



VICTORIA  
GOVERNMENT GAZETTE.

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No. 225]

FRIDAY, APRIL 11.

[1947

ANZAC DAY HOLIDAY.

IT is hereby notified that on—

FRIDAY, THE 25TH APRIL, 1947,

the Public Offices will be closed, such day having been appointed by the *Public Service Act 1946* to be observed as a holiday in the Public Offices throughout Victoria.

W. SLATER,  
Chief Secretary.

Chief Secretary's Office,  
Melbourne, 9th April, 1947.

PROCLAMATION OF THE SHIRE OF WERRIBEE, AS  
A SHIRE WITHIN WHICH SECTION 22 OF THE  
DOG ACT 1928 SHALL APPLY.

PROCLAMATION

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

WHEREAS by section 22 of the *Dog Act 1928* it is provided that such section shall apply to cities, towns and boroughs, or to such shires or parts of shires as are specified for the purposes of this section on the recommendation of the Council of the shire by Proclamation of the Governor in Council, published in the *Government Gazette*: And whereas the Council of the Shire of Werribee has recommended that the said shire be specified for the purposes of the above-mentioned section: Now therefore, I, the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, by this my Proclamation, do specify that the Shire of Werribee shall be a shire within which section 22 of the *Dog Act 1928* shall apply.

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

(L.S.) WINSTON DUGAN.

By His Excellency's Command,

P. J. KENNELLY,  
Commissioner of Public Works.

GOD SAVE THE KING!

No. 225.—3345/47.—PRICE 6d.; Quarterly, 8s. 2d.; Half-Yearly, 16s. 3d.; Yearly, 32s. 6d.

INDUSTRIAL AND PROVIDENT SOCIETIES ACT 1928.

NOTICE is hereby given that a society called "United Poultry Farmers Co-operative Society Limited" is registered under the provisions of the above Act.

Given under my hand this 31st day of March, 1947.

A. E. RASMUSSEN,  
Registrar of Friendly Societies.

*Public Service Act 1946, Section 50.*

REGULATIONS—PART III.—SALARIES, INCREMENTS,  
AND ALLOWANCES.

THE Public Service Board, in pursuance of the powers conferred by the *Public Service Act 1946*, hereby amends its Regulations as shown below:—

FIFTH SCHEDULE.

TEMPORARY EMPLOYEES.

*Designations of Positions and Rates of Salaries.*

Department and Designation of Position.	Yearly Rate of Salary.	
	Minimum.	Maximum.
DEPARTMENT OF HEALTH.		
<i>Mental Hygiene.</i>		
Add— Cleaner and Labourer .. ..	260	273

D. D. PAINE, Chairman.

E. F. FITZGIBBON, Secretary.

Office of the Public Service Board,  
Melbourne, 2nd April, 1947.

Serial No. 23. *Public Service Act 1946.*

REGULATIONS.—PART I.—APPOINTMENTS TO THE  
ADMINISTRATIVE, PROFESSIONAL, AND TECHNICAL  
AND GENERAL DIVISIONS.

THE Public Service Board, in pursuance of the powers conferred by the *Public Service Act 1946*, hereby amends the Public Service (Public Service Board) Regulations as follows:—

ADMINISTRATIVE DIVISION.

After Regulation 21, the following Regulation is inserted:—

21A. (1) Notwithstanding anything contained in Regulations 7, 16, 17, 18, 20, and 21 of these Regulations, the Board may from time to time hold additional examinations for appointment to the Administrative Division, and the provisions of this Regulation shall apply to such examinations.

(2) No person shall be eligible to enter for such examinations unless he is recorded by the University of Melbourne as having passed the School Leaving examination, or the School Intermediate examination, or has passed such other examination as may be deemed by the Board as equivalent.

(3) Applications must be lodged with the Board at least three weeks before the first day of examination and be accompanied by an entrance fee of twenty shillings.

(4) The Board may authorize the refund of an entrance fee paid by a candidate if the candidate was unable, for satisfactory reasons, to attend the examination, or in such other circumstances as the Board considers a refund should be made.

