOROUGH.**—Impounded at Greensborough.

1 dark-bay mare, white star, M3 near shoulder  
If not claimed and expenses paid, to be sold on 10th March, 1943.

5523—4/  
W. J. FRANKLIN,  
Poundkeeper.

**HAMILTON.**—Impounded at Hamilton, by Mr. Blake.

1 Corriedale ewe, back notch near ear, front notch off ear, branded black M  
1 Corriedale ewe, back notch near ear, no visible brand; lamb at foot  
If not claimed and expenses paid, to be sold on 13th March, 1943.

5530—6/  
E. W. KERR,  
Poundkeeper.

**HEYWOOD.**—Impounded at Heywood.

1 Red Poll bull, yearling, tip off near ear  
If not claimed and expenses paid, to be sold on 3rd March, 1943.

5520—4/  
G. C. BEAVIS,  
Poundkeeper.

**LILYDALE.**—Impounded in Lilydale Pound.

1 brown pony gelding, near hind coronet white, like C off shoulder  
If not claimed and expenses paid, to be sold on 27th March, 1943.

5580—4/8  
FRED BENYAN,  
Poundkeeper.

**MELBOURNE.**—Impounded in the Pound, Arden-street, North Melbourne, by A. Thomas, 23rd February, 1943.

1 bay mare, small star, black points, no visible brand  
If not claimed and expenses paid, to be sold on 18th March, 1943.

5533—4/8  
D. CROWE,  
Poundkeeper.

**MORNINGTON.**—Impounded at Mornington.

1 brown pony gelding, aged, shod, white spot in eye  
1 brown pony mare, shod, rope on neck, S on near shoulder  
1 bay gelding, shod, black points, white line round belly  
If not claimed and expenses paid, to be sold on 20th March, 1943.

5526—5/4  
ALF. FIELD,  
Poundkeeper.

**MULGRAVE.**—Impounded at Mulgrave.

1 bay draught gelding, hind feet white, off front foot white, white blaze, no visible brand  
If not claimed and expenses paid, to be sold on 18th March, 1943.

5534—4/8  
R. LAMBERTON,  
Poundkeeper.

**STANHOPE.**—Impounded at Stanhope.

1 black hack mare, no visible brand  
If not claimed and expenses paid, to be sold on 18th March, 1943.

5529—4/  
W. PAYNTER,  
Poundkeeper.

**STATE ACTS, 1940.**

COPIES of the following Acts of Parliament of Victoria may be obtained at the Government Printing Office, or from any bookseller, at the price set opposite to each:—

No.	Price.
	s. d.
4721. Freezing Works (Overdraft Guarantee) ..	0 6
4722. Public Works Loan and Application ..	0 6
4723. Grain Elevators (Financial) ..	0 6
4724. Railways (Sick Leave) ..	0 6
4725. Melbourne Harbor Trust (Tolls) ..	0 6
4726. Statute Law Revision ..	0 6
4727. Dairy Produce ..	0 6
4728. Mildura Irrigation and Water Trusts ..	0 6
4729. Fisheries ..	0 6
4730. Consolidated Revenue ..	0 6
4731. Consolidated Revenue ..	0 6
4732. Survey Co-ordination ..	1 0
4733. National Security (Emergency Powers) Continuation ..	0 6
4734. Melbourne Harbor Trust (Chairman) ..	0 6
4735. Conewarre Land ..	0 6
4736. Farm Produce Agents ..	0 6
4737. Farmers Protection ..	0 6
4738. Local Government (Rates) ..	0 6
4739. Boilers Inspection (Air and Gas Receivers) ..	0 6
4740. Water (Rates and Charges) ..	0 6
4741. Margarine ..	0 9
4742. Consolidated Revenue ..	0 6
4743. Melbourne Orphanage ..	0 6

STATE ACTS, 1940—continued.

STATE ACTS, 1941—continued.

No.	Price.
s. d.	
4744. Superannuation (Life Assurance Policies)	0 6
4745. Consolidated Revenue	0 6
4746. Local Government (Chelsea Street Construction)	1 0
4747. Ordinary Life Insurance	0 0
4748. Police Offences (Raffles)	0 6
4749. Factories and Shops (Butchers' Shops)	0 6
4750. Marketing of Primary Products	0 6
4751. Public Service	1 0
4752. Country Roads Board Fund	0 6
4753. Transport Regulation (Compensation)	0 6
4754. State Forests Loan Application	0 6
4755. Public Trustee	0 6
4756. Administration and Probate (War Service)	0 6
4757. Financial Emergency (Grants and Funds)	0 6
4758. Income Tax (Rates)	0 6
4759. Land Tax	0 6
4760. Melbourne (Widening of Streets)	0 6
4761. Water	0 6
4762. Workers' Compensation	0 6
4763. Public Works Loan and Application	0 6
4764. Hawthorn Returned Sailors and Soldiers Trust	0 6
4765. Stamps (Increased Duty Continuance)	0 6
4766. Administration and Probate Duties	0 6
4767. Public Service (Commonwealth Elections)	0 6
4768. Education (Patriotic Ceremonies)	0 6
4769. Police Offences (Dog Racing)	0 6
4770. State Electricity Commission (Trading)	0 6
4771. Water Supply Loans Application	0 6
4772. Unemployment Relief Tax (Rates)	0 6
4773. Industrial Life Assurance	0 6
4774. Fitzroy Land	0 6
4775. Superannuation	4 6
4776. Police Offences	0 6
4777. Stock Foods	0 6
4778. Cemeteries (Spring Vale Necropolis)	0 6
4779. Fire Brigade (Financial)	0 6
4780. Consolidated Revenue	0 6
4781. Bendigo Land	0 6
4782. Drought Relief	0 6
4783. Income Tax (Assessment)	0 6
4784. Factories and Shops (Bread)	0 6
4785. Pawnbrokers	0 6
4786. Soil Conservation	0 6
4787. Nurses	0 6
4788. Financial Emergency	0 6
4789. Railway Loan and Application	0 6
4790. Companies (Special Investigations)	0 6
4791. Carriages	0 6
4792. Local Government	0 6
4793. Supreme Court (Officers)	0 6
4794. Farmers Protection (Amendment)	0 6
4795. State Relief Committee	0 6
4796. Local Government (Building Regulations)	1 0
4797. Appropriation of Revenue	3 3

No.	Price.
s. d.	
4804. Medical (Pharmaceutical Chemists)	0 6
4805. Melbourne Lands Exchange	0 6
4806. Melbourne and Metropolitan Tramways (Inscribed Stock)	0 6
4807. Consolidated Revenue	0 6
4808. Consolidated Revenue	0 6
4809. Farmers Debts Adjustment (Board)	0 6
4810. Police Offences (Fire Alarms)	0 6
4811. Freezing Works (Overdraft Guarantee)	0 6
4812. National Security (Emergency Powers) Continuation	0 6
4813. Transfer of Land	0 6
4814. Workers' Compensation (Amendment)	0 6
4815. Evidence	0 6
4816. Motor Car (Third-Party Insurance) Amendment	0 6
4817. Police Offences (Betting)	0 6
4818. The Churches of Christ in Victoria Property	1 0
4819. Transport Regulation (Amendment)	0 6
4820. Consolidated Revenue	0 6
4821. Lunacy	0 6
4822. Lal Lal Racecourse Railway (Dismantling)	0 6
4823. Revocation of Crown Reservations	0 6
4824. Miners' Phthisis (Treasury Allowances) Amendment	0 6
4825. Land Tax	0 6
4826. Income Tax (Rates)	0 6
4827. Stamps (Increased Duty Continuance)	0 6
4828. Administration and Probate Duties	0 6
4829. Surplus Revenue	0 6
4830. Mulgrave Land	0 6
4831. Neerim South to Toorongo River Railway	0 6
4832. Country Roads Board Fund	0 6
4833. Unemployment Relief Tax (Rates)	0 6
4834. Road Traffic (Amendment)	0 6
4835. State Forests Loan Application	0 6
4836. Factories and Shops (Garages)	0 6
4837. Water	0 6
4838. Water Supply Loans and Application	0 6
4839. Marriage	0 6
4840. Statute Law Revision	0 6
4841. Goods (Amendment)	0 6
4842. Consolidated Revenue	0 6
4843. Kew and Heidelberg Lands (Amendment)	0 6
4844. Crown Reservations (Excisions)	0 6
4845. Public Works Loan and Application	0 6
4846. Hospitals and Charities	0 6
4847. Stamps (Amendment)	0 6
4848. Powers of Attorney (War Service)	0 6
4849. Voting by Post (Armed Services)	0 6
4850. Education	0 6
4851. Local Government (Frankston Street Construction)	0 6
4852. Melbourne (Subways)	0 6
4853. Financial Emergency (Grants and Funds)	0 6
4854. Motor Car (Fees)	0 6
4855. Railway Loan Application (No. 2)	0 6
4856. Dog	0 6
4857. War-time (Company) Tax Collection	0 6
4858. Registration of Births Deaths and Marriages	0 6
4859. State Forests (Timber Salvage) Loan and Application (Amendment)	0 6
4860. Motor Car (Regulations)	0 6
4861. Kerang and Koondrook Tramway (Liability)	0 6
4862. Maintenance (Widowed Mothers)	0 6
4863. Local Government (Septic Tanks)	0 6
4864. Church of England (Ballarat East) Land	0 6
4865. Public Charitable Trusts	0 6
4866. University (Funds) Amendment	0 6

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No.	Price.
s. d.	
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4800. University (Funds)	0 6
4801. Nowingi to Millewa South Railway (Partial Dismantling)	0 6
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4803. Local Government (Secrecy of the Ballot)	0 6

STATE ACTS, 1941—continued.

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4869. Local Government .. .. .	1 3
4870. Transport Regulation (Sunday Carriage) .. .. .	0 6
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4875. State Development .. .. .	0 9
4876. Imprisonment of Fraudulent Debtors (Amendment) .. .. .	0 6
4877. Farmers Protection .. .. .	1 0
4878. Coal Mines Regulation .. .. .	2 6
4879. Appropriation of Revenue .. .. .	3 3

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4886. Consolidated Revenue .. .. .	0 6
4887. National Security (Emergency Powers) Continuation .. .. .	0 6
4888. Income Tax (War-time Collection) .. .. .	0 6
4889. Freezing Works (Overdraft Guarantee) .. .. .	0 6
4890. Consolidated Revenue .. .. .	0 6
4891. Melbourne Markets .. .. .	0 6
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4901. Execution of Trusts .. .. .	0 6
4902. Melbourne and Metropolitan Board of Works (Rates) .. .. .	0 6
4903. Adoption of Children .. .. .	0 6
4904. Consolidated Revenue .. .. .	0 6
4905. Land Tax (Exemptions) .. .. .	0 6
4906. Land Tax .. .. .	0 6
4907. Stamps (Increased Duty Continuance) .. .. .	0 6
4908. Country Roads Board Fund .. .. .	0 6
4909. Financial Emergency (Grants and Funds) .. .. .	0 6
4910. Water Supply Loans Application .. .. .	0 6
4911. Administration and Probate Duties .. .. .	0 6
4912. Railway Loan Application .. .. .	0 6
4913. Public Account Advances (Amendment) .. .. .	0 6
4914. Farmers Protection (Amendment) .. .. .	0 6
4915. Water .. .. .	0 6
4916. Patriotic Funds .. .. .	0 6
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4918. Survival of Actions .. .. .	0 6
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STATE ACTS, 1942—continued.

No.	Price.
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4922. Local Government (Building Regulations) Amendment .. .. .	0 6
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4924. Legal Profession Practice .. .. .	0 6
4925. Motor Car (Amendment) .. .. .	0 6
4926. Local Government (Street Construction) .. .. .	1 0
4927. Victorian Inland Meat Authority .. .. .	1 0
4928. Railway Construction Trusts Liabilities .. .. .	0 6
4929. Surplus Revenue .. .. .	0 6
4930. Railways (Long Service) .. .. .	0 6
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4933. State Forests Loan Application .. .. .	0 6
4934. Health (Patent Medicines) .. .. .	0 9
4935. Metropolitan Gas Company's .. .. .	0 6
4936. Yannathan and Triholm Railway (Dismantling) .. .. .	0 6
4937. Soil Conservation .. .. .	0 6
4938. Forests .. .. .	0 6
4939. Land Surveyors .. .. .	0 9
4940. Administration and Probate (Amendment) .. .. .	0 6

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SUBSCRIPTIONS.—The subscription, including Postage, is £1 10s. 4d. per annum, or 7s. 7d. per quarter, payable in advance.

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Single copies of the VICTORIA GOVERNMENT GAZETTE are Six pence, posted Eight pence, each.

No GAZETTES prior to January, 1933, in stock.

\*\*\*ALL PAYMENTS ARE REQUIRED IN ADVANCE.—Remittances should be made by postal note, money order, or draft in favour of the Government Printer. Advertisements unaccompanied by a remittance sufficient to cover the cost of insertion will be returned unpublished.

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# VICTORIA GOVERNMENT GAZETTE.

Published by Authority.

[Registered at the General Post Office, Melbourne, for transmission by post as a newspaper.]

No. 40]

THURSDAY, MARCH 4.

[1943

Factories and Shops Acts.

## DETERMINATION OF THE AGRICULTURAL IMPLEMENTS BOARD.

NOTE.—This Determination applies to the whole of the State of Victoria.

By Order in Council, dated the 13th October, 1941, the Country Agricultural Implements Board was deprived of its powers and such powers were conferred exclusively on the Agricultural Implements Board.

IN accordance with the provisions of the Factories and Shops Acts, the Wages Board which has the power to "determine the lowest prices or rates which may be paid to any person or persons or classes of persons employed in—

- (1) the process, trade, or business of a maker of—
  - (a) agricultural machinery or implements;
  - (b) parts of agricultural machinery or implements;
  - (c) bag-filling machinery, bone-crushers, butter-making machinery, chaff-cutters, corn-crushing machinery, cream separators, hay presses, horse works, iron feeding troughs, lawn mowers, machinery for treating flax or hemp, maize shellers, windmills; or
  - (d) garden tools or implements or parts thereof;
- (2) assembling or putting together any parts of machinery or implements of classes or kinds (whether the same have been made inside or outside the State) same or similar to those mentioned in paragraph (a);

has made the following Determination, namely:—

1. That as from the beginning of the first pay period to commence in February, 1943, the adjusted Determination of this Board which came into operation as from the beginning of the first pay period to commence in November, 1942, shall be revoked and replaced by this Determination.