(5) Candidates shall be required to enter for competitive examination in the following subjects:—

English, at School Leaving standard.  
Mathematics, at School Leaving standard.  
General Intelligence.  
General Knowledge.  
Handwriting.

(6) The maximum number of marks that may be awarded to a candidate shall be—

English, 150.  
Mathematics, 150.  
General Intelligence, 150.  
General Knowledge, 100.  
Handwriting, 80.

(7) In order to pass the examination and become qualified for selection for appointment, a candidate must obtain at least 50 per centum of the maximum number of marks in each subject of examination.

(8) The Board shall cause to be entered in the "Register of Qualified Candidates," in order of their merit—

(a) the names of qualified candidates who are discharged servicemen; and

(b) then the names of all other qualified candidates, provided that, up to and inclusive of the published number to be selected for appointment, so many places, as the Board, subject to the *Public Service Act 1946*, may determine, shall be reserved for officers of the Technical and General Division who qualify for appointment. Where the number of Technical and General Division officers who qualify is less than the number of such places, the number of places so reserved shall be reduced accordingly.

(9) If two or more successful candidates secure the same total number of marks, their order of merit shall be determined by the number of marks awarded to them in English, and, if these numbers are the same, then by the number of marks awarded to them in Mathematics, and if these numbers are also the same, then by lot.

(10) The names of all candidates who occupy places beyond the published number of appointments proposed to be made, and who have not been appointed within twelve months of the date of registration shall be removed from the Register, unless any such candidate is a person to whom the proviso to section 26 (2) of the *Public Service Act 1946* applies. Provided that the Board may, if it thinks fit, extend the period of eligibility of candidates who are officers of the Technical and General Division.

D. D. PAINE, Chairman.

E. F. FITZGIBBON, Secretary.

Office of the Public Service Board,  
Melbourne, 3rd April, 1947.

MELBOURNE HARBOR TRUST COMMISSIONERS.

IN pursuance of the *Melbourne Harbor Trust Act 1928*, the Melbourne Harbor Trust Commissioners make the following Regulation:—

1. The Regulations made by the Commissioners on the 21st October, 1942, approved by the Governor in Council on 2nd November, 1942, and published in the *Government Gazette* on the 27th November, 1942, and any amendment thereto, are hereinafter referred to as "the Principal Regulations."

2. Regulation No. 322 is amended by deleting the following:—

	£	s.	d.
Station Pier, Port Melbourne, each berth ..	4	10	0
Victoria Dock, Berths Nos. 16 to 21 ..	1	2	6
North Wharf, Berth No. 5 ..	0	10	0
South Wharf, Berth No. 15 ..	1	17	6
South Wharf, Berths Nos. 27 to 30 ..	0	10	0

and substituting therefor the following:—

Station Pier, Port Melbourne, each berth ..	4	15	0
Victoria Dock, Berths Nos. 16 to 21 ..	1	7	6
North Wharf, Berth No. 5 ..	0	15	0
South Wharf, Berth No. 15 ..	1	10	0
South Wharf, Berths Nos. 27 to 30 ..	0	15	0

Dated at Melbourne, this nineteenth day of March, 1947.

The common seal of the Melbourne Harbor Trust Commissioners was hereunto affixed by order of the Commissioners, in the presence of—

(SEAL) A. D. MACKENZIE, Chairman.  
J. P. WEBB, Commissioner.  
A. C. COOK, Secretary.

Approved by the Governor in Council,  
1st April, 1947.

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

4 GEORGE VI. No. 4755, SECTION 6.

I HEREBY give notice that on the 11th March, 1947, I filed an election to administer the following deceased person's estate, in accordance with section 6 of the *Public Trustee Act 1940*:—

BARNHILL, MILDRED HELEN, late of A.W.A.S., signaller, died on 14th December, 1945, intestate.