	Wages per Week of 44 Hours.	
	Within 20 miles of G.P.O., Melbourne, Within 10 miles of G.P.O., Geelong, or at Warrnambool, and within Mildura and Gippsland Districts.	All Other Parts of Victoria.
	£ s. d.	£ s. d.
<i>I. Agricultural Implement Section.</i>		
<b>Blacksmiths, &amp;c.—</b>		
Implement smiths of 5 years' experience able to do all classes of implement work ..	6 2 0	5 19 0
Other smiths (including iron benders) ..	5 18 0	5 15 0
Bulldozers ..	5 13 0	5 10 0
Blacksmiths strikers ..	5 7 0	5 4 0
Blacksmiths strikers (on double fires) ..	5 9 0	5 6 0
<b>Machinists—</b>		
1st class ..	6 11 0	6 8 0
2nd class ..	5 19 0	5 16 0
3rd class ..	5 13 0	5 10 0
Drillers ..	5 9 0	5 6 0
Die setters and machine setters ..	5 11 0	5 8 0
Machinists coming within the definition of process workers ..	5 7 0	5 4 0
<b>Welders—</b>		
1st class ..	6 14 0	6 11 0
2nd class ..	5 13 0	5 10 0
3rd class ..	5 9 0	5 6 0
Tack welders ..	5 11 0	5 8 0
<b>Sheet metal workers—</b>		
1st class bench hand ..	6 7 0	6 4 0
2nd class bench hand ..	5 19 0	5 16 0
<b>Carpenters—</b>		
Engaged on agricultural implement making (including tool allowance) ..	6 2 0	5 19 0
Agricultural implement fitters and comb fitters ..	5 16 0	5 13 0
Agricultural implement fitters and comb fitters (after 2 years' experience) ..	5 19 0	5 16 0
Pattern fitters and finishers ..	5 19 0	5 16 0
Plough fitters ..	5 14 0	5 11 0
Assemblers ..	5 8 8	5 5 6
Assemblers (after 2 years' experience) ..	5 12 0	5 9 0
Windmill erectors ..	5 16 0	5 13 0
Windmill makers other than fitters ..	5 15 0	5 12 0
Wheel rimmers ..	5 16 0	5 13 0

	Wages per Week of 44 Hours.	
	Within 20 miles of G.P.O., Melbourne. Within 10 miles of G.P.O., Geelong, or at Warrnambool, and within Mildura and Gippsland Districts.	All Other Parts of Victoria.
	£ s. d.	£ s. d.
<i>I. Agricultural Implement Section—continued.</i>		
Agricultural moulders—		
Jobbing moulders (except on loose patterns)	6 11 0	6 8 0
Jobbing coremakers	6 11 0	6 8 0
Loose pattern moulders	6 2 0	5 19 0
Plate and machine moulders and/or coremakers	5 13 0	5 10 0
Forge furnacemen	6 6 0	6 3 0
Cupola furnacemen	5 16 0	5 13 0
Electric furnacemen	5 15 0	5 12 0
All other furnacemen (not including small rivet heating or bolt heating)	5 13 0	5 10 0
Furnacemen on small rivet heating or bolt heating	5 9 0	5 6 0
Furnacemen's assistants	5 7 0	5 4 0
Dressers and fettlers	5 9 0	5 6 0
Emery wheel attendants	5 9 0	5 6 0
Grinders	5 9 0	5 6 0
Grinders (using portable machine)	5 11 0	5 8 0
Heaters	5 7 0	5 4 0
Picklers	5 4 0	5 1 0
Hammer drivers	5 9 0	5 6 0
Wire weavers	5 7 0	5 4 0
Painters (brush hand)	5 7 0	5 4 0
Spray painters	5 11 0	5 8 0
Dippers	5 4 0	5 1 0
Paint mixers	5 4 0	5 1 0
Writers and liners	5 16 0	5 13 0
Wire drawers	5 7 0	5 4 0
Chippers	5 7 0	5 4 0
Sand and shot blast dressers	5 11 0	5 8 0
Dismantlers	5 7 0	5 4 0
Checkers	5 9 0	5 6 0
Inspectors	5 9 0	5 6 0
Storemen and packers	5 4 6	5 1 6
Process Workers	5 7 0	5 4 0
All others	5 1 0	4 18 0
<i>II. Engineering Division.</i>		
Patternmakers	7 2 0	6 19 0
Toolmakers	7 4 0	7 1 0
Tradesmen the greater part of whose time is occupied in marking off	6 17 0	6 14 0
Tradesmen	6 14 0	6 11 0
Electrical fitters	6 14 0	6 11 0
Motor mechanics	6 11 0	6 8 0
Tradesmen, wet stone grinders and glaziers	6 14 0	6 11 0
First class machinist	6 14 0	6 11 0
Second class machinist	6 2 0	5 19 0
Third class machinist	5 15 0	5 12 0
<i>III. Electrical Division.</i>		
Shift electrician	6 11 0	6 8 0
Tradesmen, electrical fitters	6 11 0	6 8 0
Electrical mechanics	6 6 0	6 3 0
Tradesmen's and electrical mechanics' assistants	5 7 0	5 4 0
<i>IV. Engineering Smithing Division.</i>		
Forgers and/or faggoters	7 3 0	7 0 0
Forgemen's assistants	5 9 0	5 6 0
Toolsmiths	6 14 0	6 11 0
Coppersmiths	6 12 0	6 9 0
Other smiths	6 12 0	6 9 0
<i>V. Wood Mill Section.</i>		
Saw doctors	6 14 0	6 11 0
Casemakers	5 13 0	5 10 0
Shaper machinists	6 3 0	6 0 0
Turners	6 3 0	6 0 0
Moulding machinists (where the machinists set up their machines and grind their knives or cutters)	5 19 0	5 16 0
Moulder machinists (where the machinists set up their machines only)	5 13 0	5 10 0
Buzzer machinists (using straight irons and setting up machines and grinding knives and cutters)	5 16 0	5 13 0
Buzzer machinists (only operating or feeding machines)	5 7 0	5 4 0
Thickneser machinists	5 7 0	5 4 0
Tenoning machinists (using straight irons and setting up machines and grinding knives and cutters)	5 16 0	5 13 0
Tenoning machinists (only operating or feeding machines)	5 7 0	5 4 0
Boring and drilling machinists	5 7 0	5 4 0
Bending machinists	5 11 0	5 8 0
Mortising machinists	5 7 0	5 4 0
Sanding machinists	5 11 0	5 8 0
Timber markers	5 7 0	5 4 0
Pulling out machinists	5 7 0	5 4 0
Band sawyers	5 13 0	5 10 0
Circular sawyers	5 11 0	5 8 0
Crosscut sawyers	5 7 0	5 4 0
Casemaking sawyers	5 7 0	5 4 0
Stackers	5 7 0	5 4 0
<i>VI. Miscellaneous Section.</i>		
Belt makers and cutters	5 16 6	5 13 6
Curriers	6 2 0	5 19 0
Process workers	5 7 0	5 4 0

3. SPECIAL RATES.—In addition to the wages prescribed in clause 2 hereof the following special rates and allowances shall be paid:—

- (a) Leading hands in charge of not less than three and not more than ten employees, including apprentices, 6s. per week extra; more than ten and not more than twenty, including apprentices, 12s. per week extra; more than twenty, including apprentices, 18s. per week extra.
- (b) Working in wet places 1½d. per hour extra.  
Working in confined spaces 3d. per hour extra.
- (c) Working for more than one hour in the shade in places where the temperature is raised by artificial means to between 115 and 130 degrees Fahrenheit, 1½d. per hour extra; in places where the temperature exceeds 130 degrees Fahrenheit, 3d. per hour extra. When work continues for more than two hours in temperatures exceeding 130 degrees Fahrenheit employees shall also be entitled to 20 minutes rest after every two hours work without deduction of pay. The temperature shall be decided by the foreman of the work after consultation with the employees who claim the extra rate.
- (d) Working for more than one hour in places where the temperature is reduced by artificial means below 32° Fahrenheit, 1½d. per hour extra. Where the work continues for more than two hours employees shall be entitled to a rest period of 20 minutes every two hours without loss of pay.
- (e) Dirty work, i.e., work which a foreman and workman shall agree is of an unusually dirty or offensive nature, 1½d. per hour extra.
- (f) Compensation to the extent of damage sustained shall be made for work in which clothing or tools are damaged or destroyed by the use of acids.
- (g) Except when dismissed for misconduct or when leaving of his own accord, a patternmaker employed for less than three weeks at a workshop or job shall, to the extent of 6s., be reimbursed by his employer any expense incurred in the carting of tools.
- (h) Where more than one of the disabilities entitling a workman to extra rates exist on the same job the employer shall be bound to pay only one rate, viz., the highest for the disabilities so prevailing.

4. EMPLOYEE LEARNING HIGHER GRADE WORK.—Where an employee is engaged on higher grade work at his own request for the purpose of learning such work, he shall be paid for the time he is so engaged for a period or periods not exceeding 30 days in all at his usual rate of pay prior to his being so engaged, and thereafter at the rate prescribed.

5. APPRENTICESHIP.—(a) Youths shall not be engaged in the following occupations except under indentures of apprenticeship for the periods and subject to the conditions hereinafter prescribed:—

Patternmaking, electrical fitting, engineering fitting and turning, first and second class engineering machining, first-class welding, engineering blacksmithing, jobbing moulding and/or coremaking, sheet metal (first-class bench work) motor mechanic.

(b) In the trades immediately hereinafter mentioned the proportion of apprentices which may be taken by any employer shall be as follows:—

- Mechanical engineering—one apprentice for every 3, or fraction of 3, tradesmen.
- Electrical fitting—one apprentice for every 3, or fraction of 3, tradesmen.
- Electrical mechanic—one apprentice for every 2, or fraction of 2, tradesmen.
- Patternmaking—one apprentice for every 3, or fraction of 3, tradesmen.
- Smithing—one apprentice for every 3, or fraction of 3, tradesmen.
- Moulding—one apprentice for every 2, or fraction of 2, tradesmen.

(c) For the purpose of ascertaining the number of apprentices, the number of tradesmen shall be deemed to be the average number working during the immediately preceding six months, and in ascertaining such proportion, an employer actually working in any workshop shall be deemed to be a tradesman.

- (i) The period of apprenticeship shall be as follows:—  
If the apprentice when article is under the age of 17 years, five years; if over the age of 17 years, four or five years, at the option of the contracting parties.
- (ii) An employer especially qualified to teach apprentices may, with the consent of the Secretary for Labour, or of the State Apprenticeship Commission, employ a greater proportion of apprentices to tradesmen than hereinbefore specified.
- (iii) Minors may be taken on probation for three months, and, if apprenticed, such three months shall count as part of their period of apprenticeship.
- (iv) Until further order, any contract of apprenticeship hereafter made may contain the following provision:—  
If through lack of orders or through financial difficulties, the employer is unable at any time to find employment and training for an apprentice, and if a transfer to another employer cannot be arranged, the obligations and duties imposed by the indenture may with the concurrence of the apprentice and his guardian be suspended for a period agreed upon, or if no such agreement is arrived at, may be cancelled by the employer. The onus of proof of circumstances justifying such cancellation shall be on the employer.

This clause shall not apply to apprenticeship controlled by the State Apprenticeship Commission, but such Commission shall be free to adopt such schemes for suspension or cancellation of indentures as it may deem reasonable.

*Wages.*

- (v) The minimum weekly rates of wage for apprentices shall be the under-mentioned percentages of the contemporaneous needs basic wage prescribed for the area in which they are employed, and in addition thereto the constant and war loading specified, and in all contracts of apprenticeship hereafter made the employer shall covenant to pay wages at not less than such rates.

	Percentage of Needs Basic Wage.	Constant Loading.	War Loading.	Total Wage Payable.	
				Within 20 miles of G.P.O., Melbourne Within 10 miles of G.P.O., Geelong or at Warrnambool and within Mildura and Gippsland Districts.	All other Parts of Victoria.
		Per Week.	Per Week.	s. d.	s. d.
<b>Four and five-year terms—</b>					
1st year .. .. .	22½	0 0	0 9	21 6	21 0
2nd year .. .. .	30	1 0	1 0	29 6	28 6
3rd year .. .. .	45	1 6	1 6	44 6	43 0
4th year .. .. .	75	2 0	2 3	73 0	71 0
5th year .. .. .	95	2 0	3 0	92 6	89 6
<b>Four-year terms—Apprenticeship commencing after the age of 17 years—</b>					
1st year .. .. .	26	0 0	0 9	24 6	24 0
2nd year .. .. .	45	1 0	1 6	44 0	42 6
3rd year .. .. .	75	2 0	2 3	73 0	71 0
4th year .. .. .	95	2 0	3 0	92 6	89 6

The sum of 2s. 6d. per week shall be added to the above rates in the case of apprentice patternmakers.

The total wage of apprentices shall be calculated to the nearest sixpence, any broken part of sixpence in the result not exceeding threepence to be disregarded.

An employee who is under 21 years of age on the expiration of his apprenticeship and thereafter works as a minor in the occupation to which he has been apprenticed shall be paid at not less than the adult rate prescribed for that classification.

- (vi) The ordinary hours of employment of apprentices shall be the same in each workshop as those of journeymen in the trade the apprentice is learning.
- (vii) No apprentice under the age of 18 years shall be liable to work overtime unless he so desires.
- (viii) No apprentice shall work under any system of payment by results.
- (ix) Any apprentice who cannot complete his full term of apprenticeship before reaching his 22nd birthday may, by agreement with his master, serve as an apprentice until he reaches the age of 23 years.
- (x) The apprentice at the end of the calendar period of any year in which he has actually given service to the master upon less than the ordinary working days prescribed in the Determination for the trade, or in which he has unlawfully absented himself without the master's consent shall, for every day short of the said number of working days, and for every day of such absence, serve one day, and the calendar period of the succeeding year of his service shall not be deemed to begin until the said additional day or days shall have been served.
- (xi) No employer shall, either directly or indirectly, or by any pretence or device, receive from any person or require or permit any person to pay or give any consideration in the nature of a premium or bonus for the taking or binding of any probationer or apprentice.
- (xii) Apprentices attending technical colleges or schools and presenting reports of satisfactory conduct shall be reimbursed all fees paid by them.
- (xiii) Apprentices shall be entitled to annual leave and sick leave in accordance with the provisions of clauses 10 (a) and 14 (a) of this Determination respectively.

6. UNAPPRENTICED MALE JUNIORS AND FEMALES.—(a) Subject to the exceptions hereinafter provided the minimum rates of wage for females and unapprenticed male juniors shall be the undermentioned percentages of the contemporaneous needs basic wage prescribed for the area in which they are employed and in addition thereto the constant loadings specified.

WAGES PER WEEK OF 44 HOURS.

	Percentage of Needs Basic Wage.	Constant Loading.	War Loading.	Total Wage Payable.	
				Within 20 miles of G.P.O., Melbourne "Within 10 miles" of G.P.O., Geelong or at Warrnambool and within Mildura and Gippsland Districts.	All other Parts of Victoria.
				s. d.	s. d.
			Per Week.	s. d.	s. d.
<i>I.—Adult Females.</i>					
Under three months' experience	65	3 0		63 0	61 0
All others	75	3 0		72 0	69 6
<i>II.—Junior Females.</i>					
17 years of age and under	40	1 0		38 0	36 6
18 years of age	47½	1 3		45 0	43 6
19 years of age	55	1 6		52 0	50 6
20 years of age	62½	2 0		59 6	57 6
<i>III.—Male Junior Labour.</i>					
Under 16 years of age	25	0 6		23 6	22 6
16 years of age	35	0 9		33 0	32 0
17 years of age	47½	1 0		44 6	43 6
18 years of age	60	1 0		56 0	54 6
19 years of age	75	2 0		71 0	68 6
20 years of age	90	2 0		85 0	82 0
<i>IV. Junior Males (Foundries).</i>					
Under 16 years of age	25	0 6	1 0	24 6	23 6
16 years of age	33	0 9	1 9	33 0	32 0
17 years of age	60	1 0	3 0	59 0	57 6
18 years of age	75	2 0	4 0	75 0	72 6
19 years of age and over	90	2 6	4 6	90 0	87 0

Provided that the rate payable to any employee shall not, excluding the constant loading, be less than 20s.