C. J. GARDNER,  
Acting Public Trustee.

412 Collins-street, Melbourne, 2nd April, 1947.

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 11th June, 1947, or they will be excluded from the distribution of the estate when the assets are being distributed:—

BARNHILL, MILDRED HELEN, late of A.W.A.S., signaller, died on 14th December, 1945, intestate.

\*BILLSON, ELLEN, late of Christchurch, New Zealand, widow, died on 11th October, 1946.

BLACKBURN, JOHN JAMES, late of 57 Surrey-road, South Yarra, photographic worker, died on 1st December, 1946, intestate.

\*BOYD, JESSIE, late of 12 Alleyne-avenue, Armadale, spinster, died on 13th November, 1946.

CALDWELL, CHARLES DAVID, late of 10 Stirling-street, Footscray, labourer, died on 17th April, 1938, intestate.

\*JAMES, EDWARD CECIL NORTHCOE, late of 48 Perry-street, Alphington, civil servant, died on 12th December, 1946.

\*MILLER, WILLIAM, late of City of Winnipeg, Dominion of Canada, tailor, died on 26th May, 1946.

\*MCGRATH, JOSEPH, late of Learmonth-street, Queenscliff, mariner, died on 14th December, 1896.

\*O'HALLORAN, THOMAS, late of 20 Dendy-street, Middle Brighton, retired farmer, died on 29th October, 1946.

PLUNKETT, PHILLIP CHARLES, late of 57 Barrow-street, East Coburg, timber worker, died on 5th December, 1946, intestate.

PURNELL, WILLIAM, also known as William Scott, late of 155 Drummond-street, Carlton, pensioner, died on 23rd December, 1946, intestate.

\*RICKARD, ELMINA SUSANNA, also known as Elmina Rickard, late of 187 Waterdale-road, Ivanhoe, married woman, died on 14th January, 1947.

\*SEELEY, ELIZA SARAH, late of 54 Vale-street, St. Kilda, widow, died on 20th November, 1943.

WHITE, JONAS, late of 14 Closeburn-avenue, Prahran, hairdresser, died on 24th December, 1946, intestate.

WILDMAN, JOHN GEORGE, late of Kew, retired farmer, died on 7th January, 1947, intestate.

WILLS, ALFRED THOMAS, late of Werribee, labourer, died on 21st December, 1946, intestate.

\* With the will annexed.

C. J. GARDNER,  
Acting Public Trustee.

Melbourne, 2nd April, 1947.

Marriage Act 1928.

MINISTERS OF RELIGION REGISTERED TO CELEBRATE MARRIAGES IN VICTORIA.

IT is hereby notified that, in pursuance of the provisions of the *Marriage Act 1928*, 19 Geo. V. No. 3726, Sec. 11, the undermentioned Officiating Ministers of Religion have been registered at this Office for the celebration of marriages in Victoria:—

Number in Register.	Name.	Designation.	Denomination.	Residence.	Date of Registration.
9702	Way, William Bernard ..	Priest ..	Catholic ..	Woodlands-street, North Essendon ..	24.2.47
9703	Penhall, Harry Detmoro ..	Major ..	Salvation Army ..	69 Bourke-street, Melbourne ..	27.2.47
9704	Wilkinson, Eric ..	Major ..	Salvation Army ..	282 Dorcas-street, South Melbourne ..	11.3.47
9705	Macintyre, John Hynd ..	Captain ..	Salvation Army ..	15 Willington-street, Maryborough ..	11.3.47
9706	Leggott, Peter Kenneth McCullum ..	Brigadier ..	Salvation Army ..	82 Union-street, Malvern ..	27.2.47
9707	Forbes, David ..	Minister ..	Presbyterian ..	The Manse, Nyah West ..	1.3.47
9708	Neil, Herbert James ..	Deacon ..	Church of England ..	Holy Trinity Vicarage, Coburg ..	11.3.47
9709	Hardy, William ..	Deacon ..	Church of England ..	St. Stephen's, Highett ..	11.3.47
9710	McIntyre, Lyle James ..	Deacon ..	Church of England ..	St. Andrew's Vicarage, Brighton ..	11.3.47
9711	Stokes, Terrence ..	Deacon ..	Church of England ..	St. James' Vicarage, Ivanhoe ..	11.3.47
9712	Pace, Lindsay Young ..	Deacon ..	Church of England ..	Church of the Epiphany, Northcote ..	11.3.47
9713	McConchie, Keith Lauchlan ..	Deacon ..	Church of England ..	178 Union-street, West Brunswick ..	11.3.47
9714	Crofts, Augustine ..	Priest ..	Catholic ..	St. Dominic's Priory, Riversdale-road, East Camberwell ..	12.3.47
9715	Stinson, William Harold ..	Priest ..	Catholic ..	Mount Victor-road, Kew ..	12.3.47
9716	Chivell, Ivor John ..	Minister ..	Churches of Christ ..	Guava-street, Red Cliffs ..	7.3.47
9717	Wood, Leonard George ..	Minister ..	Presbyterian ..	The Manse, Port Fairy ..	13.3.47
9718	Jenkyn, Vernon Harold ..	Priest ..	Church of England ..	St. John's, Ballan ..	18.3.47
9719	Holloway, Charles Turley ..	Deacon ..	Church of England ..	Quambatook ..	25.3.47
9720	Crawford, John ..	Priest ..	Catholic ..	St. Dominic's Priory, East Camberwell ..	21.3.47
9721	Thomson, Alan Hunter ..	Minister ..	Presbyterian ..	The Manse, Wonthaggi ..	20.3.47
9722	Stahl, Walter Frederik ..	Pastor ..	Lutheran ..	Duncan-street, Murtoa ..	28.3.47

## Local Government Acts.

## MUNICIPAL BUILDING SURVEYORS BOARD.

## REGULATIONS FOR ISSUE OF CERTIFICATES OF QUALIFICATION AS MUNICIPAL BUILDING SURVEYOR.

PURSUANT to the provisions of the Local Government Acts, the Municipal Building Surveyors Board, appointed under the said Acts, makes the following Regulations relating to the issue of Certificates of Qualification as Municipal Building Surveyor:—

*Part I.—Certificate after Complete Examination.*

*Clause 1.*—The Board will grant a Certificate of Qualification to any applicant who has been granted permission to sit for the Board's examination, and who passes in the following subjects thereat:—

- (a) and (b) Building Construction, Parts I., II., and III.—two papers.
- (c) Mechanics and Strength of Materials—one paper.
- (d) Application and Administration of Uniform Building Regulations—one paper.

*Clause 2.*—(a) Every applicant shall forward to the Board, not less than thirty (30) days before the commencing day of the examination at which he desires to present himself, an application, in writing, for permission to sit for such examination, accompanied by—

- (1) Documentary evidence of having passed the School Intermediate Examination of the University of Melbourne, together with the subjects of Mathematics, Part 1, and Mathematics, Part 2, of the School Leaving Examination of that University, or such other examination as may be equivalent thereto, provided that, in the case of a candidate over thirty-five (35) years of age, the Board may otherwise satisfy itself as to his having reached an adequate standard of education.
  - (2) A statement giving details of the technical study completed, and showing also the nature and extent of the work on which he has been engaged.
- (b) The Board will grant to any applicant who complies to its satisfaction with the requirements of the foregoing sub-clause permission to sit for the examination for which application has been made.

*Part II.—Certificate after Partial Examination.*

*Clause 3.*—The Board will grant a Certificate of Qualification to any applicant who—