The rates shall be calculated to the nearest sixpence, any broken part of sixpence in the result not exceeding threepence to be disregarded.

(c) Except in the case of employees in foundries, the minimum rate payable to a junior female of any age or a junior male eighteen years or more each with less than six months' experience in the Metal Trades industry shall, until he or she has had six months' experience, be 10 per cent. less than the amount represented by the percentage of the needs basic wage hereby prescribed for a junior employee of his or her age and in addition thereto the constant loading prescribed for such an employee.

7. HOURS OF EMPLOYMENT.—The ordinary hours of employment shall be 44 per week, to be worked except as to shift workers between the hours of 7 a.m. and 5.30 p.m. on Monday to Friday inclusive and 7 a.m. to noon on Saturday. Provided that the spread of hours herein prescribed may be altered by mutual agreement between an employer and his employees, and also that the weekly hours may be worked in five days.

8. OVERTIME.—(a) For all work done outside ordinary hours the rates of pay shall be time and a half for the first four hours and double time thereafter, such double time to continue until the completion of the overtime work. Provided that in the case of an apprentice or a junior, the rate for overtime shall be not less than the rate herein prescribed or 1s. 6d. per hour, whichever is the higher.

(b) In computing overtime each day's work shall stand alone.

(c) An employee recalled after leaving his workshop to work overtime shall be paid for a minimum of 3 hours' work at the appropriate rate.

(d) An employee occasionally required to hold himself in readiness to work after ordinary hours shall until released be paid standing-by time at ordinary rates from the time from which he is to hold himself in readiness. But any custom now prevailing under which an employee is required regularly to hold himself in readiness for a call back shall continue.

(e) An employee (other than on shift) who has worked up to or beyond midnight shall not be bound to continue work on the following day.

(f) For all work done during meal hours and thereafter until a meal hour break is allowed time and a half rate shall be paid. An employee shall not be compelled to work for more than 6 hours without a break for a meal.

(g) An employee working overtime shall be allowed a crib time of 20 minutes without deduction of pay after each 4 hours of work, but this provision shall not prevent any arrangement being made for the taking of a longer meal period without pay.

(h) Before starting overtime after working ordinary hours, a meal break of at least 45 minutes shall be allowed, unless the period of overtime is less than one and a half hours. An employee and his employer may mutually agree to any variation of this sub-clause to meet the circumstances of the work in hand.

(i) An employee required to work overtime for more than 2 hours without being notified the day before that he will be required so 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 who live in the same locality as their workshops and 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 so provided.

(j) Subject to the provisions of the second part of sub-clause (f) hereof an employee shall work during meal breaks at the ordinary rates herein prescribed whenever instructed so to do for the purpose of making good breakdowns of plant or upon routine maintenance of plant which can only be done while such plant is idle.

(k) When an employee working overtime finishes work at a time when reasonable means of transport is not available, the employer shall provide him with a conveyance or pay him ordinary wage rates for the time occupied in reaching his home.

9. SHIFT WORK.—For any afternoon or night shift which has been in operation for five nights consecutively and for less than one month 10 per cent. more than ordinary rates shall be paid and after such shifts have continued for more than one month 5 per cent. more than ordinary rates shall be paid. Shifts which do not continue for five consecutive nights shall be regarded as overtime.

10. HOLIDAYS AND SUNDAY WORK.—(a) Employees shall be entitled to the following public holidays (without pay except as hereinafter provided):—New Year's Day, Australia Day, Good Friday, Easter Saturday, Easter Monday, Eight Hours Day, Anzac Day, King's Birthday, Christmas Day and Boxing Day or such other day as is generally observed in the locality as a substitute for any of the said days respectively.

(b) By agreement between an employer and his employees, other holidays may be substituted for the said days or any of them as to such employer's undertaking.

(c) Employees shall be paid at the rate of double ordinary time for work done on Sundays and public holidays, such double time to continue until the employee has been relieved from duty for at least 8 hours. Provided that the employees shall not be paid for the time he is resting.

Provided further that employees engaged in repairs to or renewals of their employer's plant and machinery necessary for resumption of work the next following working day or for maintaining the continuity of electric light and power (not including the installation of new machinery) shall on Sundays or holidays be paid at the rate of time and a half.

(d) Employees, other than on shift or engaged in maintaining the continuity of electric light and power, required to work on Sundays or public holidays shall be paid a minimum of 3 hours' work.

10A. ANNUAL LEAVE.—(a) A period of seven consecutive days' leave shall be allowed annually to all employees after twelve months' continuous service (less their period of annual leave) in any one or more of the occupations to which this Determination applies.

(b) In addition to the leave hereinbefore prescribed seven-day shift workers, that is shift workers who are rostered to work regularly on Sundays and holidays shall be allowed seven consecutive days' leave including non-working days.

(c) Where an employee with twelve months' continuous service is engaged for part of the twelve-monthly period as a seven-day shift worker, he shall be entitled to have the period of seven consecutive days' annual leave prescribed in sub-clause (a) hereof increased by half a day for each month he is continuously engaged as aforesaid.

(d) Annual leave shall be given at a time fixed by the employer within a period not exceeding six months from the date when the right to annual leave accrued due and after not less than one week's notice to the employee provided that the giving of annual leave may with the consent of the Secretary for Labour be postponed for a period to be specified in cases where the exigencies of the war render it impracticable to give it within the said period of six months.

(e) An employer may allow annual leave to an employee before the right thereto has accrued due but where leave is taken in such a case a further period of annual leave shall not commence to accrue until after the expiration of the twelve months in respect of which annual leave had been taken before it accrued.

(f) If after six months' continuous service in any qualifying twelve-monthly period an employee leaves his employment or his employment is terminated by the employer through no fault of the employee the employee shall be paid one-sixth of a week's wages in respect of each completed two months of continuous service in respect of which leave has not been granted hereunder.

(g) Each employee before going on leave shall be paid a week's wage except a seven-day shift worker who shall also be paid for the period of additional leave allowed in his case the amount of wages he would have received for that period if he had not been on such leave. For the purpose of this sub-clause and sub-clause (f) hereof the week's wage shall be at the rate prescribed by clauses 2, 3A, 5 and 6 of this Determination for the occupation in which the employee was ordinarily employed immediately prior to the commencement of his leave or the termination of his employment, as the case may be. Payment in the case of the employee employed on piece or bonus work or any other system of payment by results shall be at time rates.

(h) The annual leave provided for by this clause shall be allowed and shall be taken and except as provided by sub-clause (f) hereof payment shall not be made or accepted in lieu of annual leave.

(i) Where leave has been granted to an employee pursuant to sub-clause (e) hereof before the right thereto has accrued due and the employee subsequently leaves or is discharged from the service of the employer before completing the twelve months' continuous service in respect of which the leave was granted the employer may for each two complete months of the qualifying period of twelve months not served by the employee deduct from whatever remuneration is payable upon the termination of the employment one-sixth of the amount of wage paid on account of the annual leave, which amount shall not include any sums paid for any of the holidays prescribed by clause 10 of this Determination.

(j) Service before the date of this Determination shall be taken into consideration for the purpose of calculating annual leave provided that an employee shall not be entitled to leave or to payment in lieu thereof for any period in respect of which leave or a payment in lieu thereof has been allowed or made under the Determination hereby rescinded.

(k) For the purposes of this clause service shall be deemed to be continuous notwithstanding—

(i) any interruption or determination of the employment by the employer if such interruption or determination has been made merely with the intention of avoiding obligations hereunder in respect of leave of absence;

(ii) any absence from work on account of sickness or accident and in calculating the period of twelve months' continuous service absence on account of sickness or accident to the extent of fourteen days in any twelve months shall be deemed to be part of the period of continuous service.

(l) The annual leave prescribed by this clause shall be exclusive of any of the holidays prescribed by clause 10 of this Determination and if any such holiday falls within an employee's period of annual leave there shall be added to that period one day for each such holiday falling as aforesaid.

(m) For the purpose of this clause a month shall be reckoned as commencing with the beginning of the first day of the employment or period of employment in question and as ending at the beginning of the day which in the latest month in question has the same date number as that which the commencing day had in its month and if there be no such day in such subsequent month shall be reckoned as ending at the end of such subsequent month.

(n) Where the employer is a successor or assignee or transferee of a business if an employee was in the employment of the employer's predecessor at the time when he became such successor or assignee or transferee the employee in respect of the period during which he was in the service of the predecessor shall for the purpose of this clause be deemed to be in the service of the employer.

11. SHOP STEWARDS.—Shop stewards appointed by employees in each workshop shall be allowed the necessary time during working hours to interview the employer or his representative on matters affecting employees whom they represent.

12. RIGHT OF ENTRY OF UNION OFFICIALS.—A duly accredited union representative shall have the right to enter employers' workshops during the midday meal hour for the purpose of interviewing employees on legitimate union business, on the following conditions:—

(a) That he produces his authority to the gatekeeper or such other person as may be appointed by the employer.

(b) That he interviews employees only at the place where they are taking their meal.

(c) That not more than one representative in all be in any workshop at any one time.

(d) That no one representative visit a workshop more than once in each week.

(e) That if any employer alleges that a representative is unduly interfering with his workshop or is creating disaffection amongst his employees or is offensive in his methods or is committing a breach of any of the previous conditions, such employer may refuse the right of entry but the representative shall have the right to bring such refusal before the Secretary for Labour.

(f) The official making such inspection shall be entitled to take a copy of entries in a time and wages book relating to the suspected breach of the Determination.

13. TRAVELLING TIME ALLOWANCE AND BOARD.—(a) All fares and reasonable travelling expenses—including the cost, if any, incurred for meals—incurred by an employee during travelling shall be paid by the employer. The fares shall be first class on coastal boats, or on inter-state boats, where there is no second class distinct from steerage. On trains where the employee has to travel all night, sleeping accommodation shall be provided where available.

(b) Time occupied in travelling during the ordinary working hours of the factory in which the employee works shall be paid for at ordinary rates.

(c) If an employee has to be away from his home over night he shall be allowed reasonable cost of board and lodging.

(d) When it is more convenient for the employee in the city or town in which his employer's factory is situated to go direct to the job from his home he shall do so, and start and cease work at the usual time customary at the shop. Provided that any extra expense incurred by him in travelling shall be borne by the employer.

14. CONTRACT OF EMPLOYMENT.—*Weekly Employment.*—(a) Except as hereinafter provided employment shall be by the week. Any employee not specifically engaged as a casual employee shall be deemed to be employed by the week.

(b) Employment shall be terminated by a week's notice on either side given at any time during the week or by the payment or forfeiture of a week's wages as the case may be. This shall not affect the right of the employer to dismiss an employee without notice for malingering, inefficiency, neglect of duty or misconduct and in such cases the 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 in machinery or any stoppage of work by any cause for which the employer cannot reasonably be held responsible.

(c) An employee not attending for duty shall except as provided by clause 14A of this Determination lose his pay for the actual time of such non-attendance.

*Casual Employment.*—A casual employee is one engaged and paid as such. A casual employee for working ordinary time shall be paid per hour one-fortieth of the weekly rate prescribed by this Determination for the work which he or she performs.

14A. SICK LEAVE.—(a) An employee on weekly hiring who is absent from his work on account of personal illness, or on account of an injury by accident arising out of and in the course of his employment, shall be entitled to leave of absence without deduction of pay, subject to the following conditions and limitations:—

(i) He shall not be entitled to paid leave of absence for any period in respect of which he is entitled to workers' compensation.

(ii) He shall prove to the satisfaction of his employer (or in the event of dispute the Secretary for Labour) that he was unable on account of such illness or injury to attend for duty on the day or days for which sick leave is claimed.

(iii) He shall not be entitled in any year (whether in the employ of one employer or of several) to leave in excess of 44 hours of working time.

For the purpose of administering paragraph (iii) hereof an employer may within two weeks of the employee entering his employment require an employee to make a sworn declaration or other written statement as to what paid leave of absence he has had from any employer during the then current year; and upon such statement the employer shall be entitled to rely and act.

(b) Notwithstanding anything contained in sub-clause (a) hereof an employee suffering injury through an accident arising out of and in the course of his employment (not being an injury in respect of which he is entitled to workers' compensation) necessitating his attendance during working hours on a doctor, chemist or trained nurse, or at a hospital, shall not suffer any deduction from his pay for time (not exceeding four hours) so occupied on the day of the accident and shall be reimbursed by the employer all expenses reasonably incurred in connexion with such attendance.

(c) For the purposes of this clause "year" means the period between the 1st day of March in each year and the next 28th or 29th day of February as the case may be.

15. PAYMENT OF WAGES.—(a) Wages shall be paid weekly. Where the services of an employee are dispensed with, wages shall be paid to him on the day of dismissal or forwarded to him by post on the day following.

(b) An employee kept waiting for his wages on pay day for more than a quarter of an hour after the usual time for ceasing work shall be paid at overtime rates after that quarter of an hour with a minimum of a quarter of an hour.

16. TIME AND WAGES BOOK.—Each employer shall keep a time and wages book showing the name of each employee and his occupation, the hours worked each day and the wages and allowances paid each week.

The time occupied by an employee in filling in any time books or cards or in the making of records shall be treated as time of duty, but this does not apply to checking in or out at the beginning or end of duty.

The time and wages book shall be open for inspection to a duly accredited official of a union concerned during the usual office hours at the employer's office or other convenient place. Provided that no inspection shall be demanded unless the secretary of the union or the district secretary or organizer of any division suspects that a breach of the Determination has been committed. Provided further that only one demand for such inspection shall be made in any one fortnight at the same establishment. The officer making such inspection shall be entitled to take a copy of the entry in the time and wages book relating to such suspected breach of the Determination.

17. PAYMENT BY RESULTS.—Subject to the minimum wages herein prescribed, an employer may remunerate any of his employees under any system of payment by results based on rates which will enable workers of average capacity to earn at least 10 per cent. in excess of their prescribed hourly or weekly rates.

18. MISCELLANEOUS.—(a) *Tools.*—The employer shall provide for each employee such tools as were customarily provided at the time of the making of this Determination, and for sheet metal workers, snips used in the cutting of stainless steel, Monel metal and similar hard metals. The employee shall replace or pay for any tools so provided if lost through his negligence.

(b) (1) Suitable asbestos sheet and coloured glasses shall be provided by employers for the protection of electric arc and oxy acetylene operators and their assistants, and suitable mica or other goggles for emery wheel operators.

(2) Suitable canvas or leather gloves shall be provided by employers for the operators of pneumatic tools and/or punch and shearing machines.

(c) Patternmakers at the conclusion of their employment shall be allowed one hour for grinding tools.

(d) Employers shall provide proper washing and sanitary conveniences.

19. NOTICE BOARD.—Employers shall permit a notice board of reasonable dimensions to be erected in a prominent position in their establishments upon which representatives of the unions shall be permitted to post notices of union meetings.

20. POSTING DETERMINATION.—A copy of this Determination shall be kept posted in a prominent position by the employer.

21. MIXED FUNCTIONS.—(a) Except as hereinafter provided 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.

(b) An employee engaged on any day on different grades of work under a system of payment by results in accordance with clause 17 of this Determination shall as to minimum rates be paid at the rates prescribed for time actually worked in each grade.

22. EXTRA RATES NOT CUMULATIVE.—Extra rates prescribed in this Determination are not cumulative so as to exceed the maximum of double the ordinary rates.

23. DEFINITIONS.—For the purposes of this Determination the following definitions shall apply:—

(a) "Manufacture and/or manufacturing" means the making and assembling in quantities of interchangeable or standardized parts used in or in connexion with machinery and mechanical apparatus and of electrical machinery and apparatus.

(b) "Assembler" means any adult person employed in putting together parts of any agricultural machinery covered by this Determination which have been previously fitted. The removal of burrs or rags shall not be deemed to be fitting.

- (c) "Process worker" means an employee engaged on—
  - (i) Repetition work in manufacture on any automatic, semi-automatic or single-purpose machine, or any machine fitted with jigs, gauges or other tools rendering operations mechanical (and in connexion with which he is not responsible for the setting up of the machine nor for the dimensions of the products other than by checking with gauges which gauges shall be either unadjustable or, if adjustable, shall not be set by the operator); or
  - (ii) The assembling of parts of mechanical appliances or other metallic articles so made, in which no fitting or adjustment calling for the use of tools other than hammers, screw drivers, spanners and files necessary for the removal of burrs is required; or
  - (iii) Any specialized manufacturing process not requiring the use of handtools (except hammers, screw drivers or spanners).
- (d) "Shift work"—afternoon shift means any shift finishing after 6 p.m. and at or before midnight. Night shift means any shift finishing subsequent to midnight and at or before 8 a.m.
- (e) "Sunday" means all time between midnight Saturday and midnight Sunday.
- (f) "Wet place" means a place in which water is continually dripping from overhead to such an extent as to saturate the clothing of a workman, or a place where water accumulates underfoot to a depth exceeding two inches.
- (g) "Confined space" means a working place, the dimensions of which necessitate an employee working in a stooped or otherwise cramped position, or without proper ventilation, or where confinement within a limited space is productive of unusual discomfort.
- (h) "Patternmaker" means a tradesman engaged in the making of patterns in wood.
- (i) "Toolmaker" means a tradesman making and/or repairing any precision tool, gauge, die or mould to be affixed to any machine, who designs or lays out his work and is responsible for its proper completion.
- (j) "First-class machinist" means a tradesman who is partly or wholly engaged in setting up and operating the following machines:—Lathe, boring machine, milling machine, planing machine, shaping machine, slotting machine and grinding machine.
- (k) "Second-class machinist" means an adult not engaged as a tradesman and who is not required to work from drawings or prints required to be scaled and/or measured from drawings or prints or to make precision measurements, but who is engaged in operating or in the setting up and operating of machines enumerated in the definition of first-class machinist; or who is engaged operating a key-seating machine, or a second-class brass finisher or as a pipe fitter on low pressure work.
- (l) "Third-class machinist" means a machinist, not being a process worker, who operates any machine set up by a tradesman or any machine the setting up of which does not require the knowledge or skill of a second-class machinist.
- (m) "Motor mechanic" means an adult employee engaged in making, repairing, altering, assembling (except for the first time in Australia) or testing the metal parts (including electric) of the engines of motor vehicles.
- (n) "First-class welder" means an adult employee using electric arc or acetylene blowpipe or coal gas cutting plant on work other than filling castings, cutting scrap metal, using jigs or doing work covered by definitions of second and third class welder, and includes rewelding by hand processes.
- (o) "Second-class welder" means an adult employee not required to do first-class welding but engaged in filling castings or in manufacturing of sheet metal goods or welding with the aid of jigs, or rewelding except by hand processes, or operating automatic welding machines for the setting up of which he is not responsible.
- (p) "Third-class welder" means an adult employee using electric spot or butt welding machine or cutting scrap with oxy-acetylene blowpipe.
- (q) "Jobbing moulder" means a metal moulder engaged in floor moulding, loam moulding, strickle moulding and/or finishing off bath moulds made by a machine process.
- (r) "Jobbing coremaker" means a moulder engaged in making cores for metal moulds by the use of loam or strickle boards, or by loose boxes, other than loose boxes used for repetition production of cores requiring little or no skill to produce.
- (s) "Plate and machine moulder" means an adult employee engaged in moulding on the plate system or by machines where the pattern is either a fixture to the plate or the spray system is used.
- (t) "Machine coremaker" means an adult employee making cores by machines where the core box is a fixture to or part of such machine, or making repetition cores requiring little or no skill to produce.
- (u) "Sheet metal—first-class bench hand" means an adult workman working to scaled prints or drawings or applying general trade experience or knowledge to the making of completed articles and/or the erection and installation thereof.
- (v) "Sheet metal—second-class bench hand" means an adult workman working at the bench in the making and/or repairing of completed articles not calling for the use of prints or drawings or measurements.
- (w) "Furnaceman" means an employee in charge of a furnace used for smelting metals or ores, boiler plate furnaces, case hardening and/or annealing furnaces, and such heating furnaces where the weight of individual pieces of material is 5 cwt. or more or the area of the material exceeds 4 square feet.
- (x) "Plough fitter" means an employee engaged in fitting harrows, scarifiers, drag harrows, disc ploughs, mould board ploughs, disc cultivators, tooth cultivators, rollers or stump extractors.

24. PERIODICAL ADJUSTMENT OF WAGES.—The wages rates set out in clause 2 are based upon the following basic wage rates and, pursuant to the provisions of section 21 of the *Factories and Shops Act 1934*, the Board hereby determines that such rates shall be automatically increased or decreased by the same amount and at the same time as such basic wage rates.

The basic wage rates shown hereunder shall be adjusted as prescribed in clause 25.

Basic Wage.

Place.	Needs Basic Wage (Adjustable).	Loading (Constant).	Total Basic Wage.	Index Number Set Assigned.
Victoria— Within 20 miles of G.P.O., Melbourne, 10 miles of G.P.O., Geelong, or at Warrambool, and within Mildura and Gippsland Districts. Elsewhere—3s. less than the contemporaneous basic wage for Melbourne	£ s. d. 4 12 0	s. d. 6 0	s. d. 4 18 0	Melbourne

25. ADJUSTMENT OF BASIC WAGE.—(a) Until the beginning of the first pay period to commence in May, 1943, the amounts of the basic wage shall be as prescribed in clause 24.

(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 amounts 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 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 24.
- (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.

Table.

Index Number Divisions.	Basic Wage.	Index Number Divisions.	Basic Wage.
	£ s. d.		£ s. d.
.994-1006	4 1 0	1118-1129	4 11 0
1007-1018	4 2 0	1130-1141	4 12 0
1019-1030	4 3 0	1142-1154	4 13 0
1031-1043	4 4 0	1155-1166	4 14 0
1044-1055	4 5 0	1167-1179	4 15 0
1056-1067	4 6 0	1180-1191	4 16 0
1068-1080	4 7 0	1192-1203	4 17 0
1081-1092	4 8 0	1204-1216	4 18 0
1093-1104	4 9 0	1217-1228	4 19 0
1105-1117	4 10 0	1229-1240	5 0 0

Any extension of this table must be of the same construction as the table.

26. MARGINAL RATES.—In addition to the basic wage provided in clause 24 of this Determination the following margins and loadings shall be the minimum rates payable to male adults engaged in the occupations named:—

	Margin.	War-time loading.
	Per week. £ s. d.	Per week. s. d.
<i>I. Agricultural Implement Section.</i>		
<b>Blacksmiths, &amp;c.—</b>		
Implement smiths, of 5 years' experience able to do all classes of implement work	1 0 0	4 0
Other smiths (including iron benders)	17 0	3 0
Bulldozers	12 0	3 0
Blacksmiths' strikers	6 0	3 0
Blacksmiths' strikers (on double fires)	8 0	3 0
<b>Machinists—</b>		
1st class	1 7 0	6 0
2nd class	18 0	3 0
3rd class	12 0	3 0
Drillers	8 0	3 0
Die setters and machine setters	10 0	3 0
Machinists coming within the definition of process workers	6 0	3 0
<b>Welders—</b>		
1st class	1 10 0	6 0
2nd class	12 0	3 0
3rd class	8 0	3 0
Tack welders	10 0	3 0
<b>Sheet metal workers—</b>		
1st class bench hand	1 5 0	4 0
2nd class bench hand	18 0	3 0
<b>Carpenters—</b>		
Engaged on agricultural implement making (including tool allowance)	1 0 0	4 0
Agricultural implement fitters and comb fitters	15 0	3 0
Agricultural implement fitters and comb fitters (after 2 years' experience)	18 0	3 0
Pattern fitters and finishers	18 0	3 0
Plough fitters	13 0	3 0
Assemblers	7 6	3 0
Assemblers (after 2 years' experience)	11 0	3 0
Windmill erectors	15 0	3 0
Windmill makers other than fitters	14 0	3 0
Wheel rimmers	15 0	3 0
<b>Agricultural moulders—</b>		
Jobbing moulders (except on loose patterns)	1 7 0	6 0
Jobbing coremakers	1 7 0	6 0
Loose pattern moulders	1 0 0	4 0
Plate and machine moulders and/or coremakers	12 0	3 0
Forge furnacemen	1 4 0	4 0
Cupola furnacemen	15 0	3 0
Electric furnacemen	14 0	3 0
All other furnacemen (not including small rivet heating or bolt heating)	12 0	3 0
Furnacemen on small rivet heating or bolt heating	8 0	3 0
Furnacemen's assistants	6 0	3 0
Dressers and fettlers	8 0	3 0
Emery wheel attendants	8 0	3 0
Grinders	8 0	3 0
Grinders (using portable machines)	10 0	3 0
Heaters	6 0	3 0
Picklers	5 0	3 0
Hammer drivers	8 0	3 0
Wire weavers	6 0	3 0
Painters (brush hand)	6 0	3 0
Spray painters	10 0	3 0
Dippers	3 0	3 0
Paint mixers	3 0	3 0
Writers and liners	15 0	3 0
Wire drawers	6 0	3 0
Chippers	6 0	3 0
Sand and shot blast dressers	10 0	3 0
Diamantlers	6 0	3 0
Checkers	8 0	3 0
Inspectors	8 0	3 0
Storemen and packers	3 6	3 0
Process workers	6 0	3 0
All others	Nil	3 0

	Margin.	War-time loading.
	Per week. £ s. d.	Per week. s. d.
<i>II. Engineering Division.</i>		
Patternmakers .. .. .	1 19 0	5 0
Toolmakers .. .. .	1 16 0	10 0
Tradesmen the greater part of whose time is occupied in marking off .. .. .	1 13 0	6 0
Tradesmen .. .. .	1 10 0	6 0
Electrical fitters .. .. .	1 10 0	6 0
Motor mechanics .. .. .	1 7 0	6 0
Tradesmen, wet stone grinders and glaziers .. .. .	1 10 0	6 0
First class machinist .. .. .	1 10 0	6 0
Second class machinist .. .. .	1 0 0	4 0
Third class machinist .. .. .	14 0	3 0
<i>III. Electrical Division.</i>		
Shift electrician .. .. .	1 7 0	6 0
Tradesmen, electrical fitters .. .. .	1 7 0	6 0
Electrical mechanics .. .. .	1 4 0	4 0
Tradesmen's and electrical mechanics' assistants .. .. .	6 0	3 0
<i>IV. Engineering Smithing Division.</i>		
Forgers and/or faggoters .. .. .	1 19 0	6 0
Forgemen's assistants .. .. .	8 0	3 0
Toolsmiths .. .. .	1 10 0	6 0
Coppersmiths .. .. .	1 8 0	6 0
Other smiths .. .. .	1 8 0	6 0
<i>V. Wood Mill Section.</i>		
Saw doctors .. .. .	1 10 0	6 0
Casemakers .. .. .	12 0	3 0
Shaper machinists .. .. .	1 1 0	4 0
Turners .. .. .	1 1 0	4 0
Moulding machinists (where the machinists set up their machines and grind their knives or cutters) .. .. .	18 0	3 0
Moulder machinists (where the machinists set up their machines only) .. .. .	12 0	3 0
Buzzer machinists (using straight irons and setting up machines and grinding knives and cutters) .. .. .	15 0	3 0
Buzzer machinists (only operating or feeding machines) .. .. .	6 0	3 0
Thickener machinists .. .. .	6 0	3 0
Tenoning machinists (using straight irons and setting up machines and grinding knives and cutters) .. .. .	15 0	3 0
Tenoning machinists (only operating or feeding machines) .. .. .	6 0	3 0
Boring and drilling machinists .. .. .	6 0	3 0
Bending machinists .. .. .	10 0	3 0
Morticing machinists .. .. .	6 0	3 0
Sanding machinists .. .. .	10 0	3 0
Timber markers .. .. .	6 0	3 0
Pulling out machinists .. .. .	6 0	3 0
Band sawyers .. .. .	12 0	3 0
Circular sawyers .. .. .	10 0	3 0
Crosscut sawyers .. .. .	6 0	3 0
Casemaking sawyers .. .. .	6 0	3 0
Stackers .. .. .	6 0	3 0
<i>VI. Miscellaneous Section.</i>		
Belt makers and cutters .. .. .	15 6	3 0
Curriers .. .. .	1 0 0	4 0
Process workers .. .. .	6 0	3 0

A. V. BARNES, J.P., Chairman.

J. W. RYAN, Secretary.

Melbourne, 25th February, 1943.

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# VICTORIA GOVERNMENT GAZETTE.

Published by Authority.

[Registered at the General Post Office, Melbourne, for transmission by post as a newspaper.]

No. 41]

THURSDAY, MARCH 4.

[1943

Factories and Shops Acts.

## DETERMINATION OF THE OPTICIANS BOARD.

This Determination applies to the following parts of Victoria, namely:—The Metropolitan Districts as defined in the Factories and Shops Acts, and such portion of the city of Sandringham as is not included within the said District; the cities of Ballarat, Bendigo, Geelong, Geelong West, and Warrnambool; the town of Newton and Chilwell; and the boroughs of Eaglehawk and Sebastopol.

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 persons employed in manufacturing or mounting optical lenses or their frames," has made the following Determination, namely:—

(1) That as from the beginning of the first pay period to commence on or after 17th February, 1943, the last previous Determination of this Board shall be revoked and replaced by this Determination.