- (a) holds a degree of civil engineering or architecture granted by the University of Melbourne, or some other university which has at least equal status, and who has had two (2) years' experience in civil engineering or architectural work on passing the Board's examination in "Application and Administration of Uniform Building Regulations";
- (b) holds a Certificate of Qualification as municipal engineer granted by the Municipal Engineers Board of Victoria, the examining committee appointed under the Local Government Act of New South Wales, or the Local Authorities Act of Queensland, on passing the Board's examination in "Application and Administration of Uniform Building Regulations";
- (c) is a corporate member of the Institution of Engineers, Australia; Institution of Civil Engineers, London; the Royal Institute of Architects; Royal Australian Institute of Architects; Royal Victorian Institute of Architects; is registered as an architect by the Architects Registration Board of Victoria, on passing the Board's examination in "Application and Administration of Uniform Building Regulations";
- (d) holds a Diploma of Architecture granted by a university, or by a technical school recognized by the Education Department of Victoria, on passing the Board's examination in "Application and Administration of Uniform Building Regulations";
- (e) holds a Diploma of Civil Engineering granted by a technical school recognized by the Education Department of Victoria, on passing the Board's examination in "Building Constructions, Parts I., II., and III.," and "Application and Administration of Uniform Building Regulations";
- (f) holds examination qualifications which, in the opinion of the Board, are equivalent to any of those required under sub-clauses (a) to (e) inclusive, on passing the Board's examination in "Application and Administration of Uniform Building Regulations."

*Part III.—Certificate Without Examination.*

*Clause 4.*—The Board will grant a Certificate of Qualification without examination to any person who produces satisfactory evidence to the Board that, at the 18th December, 1944, he was holding the office, or carrying out the duties, of building surveyor in any municipal district, and that he had for a period of five (5) years at least held the office, or carried out the duties, of building surveyor in any municipality or municipalities in Victoria, including the City of Melbourne and the City of Geelong.

*Part IV.—Examinations.*

*Clause 5.*—An examination of candidates for Certificates of Qualification shall be held in the month of February in every year, and, if in the opinion of the Board, a further examination is warranted for those candidates who have failed and who have received permission to again present themselves, a supplementary examination may be held in May.

*Clause 6.*—Every candidate shall, not less than fourteen (14) days prior to the commencement of the examination, forward to the secretary notice of his intention to sit for examination, together with the prescribed fee.

*Clause 7.*—Every candidate must be in attendance at the examination punctually at the time appointed.

No candidate will be permitted to leave the examination room before the expiration of a period of half an hour after the time of commencement of the examination, and no person shall, without the approval of the supervisor, enter the room after the expiration of such period.

*Clause 8.*—Every candidate should provide himself with a book of logarithms, plotting scales, parallel ruler, tee and set squares, and all necessary appliances (except paper) for drawing and computing. He will be permitted to bring into and use in the examination room such books and charts as the Board may from time to time prescribe, but every such book or chart shall be free from notes and other markings and shall not contain any loose sheets or any additions to the printed text. The supervisor may refuse to permit the use of any book which, in his opinion, does not conform to the requirements of this clause.

*Clause 9.*—No candidate shall communicate with or receive assistance from any other candidate during the examination.

*Clause 10.*—Three hours shall be allowed for each paper in the examination, and on the expiration of that period candidates shall immediately hand in their answers to the supervisor.

*Clause 11.*—(a) Every candidate shall be required to sit for all subjects in which he is required to pass.

(b) Any candidate who fails in one subject may, at the Board's discretion, be permitted to sit for that subject only at the supplementary or any subsequent examination for which he presents himself, but any candidate who fails in more than one subject at an examination shall not be credited with any subject for which he may have sat at that examination.

(c) The application of sub-clause (b) of this clause to any candidate with war service shall be at the discretion of the Board.

*Part V.—General Regulations.*

*Clause 12.*—Every application for certificate without examination, and every entry for an examination, shall show the full name and date and place of birth of the applicant, and shall be accompanied by the prescribed fee.

*Clause 13.*—The following fees shall be payable under these Regulations:—

	£	s.	d.
For examination in one subject .. .. .	1	1	0
For examination in two subjects .. .. .	2	2	0
For examination in more than two subjects ..	3	3	0
For issue of Certificate of Qualification ..	3	3	0

*Clause 14.*—(a) A certificate shall not be issued to any person until he has attained the age of twenty-one (21) years.

(b) The Board may require any applicant to produce evidence of good character, and may refuse the application of any person who if, in its opinion, his general conduct and character do not entitle him to sit for the examination or to receive a certificate.