(2)

Apprentices.				Improvers.				Other Employees.			
Wages Per Week of 44 Hours.				Wages Per Week of 44 Hours.				Wages Per Week of 44 Hours.			
Weekly Rate.	War* Loading.	Total Weekly Wage.		Weekly Rate.	War* Loading.	Total Weekly Wage.		Weekly Rate.	War* Loading.	Total Weekly Wage.	
s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.
1st year ..	19 9	0 9	20 6	1st year ..	19 9	0 9	20 6	Foreman, i.e., man in charge of two or more employees ..	137 6	3 0	140 6
2nd year ..	24 6	0 9	25 3	2nd year ..	27 3	1 0	28 3				
3rd year ..	34 0	1 0	35 0	3rd year ..	36 6	1 3	37 9				
4th year ..	45 0	1 6	46 6	4th year ..	51 9	1 9	53 6				
5th year ..	65 9	2 3	68 0	5th year ..	72 9	2 3	75 0				
6th year ..	91 0	3 0	94 0	6th year ..	97 0	3 0	100 0				
PROPORTION (in any factory, shop, or place). One apprentice to every two or fraction of two workers receiving not less than 128s. per week of 44 hours. An indenture of apprenticeship prescribed was approved on 15th December, 1914.				PROPORTION (in any factory, shop, or place). One improver to every three journeymen receiving not less than 128s. per week of 44 hours. Provided that in any place where two or more journeymen are employed solely at grinding lenses additional improvers may be employed in the proportion of one improver to each of such journeymen.				Optical workers and repairers .. .. 125 0 .. 3 0 .. 128 0			

\* The War Loading shall not be taken into account in the calculation of overtime and holiday rates.

(3) TIME OF BEGINNING AND ENDING WORK—

Time of Beginning.	Time of Ending.
8 a.m. ..	12.30 p.m. on the day on which the half-holiday is observed.
8 a.m. ..	6.0 p.m. on the other working days of the week.

(4) OVERTIME.—That the following rate shall be paid for all work done—

- (a) Outside the hours fixed in Clause (3) up to 3 hours per day .. Time and a half and thereafter double time.  
 (b) Within the hours fixed in Clause (3) in excess of 44 hours in any week .. Time and a half.

(5) TIME RATE.—Any person employed on time wages for less than the number of hours fixed for an ordinary week's work shall for each hour worked up to 22 hours be paid at the ordinary wages rate with an addition of thirty-three per centum. For time worked beyond the 22 hours aforesaid, he shall be paid the ordinary wages rate up to but not exceeding the rate prescribed by this Determination for an ordinary week's work, together with any overtime rate which is applicable.

(6) TERMINATION OF EMPLOYMENT.—Except where the conduct of an employee justifies instant dismissal, seven days' notice of termination of employment shall be given by either employer or employee, or one week's wages shall be paid or forfeited in lieu thereof. This provision shall only apply in the case of an employee who has been employed continuously for three months or more.

(7) PAYMENT FOR HOLIDAYS.—Employees shall be entitled to the following holidays without deduction of pay:—Australia Day, Good Friday, Easter Saturday, Easter Monday, Labour Day, Anzac Day, King's Birthday, Melbourne Cup Day within the Metropolitan District as defined in the Factories and Shops Acts, Christmas Day, Boxing Day, New Year's Day; but if any other day be by Act of Parliament or Proclamation substituted for any of the above-named holidays, this provision shall only apply to the day so substituted.

(8) ANNUAL HOLIDAYS.—An employee who has completed twelve months' continuous or cumulative employment shall receive two weeks' annual leave on full pay to be given at a time to be arranged by the employer, provided that such leave shall be given within sixty days of its becoming due and that an employee having applied for such leave shall be given at least fourteen days' notice of the date from which leave is to commence.

(9) SPECIAL RATES.—That double time shall be the special rate for all work done on Sunday, Australia Day, Good Friday, Easter Saturday, Easter Monday, Labour Day, Anzac Day, King's Birthday, Melbourne Cup Day, within the Metropolitan District as defined in the Factories and Shops Acts, Christmas Day, Boxing Day, 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.

(10) TEA MONEY.—When an employee works more than two hours' overtime in any one day he shall be paid 2s. meal money.

(11) PERIODICAL ADJUSTMENT OF WAGES.—The wages rates for employees in receipt of the basic wage or more 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*, the Board hereby determines that such rates shall be automatically increased or decreased by the same amount, and at the same time as such basic wage. Provided that the wages of other employees shall be adjusted proportionately to adjustments of the basic wage, such adjustments to be to the nearest 3d., half or less than half of 3d. to be disregarded.

The basic wage shown hereunder shall be adjusted as prescribed in clause (12).

*Basic Wage.*

Place.	Needs Basic Wage. (Adjustable.)	Index Number Set Assigned.
Within the area to which this Determination applies .. .. .	£ s. d. 4 12 0	Melbourne

(12) ADJUSTMENT OF BASIC WAGE.—(a) Until the beginning of the first pay period to commence in May, 1943, the amount of the basic wage shall be as prescribed in clause (11).

(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 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 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.
894-1006 .. .. .	4 1 0	1118-1129 .. .. .	4 11 0
1007-1018 .. .. .	4 2 0	1130-1141 .. .. .	4 12 0
1019-1030 .. .. .	4 3 0	1142-1154 .. .. .	4 13 0
1031-1043 .. .. .	4 4 0	1155-1166 .. .. .	4 14 0
1044-1055 .. .. .	4 5 0	1167-1179 .. .. .	4 15 0
1056-1067 .. .. .	4 6 0	1180-1191 .. .. .	4 16 0
1068-1080 .. .. .	4 7 0	1192-1203 .. .. .	4 17 0
1081-1092 .. .. .	4 8 0	1204-1216 .. .. .	4 18 0
1093-1104 .. .. .	4 9 0	1217-1228 .. .. .	4 19 0
1105-1117 .. .. .	4 10 0	1229-1240 .. .. .	5 0 0

Any extension of this table must be of the same construction as the table.

P. A. RANDEES, J.P., Chairman.

J. V. WILLOX, Secretary.

Melbourne, 1st March, 1943.



VICTORIA

## GOVERNMENT GAZETTE.

Published by Authority.

[Registered at the General Post Office, Melbourne, for transmission by post as a newspaper.]

No. 42]

THURSDAY, MARCH 4.

[1943

Factories and Shops Acts.

## DETERMINATION OF THE ENGINEERS AND BRASSWORKERS (UNSKILLED) 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 now has the power to "determine the lowest prices or rates which may be paid to—

(1) any unskilled persons employed—

(a) in the process, trade, or business of a brassfounder or brassfinisher, or in the process, trade, or business of a brassfounder or brassfinisher of any electrical apparatus or machinery or parts thereof;

(b) in the process, trade, or business of a mechanical engineer, including—

- (1) a patternmaker;
- (2) an iron or brass turner;
- (3) a fitter;
- (4) a blacksmith;
- (5) a planer;
- (6) a slotter;
- (7) a borer;
- (8) a milling machiner;

(c) in the trade of a maker of scientific instruments, fireproof safes, strongroom doors, safe locks (four or more levers), or locks of the same quality;

(d) in performing any engineering fitting or engineering machining work not already under the jurisdiction of the Board;

(e) in preparing iron or steel material for reinforcing concrete for building or other purposes;

(f) in the occupation of a coppersmith, but not including any person or classes of persons subject either to the Determination of the Tinsmiths Board or to the Determination of the Plumbers Board;

(g) in the trade of moulding, casting, dressing, fitting, or machining any articles made of cast aluminium or from aluminium alloys;

(h) in the trade of fitting or machining any articles made from sheet aluminium or from aluminium alloy sheets heavier in either case than 10 gauge;

(i) in the process, trade, or business of making or repairing typewriters, bookkeeping machines, adding machines, calculating machines, cash registers, duplicating machines, and similar machines.

(2) any person employed in the process, trade, or business of producing rods, bars, sections, angles, sheets, strips, or ingots from brass, copper, or other non-ferrous metals;"

(3) Any person or persons or classes of persons employed in the trade of manufacturing or preparing lead and shot; has made the following Determination, namely—

1. That as from the beginning of the first pay period to commence on or after the 25th February, 1943, the adjusted Determination which came into force as from the beginning of the first pay period to commence in February, 1943, shall be revoked and replaced by this Determination.

(2)

Adults.	Wages per Week of 44 Hours.		
	Within 20 Miles of G.P.O., Melbourne; 10 Miles of G.P.O., Geelong; at Warrnambool, and within Mildura and Glippland Districts.	At Yallourn.	Other Parts of Victoria.
<b>(a) Ironworking and General—</b>			
Assembler (leading hand) .. .. .	£ s. d. 5 12 0	£ s. d. 5 18 6	£ s. d. 5 9 0
Assembler (assistant) .. .. .	5 12 0	5 18 6	5 9 0
Attendant at small rivet heating, bolt heating or similar types of fires or furnaces .. .. .	5 7 0	5 13 6	5 4 0
Belt repairer .. .. .	5 12 0	5 18 6	5 9 0
Blacksmith's striker .. .. .	5 10 0	5 16 6	5 7 0
Blacksmith's striker on double fires and other assistant .. .. .	5 10 0	5 16 6	5 7 0
Block and tackle hand .. .. .	5 12 0	5 18 6	5 9 0
Boiler (inside) chipper and cleaner .. .. .	5 12 0	5 18 6	5 9 0
Cold saw operator .. .. .	5 10 0	6 2 6	5 13 0
Dogman .. .. .	5 12 0	5 18 6	5 9 0
Dresser and grinder using portable machine .. .. .	5 12 0	5 18 6	5 9 0
Dresser, shot blast and sand blast—			
(a) who operates from outside a properly enclosed cabin .. .. .	5 10 0	5 16 6	5 7 0
(b) other .. .. .	6 0 0	6 6 6	5 17 0
Dresser and grinder (other) .. .. .	5 12 0	5 18 6	5 9 0
Emery wheel attendant .. .. .	5 12 0	5 18 6	5 9 0
Employee directly assisting an employee whose margin above the basic wage is 14s. or more .. .. .	5 10 0	5 16 6	5 7 0
Forge assistant, i.e., underhand, hammer driver, and crane man, employed on work 10 cwt. or over .. .. .	5 14 0	6 0 6	5 11 0
Forger's assistant .. .. .	5 12 0	5 18 6	5 9 0
Friction saw operator .. .. .	5 10 0	5 16 6	5 7 0
Furnaceman—forge .. .. .	6 11 0	6 17 6	6 8 0
Furnaceman's assistant—forge .. .. .	5 12 0	5 18 6	5 9 0
Furnaceman—electric .. .. .	6 1 0	6 7 6	5 18 0
Furnaceman—other (excepting cupola furnaceman) .. .. .	5 16 0	6 2 6	5 13 0
Furnaceman's assistant .. .. .	5 10 0	5 16 6	5 7 0
Grinding machine or emery wheel operator .. .. .	5 12 0	5 18 6	5 9 0
Hammer driver .. .. .	5 12 0	5 18 6	5 9 0
Lagger .. .. .	5 10 0	5 16 6	5 7 0
Machinist—3rd class (as defined) .. .. .	5 15 0	6 1 6	5 12 0
Overhead oiler .. .. .	5 10 0	5 16 6	5 7 0
Painter of ironwork, using spray .. .. .	5 11 0	5 17 6	5 8 0
Painter of ironwork (other than ship painter) using brush .. .. .	5 10 0	5 16 6	5 7 0
Person employed in preparing iron or steel material for reinforcing concrete for building or other purposes—			
On bending and cutting machines .. .. .	5 12 0	5 18 6	5 9 0
On bending and cutting machines (assistant) .. .. .	5 9 0	5 15 6	5 6 0
On steel fabric machines .. .. .	5 12 0	5 18 6	5 9 0
On steel fabric machines (assistant) .. .. .	5 7 0	5 13 6	5 4 0
Person working with hammer 14 lb. weight or over—			
On repair work .. .. .	6 0 3	6 6 9	5 17 3
On other work .. .. .	5 12 3	5 18 9	5 9 3
Pickler .. .. .	5 10 0	5 16 6	5 7 0
Piler .. .. .	5 12 0	5 18 6	5 9 0
Process worker .. .. .	5 9 0	5 15 6	5 6 0
Rigger and/or splicer .. .. .	5 16 0	6 2 6	5 13 0
Tar dipper .. .. .	5 10 0	5 16 6	5 7 0
Employee not elsewhere classified .. .. .	5 1 0	5 7 6	4 18 0
<b>(b) Producing rods, bars, sections, angles, sheets, strips, or ingots from brass, copper, or other non-ferrous metals—</b>			
Press operator .. .. .	5 12 0	5 18 6	5 9 0
Die attendant .. .. .	5 12 0	5 18 6	5 9 0
Hexagon straightener .. .. .	5 10 0	5 16 6	5 7 0
Draw bench operator .. .. .	5 6 0	5 12 6	5 3 0
Pickler .. .. .	5 6 0	5 12 6	5 3 0
Other machine operator .. .. .	5 6 0	5 12 6	5 3 0
Hand straightener .. .. .	5 4 0	5 10 6	5 1 0
Pointer .. .. .	5 3 0	5 9 6	5 0 0
Die striker .. .. .	5 2 0	5 8 6	4 19 0
All others .. .. .	4 18 0	5 4 6	4 15 0
<b>(c) Manufacturing or preparing lead and shot—</b>			
Pipe trap machine operator .. .. .	6 3 0	6 9 6	6 0 0
Roller .. .. .	5 18 0	6 4 6	5 15 0
Extrusion press operator .. .. .	5 17 0	6 3 6	5 14 0
Melter of lead alloys .. .. .	5 10 0	5 16 6	5 7 0
Lead wool machinist .. .. .	5 9 0	5 15 6	5 6 0
Molten metal feeder and/or mixer for shot .. .. .	5 9 0	5 15 6	5 6 0
Roller's assistant .. .. .	5 10 0	5 16 6	5 7 0
Pipe trap machine operator's assistant .. .. .	5 10 0	5 16 6	5 7 0
Extrusion press operator's assistant .. .. .	5 9 0	5 15 6	5 6 0
All others .. .. .	5 1 0	5 7 6	4 18 0

*Leading Hands.*—Leading hands in charge of not less than three and not more than ten employees, 6s. per week extra; more than ten and not more than twenty employees, 12s. per week extra; more than twenty employees, 18s. per week extra.

*Ship Repairing.*—Employees covered by this Determination who are engaged on ship repairs shall receive an additional margin of 2s. per week.

## FEMALE AND UNAPPRENTICED JUNIOR LABOUR.

3. (a) Subject to the exceptions hereinafter provided, the minimum rates of wage for adult and junior females employed in manufacturing and assembling of small parts of electrical and other machinery and appliances, and in core making, in which females were employed on the 15th May, 1935, and for unapprenticed male juniors employed in occupations for which apprenticeship is not provided by this Determination, shall be as follows:—

## WAGES PER WEEK OF 44 HOURS.

	Percentage of Needs Basic Wage.	Constant Loading.	War Loading.	Total Wage Payable.		
				Within 20 miles of G.P.O., Melbourne, within 10 miles of G.P.O., Geelong, at Warrambool and within Mildura and Gippsland Districts.	At Yallourn.	Other Parts of Victoria.
	Per Week.	Per Week.	Per Week.	£ s. d.	£ s. d.	£ s. d.
<i>I.—Adult Females.</i>						
Under three months' experience .. .. .	65	3 0	..	3 3 0	3 7 0	3 1 0
All others .. .. .	75	3 0	..	3 12 0	3 17 0	3 9 6
<i>II.—Junior Females.</i>						
17 years of age and under .. .. .	40	1 0	..	1 18 0	2 0 6	1 16 6
18 years of age .. .. .	47½	1 3	..	2 5 0	2 8 0	2 3 6
19 years of age .. .. .	55	1 6	..	2 12 0	2 15 6	2 10 6
20 years of age .. .. .	62½	2 0	..	2 19 6	3 3 6	2 17 6
<i>III.—Junior Male Labour.</i>						
Under 16 years of age .. .. .	25	0 6	..	1 3 6	1 5 0	1 2 6
16 years of age .. .. .	35	0 9	..	1 13 0	1 15 0	1 12 0
17 years of age .. .. .	47½	1 0	..	2 4 6	2 8 0	2 3 6
18 years of age .. .. .	60	1 0	..	2 16 0	3 0 0	2 14 6
19 years of age .. .. .	75	2 0	..	3 11 0	3 16 0	3 8 6
20 years of age .. .. .	90	2 0	..	4 5 0	4 10 6	4 2 0
<i>IV.—Male Junior Labour (Foundries).</i>						
Under 16 years of age .. .. .	25	0 6	1 0	1 4 6	1 6 0	1 3 6
16 years of age .. .. .	33	0 9	1 9	1 13 0	1 15 0	1 12 0
17 years of age .. .. .	60	1 0	3 0	2 19 0	3 3 0	2 17 6
18 years of age .. .. .	75	2 0	4 0	3 15 0	4 0 0	3 12 6
19 years of age and over .. .. .	90	2 6	4 6	4 10 0	4 15 6	4 7 0

A junior employee of eighteen years or more shall be paid 3s. per week in addition to the rates prescribed herein while he is employed as a furnaceman or assistant to a furnaceman.

Provided that the rate payable to any employee shall not, excluding the constant loading, be less than 20s. The total wage shall be calculated to the nearest sixpence, any broken part of sixpence in the result not exceeding threepence to be disregarded.

(b) Except in the case of employees in foundries, the minimum rate payable to a junior female of any age or a junior male of eighteen years or more each with less than six months' experience under this Determination shall, until he or she has had six months' experience, be 10 per cent. less than the amount represented by the percentage of the needs basic wage hereby prescribed for a junior employee of his or her age and in addition thereto the constant loading prescribed for such an employee:

Provided that this sub-clause shall not operate to reduce the rates paid to any female employee as from the beginning of the first pay period to commence in August, 1942.

(c) Junior employees employed on the following operations shall be paid at not less than the appropriate adult minimum rates:—

- (1) Passing hot rivets in confined spaces.
- (2) Holding up rivets over ¼-in. diameter.
- (3) Assisting storemen racking and/or loading and/or unloading off vehicles of heavy steel plates, bars, or sections.
- (4) Carrying material to or from cupola, forge, or electric steel furnaces or using the slicer or hanging on to end of a bloom. This shall not apply in the case of junior moulders.
- (5) Assisting steel furnace ladlemen, other than in daubing or repairing ladles.
- (6) Cutting out and punching rivets on plates.
- (7) Cutting plates by means of hammer and cold set.
- (8) On shearing machines, other than guillotine plate shearers, handling plates that weigh more than 84 lb.
- (9) On punching machines, handling plates that weigh more than 84 lb.
- (10) On angle iron cropping where the material weighs more than 3½ lb. per foot, and is not clamped.
- (11) Breaking up pig iron.
- (12) Operating plate edge planers in structural steel or shipbuilding yards, where the operator travels on the machine.

## PROHIBITED OCCUPATIONS.

- (d) Junior employees shall not be employed—
- (i) if under the age of 16 years on oil or gas burners or fires used for heating of small articles;
  - (ii) if under 18 years as furnacemen or assistants to furnacemen;
  - (iii) if under 18 years as a roller, extrusion press operator, pipe trap machine operator, roller's assistant or as a melter.

## SPECIAL RATES.

4. In addition to the wages prescribed in clauses 2 and 3 hereof, the following special rates and allowances shall be paid to employees, and unapprenticed juniors:—

*Wet Places.*

(a) An employee working in any place where his clothing or boots become saturated, whether by water, oil, or otherwise, shall be paid 2d. per hour extra: Provided that this extra rate shall not be payable to an employee who is provided by the employer with suitable protective clothing and/or footwear: And provided further that any employee who becomes entitled to this extra rate shall be paid such extra rate for such part of the day or shift as he is required to work in wet clothing or boots.

*Confined Spaces.*

(b) Working in confined space (as defined)—3d. per hour extra.

*Ships' Bilges, &c.*

(c) Working in ships' bilges or in boiling-down works, lead works (except manufacturing or preparing lead and shot), sanitary works, or slaughtering yards—1d. per hour extra.

*Hot Places.*

(d) Working for more than one hour in the shade in places where the temperature is raised by artificial means to between 115 and 130 degrees Fahrenheit, 1½d. per hour extra; in places where the temperature exceeds 130 degrees Fahrenheit, 3d. per hour extra. Where work continues for more than two hours in temperatures exceeding 130 degrees Fahrenheit, employees shall also be entitled to twenty minutes' rest after every two hours' work without deduction of pay. The temperature shall be decided by the foreman of the work after consultation with the employees who claim the extra rate.

*Cold Places.*

(e) Working for more than one hour in places where the temperature is reduced by artificial means below 32 degrees Fahrenheit—1½d. per hour extra. Where the work continues for more than two hours, employees shall be entitled to a rest period of twenty minutes every two hours without loss of pay.

*Smoke Boxes, &c.*

(f) Working on repairs to smoke-boxes or fire-boxes of locomotives or on repairs to the smoke-box, up-take, funnel, flue, furnace, or combustion chamber of marine type of boilers, or on repairs to smoke-boxes, fire-boxes, furnace, or flues of other types of boilers—1d. per hour extra.

*Oil Tanks and Digestors.*

(g) Working on repairs in oil tanks or meat digestors—1½d. per hour extra: Provided that if any employee is so engaged for more than half of one day or shift he shall be paid the prescribed allowance for the whole day or shift.

*Dirty Work.*

(h) Work which a foreman and workman shall agree is of an unusually dirty or offensive nature—1½d. per hour extra.

In case of disagreement between the foreman and workman, the workman, or a shop steward on his behalf, shall be entitled, within 24 hours, to ask for a decision on the workman's claim by the employer's industrial officer (if there be one), or otherwise by the employer or the executive officer responsible for the management or superintendence of the plant concerned. In such case a decision shall be given on the workman's claim within 48 hours of its being asked for (unless that time expires on a non-working day, in which case it shall be given during the next working day), or else the said allowance shall be paid.

In any case where an organization alleges that an employer or his representative is persistently unreasonable or capricious in relation to such claims, it shall have the right to bring such case before the Secretary for Labour.

*Height Money.*

(i) Assistants to welders and drillers engaged in the erection, repair, and/or maintenance of steel frame buildings, bridges, gasometers, and similar structures, at a height of 50 feet or more directly above the nearest horizontal plane, shall be paid at the rate of 6s. per week extra.

*Special Rates not Cumulative.*

(j) Where more than one of the disabilities entitling a workman to extra rates exist on the same job the employer shall be bound to pay only one rate, namely, the highest for the disabilities so prevailing.

*Rates not Subject to Penalty Additions.*

(k) The special rates herein prescribed shall be paid, irrespective of the times at which the work is performed, and shall not be subject to any premium or penalty additions.

*Travelling Time, Allowance, and Board.*

5. (a) An employee required to work at a job away from his workshop or depot shall, at the direction of his employer, present himself for work at such job at the usual time of starting work. When an employee is required to work away from his workshop or depot, all time reasonably spent in excess of time usually spent in travelling to or from his home to the workshop or depot shall be paid for at ordinary rates (except on Sunday or a holiday, when payment shall be at the rate of time and a half), up to a maximum of 12 hours out of every 24 or, where a sleeping berth is provided, a maximum of 8 hours out of every 24.

(b) An employee engaged in a capital city to work in the country, or sent from one country centre to work in another country centre shall be entitled to travelling time, and for a period not exceeding three months, to expenses.

All excess fares and reasonable travelling expenses, including 2s. 6d. for each meal, together with the cost of board and lodging if the employee has to remain away from his home for a night, shall be paid by the employers.

The fares allowed shall be first class on coastal boats, or on interstate boats where there is no second class as distinct from steerage, and on trains second class, except where all-night travelling is involved, when they shall be first class, and sleeping berths shall be provided where available.

(c) A camping allowance of 3s. per day for every day, including Sunday, shall be paid to employees engaged on country jobs at places where ordinary board and residence is not obtainable, and camping in tents, cubicles, or other temporary shelter is necessary: Provided that where cooked meals are procurable by the employee at a mess established by the employer, the amount of such country allowance shall be 9d. per day for every day, including Sundays.

(d) Until further order, an employer shall be free to engage labour on the site of a job carried on away from the workshop, without payment of any travelling time or fares, unless such employee is sent from the workshop:

Provided that if any employee engaged for the erection of a job had previously been engaged by the same employer in the fabrication of the job in a workshop, he shall be paid fares in excess of those incurred in travelling to and from the workshop.

## HOURS OF EMPLOYMENT.

*Day Workers.*

6. (a) Subject to the exceptions herein set out the ordinary hours of employment shall be 44 per week, to be worked in five days of eight hours (Monday to Friday inclusive) and one day (Saturday) of four hours; or five days (Monday to Friday, inclusive), of 8 hours 48 minutes each continuously, except for meal breaks, at the discretion of the employer, between 7 a.m. and 5.30 p.m. on Monday to Friday, inclusive, and 7 a.m. and noon on Saturday: Provided that the spread of hours herein prescribed may be altered as to all or a section of the employees by mutual agreement between an employer and the representative of the union in that shop.

(b) The ordinary weekly hours of employment of forgers' assistants shall consist of five days of 9½ hours each, including crib time, for which no deduction of pay shall be made: The rates in this Determination shall be for a 44-hours week, and hourly rates shall be ascertained by dividing the weekly rates by 44.

(c) In localities where the recognized half-holiday is on a day other than Saturday, the day so recognized may be substituted for Saturday for all purposes of this Determination.

## SHIFT WORK.

7. (1) In this clause—

“Afternoon shift” means any shift finishing after 6 p.m., and at or before midnight.

“Continuous work” means work carried on with consecutive shifts of men throughout the twenty-four hours of each of at least six consecutive days without interruption, except during breakdowns or meal breaks, or due to unavoidable causes beyond the control of the employer.

“Night shift” means any shift finishing subsequent to midnight, and at or before 8 a.m.

“Rostered shift” means a shift of which the employee concerned has had at least 48 hours' notice.

*Continuous Work Shifts.*

(2) (a) This sub-clause shall apply to shift workers on continuous work, as hereinbefore defined.

(b) The ordinary hours of shift workers shall not exceed—

- (i) 8 in any one day; or
- (ii) 48 in any one week; or
- (iii) 88 in 14 consecutive days; or
- (iv) 176 in 28 consecutive days.

(c) Subject to the following conditions, shift workers shall work at such times as the employer may require:—

- (i) a shift shall consist of eight hours, inclusive of crib time;
- (ii) except at the regular change-over of shifts, an employee shall not be required to work more than one shift in each 24 hours;
- (iii) twenty minutes shall be allowed to shift workers each shift for crib which shall be counted as time worked.

(d) Shift workers on continuous work whilst on afternoon or night shifts shall be paid 7½ per cent. more than ordinary rates for such shifts.

(e) Shift workers for work done on a rostered shift the major portion of which is performed on a Sunday or a holiday shall be paid at the rate of time and a half.

*Shift Work in other than Continuous Work.*

(3) (a) This sub-clause shall apply to shift workers not upon continuous work as hereinbefore defined. The ordinary hours of such shift workers shall not exceed—

- (i) 44 in any week to be worked in five shifts of 8 hours 48 minutes, on Monday to Friday inclusive, or five shifts of eight hours and one shift (Saturday) of four hours; or
- (ii) 88 in fourteen consecutive days, in which case an employee shall not, without payment for overtime, be required to work more than eight consecutive hours on any shift or more than six shifts in any week; or
- (iii) 132 in 21 consecutive days, in which case an employee shall not, without payment of overtime, be required to work more than eight consecutive hours on any shift or more than six shifts in any week.

(b) Such ordinary hours shall be worked continuously except for meal breaks at the discretion of the employer. An employee shall not be required to work for more than six hours without a break for a meal.

(c) Except at regular change-over of shifts, an employee shall not be required to work more than one shift in each 24 hours.

(d) Shift workers whilst on afternoon or night shifts shall be paid 10 per cent. more than the ordinary rates for such shifts.

(e) Subject to this sub-clause, shift workers for all time worked on a Sunday or holiday shall be paid at the rates prescribed by clause 10 of this Determination. Where shifts commence between 11 p.m. and midnight on Sundays and/or holidays, the time so worked before midnight shall not entitle the employee to the Sunday or holiday rate: Provided that the time worked by an employee on a shift commencing before midnight on the day preceding a Sunday or holiday and extending into a Sunday or holiday shall be regarded as time worked on such Sunday or holiday.

*Shift Work Generally.*

(4) (a) Shift workers for all time worked in excess of or outside the ordinary working hours prescribed by this Determination or on a shift other than a rostered shift shall—

- (i) if employed on continuous work, be paid at the rate of double time; or
  - (ii) if employed on other shift work, at the rate of time and a half for the first four hours and double time thereafter
- except in each case when the time is worked—
- (iii) by arrangement between the employees themselves;
  - (iv) for the purpose of effecting the customary rotation of shifts; or
  - (v) is due to the fact that the relief man does not come on duty at the proper time.

Provided that when not less than eight hours' notice has been given to the employer by the relief man that he will be absent from work and the employee whom he should relieve is not relieved, the unrelieved employee shall be paid at the rate of time and a half for the first four hours on duty after he has finished his ordinary shift and at the rate of double time thereafter except where the employee is required to continue to work on his rostered day off, when he shall be paid double time.

(b) Shift workers who work on any afternoon or night shift which does not continue for at least five successive afternoons or nights in a five-day workshop or for at least six successive afternoons or nights in a six-day workshop shall be paid at the rate of time and a half.

(c) A shift worker who during a period of engagement on shift works only on night shift and without some regular rotation with some other shift or with day work shall be paid at the rate of time and a quarter for all time worked during ordinary working hours.

(cc) Female shift workers whilst on afternoon and night shifts shall be paid not less than the rates hereinbefore prescribed or 1s. per shift, whichever is the higher.

(d) The method of working shifts may in any case be varied by agreement between the employer and the accredited representative of the union to suit the circumstances of the establishment.

*MIXED FUNCTIONS.*

8. 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.

*OVERTIME.*

9. (a) For all work done outside ordinary hours the rates of pay shall be time and a half for the first four hours and double time thereafter, such double time to continue until the completion of the overtime work: Provided that in the case of an apprentice or a junior the rate for overtime shall be not less than the rate herein prescribed or 1s. 6d. per hour, whichever is the higher.

(b) An employee, other than a casual employee, after the completion of overtime work performed after his usual ceasing time shall be entitled to be absent until he has had eight consecutive hours off duty, without deduction of pay for ordinary time of duty occurring during such absence.

If on the instructions of his employer any employee resumes work without having had such eight hours off duty, he shall be paid at double rates until he is relieved from duty to take such rest period, and he shall then be entitled to be absent until he has had eight consecutive hours off duty without deduction of pay for ordinary time of duty occurring during such absence.

(c) Except as otherwise provided in paragraphs (a) and (b) hereof, in computing overtime each day's work shall stand alone.

(d) An employee recalled to work overtime after leaving his employer's business premises shall be paid for a minimum of three hours' work at the appropriate rate for each time he is so recalled: Provided that, except in the case of unforeseen circumstances arising, the employee shall not be required to work the full three hours if the job he was recalled to perform is completed within a shorter period.

(e) Subject to any custom now prevailing under which an employee is required regularly to hold himself in readiness for a call back, an employee required to hold himself in readiness to work after ordinary hours shall until released be paid standing-by time at ordinary rates from the time from which he is so to hold himself in readiness: Provided that the existence of a custom shall not operate to relieve an employer from paying a refrigeration service man the rate herein prescribed.

(f) For work done during meal hours and thereafter until a meal hour break is allowed, time and a half rates shall be paid. An employee shall not be compelled to work for more than six hours without a break for a meal.

(g) An employee working overtime shall be allowed a crib-time of twenty minutes without deduction of pay after each four hours of overtime work, if the employee continues work after such crib-time.

(h) Unless the period of overtime is less than one and a half hours an employee before starting overtime after working ordinary hours shall be allowed a meal break of twenty minutes which shall be paid for at ordinary rates. An employer and employee may agree to any variation of this provision to meet the circumstances of the work in hand provided that the employer shall not be required to make any payment in respect of any time allowed in excess of twenty minutes.

(i) 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 2s. and 1s. 3d. for each subsequent meal, 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 as above prescribed for meals so provided.

(j) Subject to the provisions of the second part of sub-clause (f) of this clause, an employee employed as a regular maintenance man shall work during meal breaks at the ordinary rates herein prescribed whenever instructed to do so for the purpose of making good breakdowns of plant or upon routine maintenance of plant which can only be done while such plant is idle.

(k) When an employee works overtime or a shift for which he has not been regularly rostered finishes work at a time when reasonable means of transport is not available, the employer shall provide him with a conveyance or pay him his current wage for the time occupied in reaching his home.

*HOLIDAYS AND SUNDAY WORK.*

10. (a) Employees shall be entitled to the following public holidays, without loss of pay, as regards employees on weekly hiring:—New Year's Day, Australia Day, Good Friday, Easter Saturday, Easter Monday, King's Birthday, Labour Day, Anzac Day, Christmas Day, and Boxing Day, or such other day as is generally observed in the locality as a substitute for any of the said days respectively.

By agreement between any employer and his employees, other days may be substituted for the said days, or any of them, as to such employer's undertaking.

*Exceptions.*

(b) An employee not engaged on continuous work shall be paid at the rate of double time for work done on Sundays and public holidays, such double time to continue until he is relieved from duty.

Provided that where employees are necessarily engaged in repairs to or renewals of their employer's plant and machinery necessary for resumption of work the next following working day, or for maintaining the continuity of electric light and power (not including the installation of new machinery), work done on Sundays and holidays shall be paid for at the rate of time and a half for the first eight hours, and double time thereafter.

(c) An employee, other than a casual employee, not engaged in continuous work, who works on a Sunday or a public holiday and (except for meal breaks) immediately thereafter continues such work, shall on being relieved from duty be entitled to be absent until he has had eight consecutive hours off duty, without deduction of pay for ordinary time of duty occurring during such absence.

(d) Employees, other than on shift or engaged in maintaining the continuity of electric light and power, required to work on Sundays or public holidays shall be paid for a minimum of three hours' work.

#### EXTRA RATES NOT CUMULATIVE.

11. Extra rates in this Determination, except rates prescribed in clause 4, are not cumulative so as to exceed the maximum of double the ordinary rates.

#### PAYMENT OF WAGES.

12. (a) Wages shall be paid weekly or fortnightly.

(b) On the first pay day occurring during his employment, an employee shall be paid whatever wages are due to him up to the completion of his work on the previous day: Provided that this sub-clause shall not apply to employees of electric supply undertakings nor to employers who make a practice of allowing advances to employees approximating wages due.

(c) Upon determination of the employment, wages due to an employee shall be paid to him on the day of such determination, or forwarded to him by post on the next working day.

(d) An employee kept waiting for his wages on pay day for more than a quarter of an hour after the usual time for ceasing work, shall be paid at overtime rates after that quarter-hour, with a minimum of a quarter of an hour.

(e) On or prior to pay day, the employer shall state to each employee, in writing, the amount of wages to which he is entitled, the amount of deductions made therefrom, and the net amount being paid to him.

#### CONTRACT OF EMPLOYMENT.

##### *Weekly Employment.*

13. (a) Except as hereinafter provided employment shall be by the week. Any employee not specifically engaged as a casual employee shall be deemed to be employed by the week.

(b) Employment shall be terminated by a week's notice on either side given at any time during the week, or by the payment or forfeiture of a week's wages, as the case may be. This shall not affect the right of the employer to dismiss any employees without notice for malingering, inefficiency, neglect of duty, or misconduct, and in such cases the 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 in machinery, or any stoppage of work by any cause for which the employer cannot reasonably be held responsible.

(c) An employee not attending for duty shall, except as provided by clause 14 hereof, lose his pay for the actual time of such non-attendance.

##### *Casual Employment.*

A casual employee is one engaged and paid as such. A casual employee for working ordinary time shall be paid per hour one-fourth of the weekly rate prescribed by this Determination for the work which he or she performs.

##### *Sick Leave.*

14. (a) An employee on weekly hiring who is absent from his work on account of personal illness, or on account of injury by accident arising out of and in the course of his employment, shall be entitled to leave of absence, without deduction of pay, subject to the following conditions and limitations:—

(i) He shall not be entitled to paid leave of absence for any period in respect of which he is entitled to workers' compensation.

(i) (a) He shall, within 24 hours of the commencement of such absence, inform the employer of his inability to attend for duty and, as far as practicable, state the nature of the injury or illness and the estimated duration of the absence.

(ii) He shall prove to the satisfaction of his employer (or in the event of dispute, the Secretary for Labour) that he was unable on account of such illness or injury to attend for duty on the day or days for which sick leave is claimed.

(iii) He shall not be entitled in any year (whether in the employ of one employer or of several) to leave in excess of 44 hours of working time.

For the purpose of administering paragraph (iii) of this sub-clause an employer may, within two weeks of the employee entering his employment, require an employee to make a sworn declaration or other written statement as to what paid leave of absence he has had from any employer during the then current year; and upon such statement the employer shall be entitled to rely and act.

(b) Notwithstanding anything contained in sub-clause (a) hereof an employee suffering injury through an accident arising out of and in the course of his employment (not being an injury in respect of which he is entitled to workers' compensation) necessitating his attendance during working hours on a doctor, chemist, or trained nurse, or at a hospital, shall not suffer any deduction from his pay for the time (not exceeding four hours) so occupied on the day of the accident, and shall be reimbursed by the employer all expenses reasonably incurred in connexion with such attendance.

#### ANNUAL LEAVE.

15. (a) A period of seven consecutive days' leave shall be allowed annually to all employees after twelve months' continuous service (less the period of annual leave) in any one or more of the occupations to which this Determination applies.

(b) In addition to the leave hereinbefore prescribed seven-day shift workers, that is shift workers who are rostered to work regularly on Sundays and holidays, shall be allowed seven consecutive days' leave, including non-working days: Provided that in the case of shift workers whose hours have been reduced or whose wages have been increased in accordance with clause 7 of the Determination, service before the 1st January, 1942, shall not be taken into consideration for the purpose of calculating annual leave.

(c) Where an employee with twelve months' continuous service is engaged for part of the twelve-monthly period as a seven-day shift worker, he shall be entitled to have the period of seven consecutive days' annual leave prescribed in sub-clause (a) of this clause increased by half a day for each month he is continuously engaged as aforesaid.

(d) Annual leave shall be given at a time fixed by the employer within a period not exceeding six months from the date when the right to annual leave accrued, and after not less than one week's notice to the employee, provided that the giving of annual leave may, with the consent of the Secretary for Labour, be postponed for a period to be specified in cases where the exigencies of the war render it impracticable to give it within the said period of six months.

(e) An employer may allow annual leave to an employee before the right thereto has accrued due, but where leave is taken in such a case a further period of annual leave shall not commence to accrue until after the expiration of the twelve months in respect of which annual leave had been taken before it accrued.

(f) If after six months' continuous service in any qualifying twelve-monthly period an employee leaves his employment or his employment is terminated by the employer through no fault of the employee the employee shall be paid one-sixth of a week's wage in respect of each completed two months of continuous service in respect of which leave has not been granted hereunder.

(g) Each employee before going on leave shall be paid a week's wage except a seven-day shift worker, who shall also be paid for the period of additional leave allowed in his case the amount of wages he would have received for that period if he had not been on such leave. For the purpose of this sub-clause and sub-clause (f) hereof the week's wage shall be at the rate prescribed by clauses 2 and 3 of this Determination for the occupation in which the employee was ordinarily employed immediately prior to the commencement of his leave or the termination of his employment, as the case may be. Payment in the case of employees employed on piece or bonus work or any other system of payment by results shall be at time rates.

(h) The annual leave provided for by this clause shall be allowed and shall be taken, and except as provided by sub-clause (f) hereof payment shall not be made or accepted in lieu of annual leave.

(i) Where leave has been granted to an employee pursuant to sub-clause (e) hereof, before the right thereto has accrued due and the employee subsequently leaves or is discharged from the service of the employer before completing the twelve months' continuous service in respect of which the leave was granted, the employer may for each two complete months of the qualifying period of twelve months not served by the employee deduct from whatever remuneration is payable upon the termination of the employment one-sixth of the amount of wage paid on account of the annual leave, which amount shall not include any sums paid for any of the holidays prescribed by clause 10 of this Determination.

(j) Service before the date of this Determination shall be taken into consideration for the purpose of calculating annual leave provided that an employee shall not be entitled to leave or to payment in lieu thereof for any period in respect of which leave or a payment in lieu thereof has been allowed or made under the Determination hereby rescinded.

(k) For the purposes of this clause service shall be deemed to be continuous, notwithstanding—

(i) any interruption or determination of the employment by the employer if such interruption or determination has been made merely with the intention of avoiding obligations hereunder in respect of leave of absence;

(ii) any absence from work on account of sickness or accident, and in calculating the period of twelve months' continuous service absence on account of sickness or accident to the extent of fourteen days in any twelve months shall be deemed to be part of the period of continuous service.

(l) The annual leave prescribed by this clause shall be exclusive of any of the holidays prescribed by clause 10 of this Determination, and if any such holiday falls within an employee's period of annual leave there shall be added to that period one day for each such holiday falling as aforesaid.

(m) For the purpose of this clause a month shall be reckoned as commencing with the beginning of the first day of the employment or period of employment in question, and as ending at the beginning of the day which in the latest month in question has the same date number as that which the commencing day had in its month, and if there be no such day in such subsequent month shall be reckoned as ending at the end of such subsequent month.

(n) Where the employer is a successor or assignee or transferee of a business if an employee was in the employment of the employer's predecessor at the time when he became such successor or assignee or transferee, the employee in respect of the period during which he was in the service of the predecessor shall for the purpose of this clause be deemed to be in the service of the employer.

(o) In respect only of service after 1st December, 1942, this clause shall apply to employees engaged in the servicing of motor vehicles in motor garages and service stations, including any garage or service station carried on as an ancillary to a motor distributing business.

MISCELLANEOUS PROVISIONS.

GENERAL.

Tools.

16. (1) (a) Until further order the employer shall provide for each employee such tools as were customarily provided at the time of the making of this Determination. The employee shall replace or pay for any tools so provided if lost through his negligence.

Washing and Sanitary Conveniences.

(b) Employers shall provide proper and sufficient washing and sanitary conveniences.

Lockers.

(c) An employer shall provide a suitable locker or suitable hanging facilities for each employee in a workshop: Provided that this sub-clause shall not for such period or periods as the Wages Board may fix apply to any employer who proves to the satisfaction of the Secretary for Labour that he is unable by reason of lack of space, shortage of material or labour, or any other difficulties to provide lockers or hanging facilities as aforesaid.

Boiling Water.

(d) Employers shall provide boiling water for employees in workshops at meal times.

Showers.

(e) Employers shall provide for all workmen employed in foundries hot and cold shower baths, which shall be situated away from lavatories.

Asbestos Sheets, Glasses, and Screens.

(f) (i) Suitable asbestos sheet and coloured glasses shall be provided by employers for the protection of electric arc and oxy-acetylene operators and their assistants.

(ii) Where electric arc operators are working screens, which shall be suitable and sufficient for the purpose, shall be provided by the employer for the protection of employees from flash.

Goggles.

(g) Employers shall provide suitable mica or other goggles for emery-wheel operators.

Gloves.

(h) Suitable canvas or leather gloves shall be provided by employers for the operators of pneumatic tools and/or punch and shearing machines.

Ladles.

(i) (i) All ladles of a holding capacity of 15 cwt. or more in use at the time of the making of this Determination shall be fitted with safety-worm gear or an equivalent safety fitting; and all ladles of a holding capacity of 10 cwt. or more hereafter brought into operation shall be fitted with safety-worm gear.

(ii) Where molten metal is carried in ladles by hand the weight of molten metal shall not exceed:—

Single-handed ladles—60 lb., including the weight of the ladle.

Other ladles— $\frac{1}{2}$  cwt. per man.

(iii) Where molten metal is carried by hand, a clear passageway not less than 2 ft. 6 in. wide shall be made.

Gas Masks.

(j) (i) The employer shall ensure that sufficient gas masks are available to enable each employee, when engaged on repairs to refrigeration plants outside the employer's premises, to take one with him.

(ii) Employers shall provide respirators or gas masks for electric arc or oxy-acetylene operators working in places where fresh air cannot freely circulate.

Protective Clothing.

(k) Employers shall provide suitable protective aprons rubber gloves, and rubber boots or clogs to employees engaged in the manual handling of materials over hot galvanizing or tinning pots or pickling or plating baths.

Dressing Castings.

(l) Where practicable, the dressing and rumbering of castings shall not be carried out in close proximity to employees not doing that work.

First Aid Outfit.

(m) In each workshop, and at other places where employees are regularly employed, the employer shall provide and continuously maintain, at a place or places reasonably accessible to all employees, an efficient first-aid outfit.

Clause 8 of Chapter 9 of the Regulations under the *Factories and Shops Act 1928* requires that a first-aid ambulance chest shall be kept in some accessible place upon the premises, and that such chest shall be equipped and supplied with the following articles:—

Articles.	Quantities to be kept in Ambulance Chest—
Antiseptic solution .. .. .	1 bottle
Bandages, cotton and gauze .. .. .	1 dozen assorted sizes
Castor oil .. .. .	2 oz.
Iodine, tincture of .. .. .	2 oz.
Manual, first-aid .. .. .	1
Petrolatum, carbolized .. .. .	1 jar
Picric acid solution, made according to the following recipe or prescription:— 1½ teaspoonfuls of powdered picric acid, 3 oz. of absolute alcohol, and 2 pints of distilled water .. .. .	1 pint
Pins, safety .. .. .	1 packet
Sal volatile .. .. .	6 oz.
Scissors .. .. .	1 pair
Tourniquet .. .. .	1
Tweezers .. .. .	1 pair
Cotton, absorbent .. .. .	An adequate assortment
Gauze, sterilized, plain .. .. .	
Lint, absorbent .. .. .	
Plaster, adhesive .. .. .	

Damage to Clothing and Tools.

(n) Compensation to the extent of the damage sustained shall be made where, in the course of the work, clothing or tools are damaged or destroyed by fire or through the use of corrosive substances: Provided that the employer's liability in respect of tools shall be limited to such tools of trade as are ordinarily required for the performance of the employee's duties.

Females' Rest Period.

(o) Female employees shall be allowed a rest period of not less than ten minutes during each day or shift, to be taken during the first or second half of the day or shift as may be decided by a majority of the female employees in a shop.

Shop Stewards.

17. An employee appointed shop steward in the shop or department in which he is employed shall, upon notification thereof to his employer, be recognized as the accredited representative of the union to which he belongs, and he shall be allowed the necessary time during working hours to interview the employer or his representative on matters affecting employees whom he represents.

## RIGHT OF ENTRY OF UNION OFFICIALS.

18. (a) For the purpose of interviewing employees on legitimate union business, a duly accredited union representative shall have the right to enter employers' premises during the midday meal break on the following conditions:—

- (i) That he produces his authority to the gatekeeper or such other person as may be appointed by the employer.
- (ii) That he interviews employees only at places where they are taking their meal.
- (iii) That not more than one representative of each of not more than three unions be on the premises at any one time.
- (iv) That no one representative visit the premises more than once in each week.
- (v) That if any employer alleges that a representative is unduly interfering with his work or is creating dissatisfaction amongst his employees or is offensive in his methods, or is committing a breach of any of the previous conditions, such employer may refuse the right of entry, but the representative shall have the right to bring such refusal before the Secretary for Labour.

Provided that, where certain employees are working under a system of shift work which precludes a representative from interviewing them during the midday meal break, the representative shall have the right to enter the employer's premises for the purpose of interviewing such employees at such time and under such conditions as to notice as may be mutually arranged by the representative and the employer or, failing agreement, at such times and under such conditions as the Secretary for Labour may decide.

(b) For the purpose of investigating complaints concerning the application of this Determination, or the employment of females upon work which is alleged to be unsuitable for females, a duly accredited union representative shall be afforded reasonable facilities for entering an employer's workshop or plant during working hours, subject to the following conditions:—

- (i) That he discloses to the employer or his representative the complaint which he desires to investigate.
- (ii) That he makes his investigations in the presence of the employer or his representative (if the employer so desires).
- (iii) That he does not interfere with work proceeding in the workshop or plant.
- (iv) That he conducts himself properly.

(c) A union representative shall be a duly accredited representative of an organization concerned if he be the holder for the time being of a certificate, signed by the general secretary of that organization and bearing the seal of that organization, in the following form, or in a form not materially differing therefrom:—

(Name of organization.)

This is to certify that

is a duly accredited representative of the above-named organization.

General secretary.

(SEAL)

Date.

Specimen signature of holder.

Strictly not transferable.

TIME AND WAGES BOOK.

19. (a) Each employer shall keep a record from which can be readily ascertained the name of each employee and his occupation, the hours worked each day, and the wages and allowances paid each week.

(b) The time occupied by an employee in filling in any time record or cards or in the making of records shall be treated as time of duty, but this does not apply to checking in or out when entering or leaving the employer's premises.

(c) The time and wages record shall be open for inspection to a duly accredited union official during the usual office hours at the employer's office or other convenient place: Provided that an inspection shall not be demanded unless the secretary of the union or the district secretary or organizer of any division suspects that a breach of the Determination has been committed: Provided also that only one demand for such inspection shall be made in one fortnight at the same establishment.

(d) The official making such inspection shall be entitled to take a copy of entries in a time and wages record relating to the suspected breach of the Determination.

## NOTICE BOARD.

20. The employer shall permit a notice board of reasonable dimensions to be erected in a prominent position in his establishment, upon which accredited union representatives shall be permitted to post formal union notices, signed or countersigned by the representative posting same.

## DEFINITIONS.

21. "Confined Space" means a compartment or space access to which is through a man-hole or similar opening, or a place the dimensions of which necessitate an employee working in a stooped or otherwise cramped position, or without proper ventilation, and includes such a space—

- (i) in the case of a ship, inside complete tanks, chain lockers, and peaks; in bilges, under engine beds, under engine room and stokehold floors, or under or inside boilers;
- (ii) in the case of a locomotive, inside the barrels of boilers, fire boxes, water spaces of tenders, side tanks, bunker tanks, saddle tanks, or smoke boxes;
- (iii) in other cases, inside boilers, steam drums, mud drums, fire boxes of vertical or road vehicle boilers, furnaces, flues, combustion chambers, receivers, buoys, tanks, superheaters, or economizers.

"Process worker" means an employee engaged on—

- (i) Repetition work on any automatic, semi-automatic, or single purpose machine or any machine fitted with jigs, gauges, or other tools rendering operations mechanical (and in connexion with which he is not responsible for the setting up of the machine nor for the dimensions of the products other than by checking with gauges, which gauges shall be either unadjustable or, if adjustable, shall not be set by the operator); or
- (ii) in the assembling of parts of mechanical appliances or other articles so made, in which no fitting or adjustment requiring skill is required; or
- (iii) in specialized processes—not requiring use of hand tools except hammers, pliers, screw drivers, spanners, and files, and such tools as are necessary for deburring or removing rags or edging.

"Ship repairs" means—

- (i) All repair work done on ships.
- (ii) All work other than the making of spare parts and stores done in a workshop used for ship repairs only.
- (iii) Work done in a workshop used for both ship repairing, general engineering, metal moulding, steel construction, and other heavy metal fabrication on which employees are engaged both on the ship and in the workshop.

"Sunday" means all time between midnight Saturday and midnight Sunday.

"Year" means the period between the 1st day of June in each year and the next 31st day of May.

"Window-frame making" means the making in quantities of metal window frames, metal doors and grilles, and metal ornamentalations used in buildings.

"Furnace man" means an employee in charge of a furnace used for smelting metals or ores, boiler plate furnaces, case hardening and/or annealing furnaces, and such heating furnaces where the weight of individual pieces of material is 5 cwt. or more or the area of the material exceeds 4 square feet.

"Rigger and/or splicer" means an adult workman who is responsible for the erection of tackle and/or who is required, amongst other duties, to splice wire rope.

"Double fires" means work in connexion with which a furnace or fire is used and on which two or more men are assisting or working with a smith in treating the material which has been through the furnace or fire.

"Lagger" means an adult employee engaged in the mixing or fixing of lagging on the job.

"Machinist—1st class" means a tradesman who is partly or wholly engaged in setting up and operating the following machines:—Lathe, boring machine, milling machine, planing machine, shaping machine, slotting machine, precision grinding machine, and a drilling machine where the operator uses the same precision tools as fitters or turners.

"Machinist—3rd class" means an adult employee other than a process worker who operates any power-driven machine for which a rate is not elsewhere prescribed in this Determination, and, without limiting the scope of the foregoing, includes such an employee operating any of the following:—Nut, bolt, rivet, or dog-spike making machines, tapping machines, and drilling machines on work other than that specified in the definition of machinist—first class.

## PERIODICAL ADJUSTMENT OF WAGES.

22. The wages rates set out in clause (2) are based upon the following basic wage rates and, pursuant to the provisions of section 21 of the *Factories and Shops Act 1934*, the Board hereby determines that such rates shall be automatically increased or decreased by the same amount, and at the same time as such basic wage rates.

The basic wage rates shown hereunder shall be adjusted as prescribed in clause 23.

**Basic Wage.**

Place.	Needs Basic Wage (Adjustable).	Loading Constant.	Total Basic Wage.	Index Number Set Assigned.
	£ s. d.	s. d.	£ s. d.	
Victoria— Within 20 miles of G.P.O., Melbourne, 10 miles of G.P.O., Geelong, at Warrnambool, and within Mildura and Gippsland Districts Yallourn—6s. 6d. in excess of basic wage for Melbourne. Elsewhere—3s less than the contemporaneous basic wage for Melbourne.	4 12 0	6 0	4 18 0	Melbourne

**ADJUSTMENT OF BASIC WAGE.**

23. (a) Until the beginning of the first pay period to commence in May, 1943, the amounts of the basic wage shall be as prescribed in clause 22.

(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 amounts 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 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:—

- (i) The index number set to be applied to a place is that assigned thereto in clause 22.
- (ii) 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.
- (iii) The amount assigned in the following table (or in any extension thereof) to the index number division comprising that number is to be ascertained.
- (iv) The basic wage shall be of that assigned amount during such successive period.

*Table.*

Index Number Divisions.	Basic Wage.
	£ s. d.
994-1006 .. .. .	4 1 0
1007-1018 .. .. .	4 2 0
1019-1030 .. .. .	4 3 0
1031-1043 .. .. .	4 4 0
1044-1055 .. .. .	4 5 0
1056-1067 .. .. .	4 6 0
1068-1080 .. .. .	4 7 0
1081-1092 .. .. .	4 8 0
1093-1104 .. .. .	4 9 0
1105-1117 .. .. .	4 10 0
1118-1129 .. .. .	4 11 0
1130-1141 .. .. .	4 12 0
1142-1154 .. .. .	4 13 0
1155-1166 .. .. .	4 14 0
1167-1179 .. .. .	4 15 0
1180-1191 .. .. .	4 16 0
1192-1203 .. .. .	4 17 0
1204-1216 .. .. .	4 18 0
1217-1228 .. .. .	4 19 0
1229-1240 .. .. .	5 0 0

Any extension of this table must be of the same construction as the table.

The wages of adult females, junior females, and male juniors shall be the percentages of the contemporaneous needs basic wage prescribed for the area in which they are employed, and in addition thereto the constant and war loadings specified in clause 3 of this Determination.

**MARGINAL RATES.**

24. In addition to the basic wage provided in clause 22, the margins and war loadings set out in this clause shall be the minimum rate payable to employees therein named:—

	Margins Per Week.	Wartime Loadings Per Week.
	s. d.	s. d.
(a) Assembler (leading hand) .. .. .	11 0	3 0
Assembler (assistant) .. .. .	6 0	3 0
Attendant at small rivet heating, bolt heating or similar types of fires or furnaces	11 0	3 0
Belt repairer .. .. .	9 0	3 0
Blacksmith's striker .. .. .	9 0	3 0

	Margins Per Week.	Wartime Loadings Per Week.
	s. d.	s. d.
Blacksmith's striker on double fires and other assistant .. .. .	11 0	3 0
Block and tackle hand .. .. .	11 0	3 0
Boiler (inside) chipper and cleaner .. .. .	15 0	3 0
Cold saw operator .. .. .	11 0	3 0
Dogman .. .. .	11 0	3 0
Dresser and grinder using portable machine	13 0	3 0
Dresser, shot blast and sand blast—		
(a) who operates from outside a properly enclosed cabin .. .. .	9 0	3 0
(b) other .. .. .	19 0	3 0
Dresser and grinder (other) .. .. .	11 0	3 0
Emery wheel attendant .. .. .	11 0	3 0
Employee directly assisting an employee whose margin above the basic wage is 14s. or more .. .. .	9 0	3 0
Forge assistant, i.e., underhand, hammer driver and crane man, employed on work 10 cwt. or over .. .. .	13 0	3 0
Forger's assistant .. .. .	11 0	3 0
Friction saw operator .. .. .	9 0	3 0
Furnaceman—forge .. .. .	27 0	6 0
Furnaceman's assistant—forge .. .. .	11 0	3 0
Furnaceman—electric .. .. .	17 0	6 0
Furnaceman—other (excepting cupola furnaceman) .. .. .	15 0	3 0
Furnaceman's assistant .. .. .	9 0	3 0
Grinding machine or emery wheel operator	11 0	3 0
Hammer driver .. .. .	11 0	3 0
Lagger .. .. .	9 0	3 0
Machinist—3rd class (as defined)	14 0	3 0
Overhead oiler .. .. .	9 0	3 0
Painter of ironwork using spray	10 0	3 0
Painter of ironwork (other than ship painter) using brush .. .. .	9 0	3 0
Person employed in preparing iron or steel material for reinforcing concrete for building or other purposes:—		
On bending and cutting machines .. .. .	11 0	3 0
On bending and cutting machines (assistant) .. .. .	8 0	3 0
On steel fabric machines .. .. .	11 0	3 0
On steel fabric machines (assistant) .. .. .	6 0	3 0
Person working with hammer 14 lb. weight or over—		
On repair work .. .. .	19 3	3 0
On other work .. .. .	11 3	3 0
Pickler .. .. .	9 0	3 0
Piler .. .. .	11 0	3 0
Process worker .. .. .	8 0	3 0
Rigger and/or splicer .. .. .	15 0	3 0
Tar dipper .. .. .	9 0	3 0
Employee not elsewhere classified .. .. .	Nil	3 0
(b) Producing rods, bars, sections, angles, sheets, strips, or ingots from brass, copper, or other non-ferrous metals:—		
Press operator .. .. .	14 0	..
Die attendant .. .. .	14 0	..
Hexagon straightener .. .. .	12 0	..
Draw bench operator .. .. .	8 0	..
Pickler .. .. .	8 0	..
Other machine operator .. .. .	8 0	..
Hand straightener .. .. .	6 0	..
Pointer .. .. .	5 0	..
Die striker .. .. .	4 0	..
(c) Manufacturing or preparing lead and shot—		
Pipe trap machine operator .. .. .	21 0	4 0
Roller .. .. .	17 0	3 0
Extrusion press operator .. .. .	16 0	3 0
Melter of lead alloys .. .. .	9 0	3 0
Lead wool machinist .. .. .	8 0	3 0
Molten metal feeder and/or mixer for shot .. .. .	8 0	3 0
Roller's assistant .. .. .	9 0	3 0
Pipe trap machine operator's assistant	9 0	3 0
Extrusion press operator's assistant .. .. .	8 0	3 0
All others .. .. .	Nil	3 0

A. V. BARNES, J.P., Chairman.

J. W. RYAN, Secretary.

Melbourne, 26th February, 1943.

By Authority: H. E. DAW, Government Printer, Melbourne

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