*Clause 15.*—No person shall be eligible to receive a certificate unless he is a natural born or naturalized British subject.

*Clause 16.*—Every applicant for a certificate without examination, or after partial examination, shall produce to the Board satisfactory evidence that the rights conferred by the certificate, diploma, or membership in virtue of which he makes his application have not been cancelled or suspended.

Clause 17.—All applications under these Regulations shall be addressed to the Secretary, Municipal Building Surveyors Board, Public Works Department, Melbourne, C.2.

C. E. TUXEN, Chairman.  
J. FIRTH, Member.  
E. A. HEPBURN, Member.  
THOS. G. KING, Secretary.

Approved by the Governor in Council,  
1st April, 1947.

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

The Fisheries Acts.

NOTICE OF INTENTION TO FIX A MINIMUM LENGTH FOR CRAYFISH.

IT is hereby notified, for general information, that it is intended, after the expiration of one month from the date of publication of this notice in the *Government Gazette*, to move His Excellency the Governor in Council to make a Proclamation substituting the length set out hereunder for the length at present set opposite the name of crayfish in the Second Schedule to the *Fisheries Act 1928*—

Crayfish 4½ inches—

and substituting the following words:—"Crayfish shall be measured from the tip of the rostrum or small central horn between the eyes along the median line of the carapace to the end of such carapace" for the words "Crayfish shall be measured from the point of the rostrum or small central horn between the eyes to the end of the carapace."

W. SLATER,  
Chief Secretary.

F. LEWIS,  
Chief Inspector of Fisheries and Game.

DEPARTMENT OF TREASURER.

CERTIFICATION OF ACCOUNTS.

GENERAL REGULATIONS RESPECTING PUBLIC ACCOUNTS,  
CLAUSE 31.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, has, by an Order made on the 1st day of April, 1947, under the provisions of clause 31 of the General Regulations respecting Public Accounts, revoked the Order in Council of the 21st January, 1937, authorizing various officers to certify accounts of expenditure under the Division of the Honorable the Chief Secretary and the Division of the Honorable the Treasurer, in so far as it relates to the Department of Mental Hygiene and the Hospitals and Charities Fund respectively, and in lieu thereof directed that such expenditure accounts, together with the expenditure accounts of the several services under the Division of the Honorable the Minister of Health named hereunder, be certified in the manner shown.

Purpose.	Office.
Hospital Benefits Fund .. ..	The Secretary or the Accountant, Department of Health
Hospital Benefits Fund—that portion of the Fund wherefrom payments are made to Public Hospitals registered with the Charities Board	The Inspector of Charities
Hospitals and Charities Fund ..	The Inspector of Charities
Mental Hygiene Branch, Department of Health	The Director of Mental Hygiene, or the Chief Clerk and Accountant, Mental Hygiene Branch

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

At the Executive Council Chamber,  
Melbourne, 1st April, 1947.

NOTICE TO MARINERS.—VICTORIA.

[No. 1 of 1947.]

THE following Notice to Mariners, which has been received from the Harbor Master, Geelong, is published for general information.

D. S. STEVENSON,  
Port Officer.

Ports and Harbors Branch,  
Department of Public Works,  
Melbourne, C.2, 1st April, 1947.

THE GEELONG HARBOR TRUST COMMISSIONERS.

PORT OF GEELONG.

Information About Buoys and Beacons.

(1) *Previous Notice*.—No. 9 (b) of 1944, Victoria.

*Position*.—Point Wilson white beacon. Lat. 38 deg. 5 min. 36 sec. south; long. 144 deg. 30 min. 30 sec. east (approx.); (a) 070 deg. distant 0.944 miles from above position; (b) 038 deg. distant 1.576 miles from (a); (c) 038 deg. distant 3.017 miles from (b).

*Description*.—(a), (b), and (c) black and yellow vertically striped barrel buoys with ball topmarks. These buoys are now permanently withdrawn.

(2) *Previous Notice*.—No. 4 of 1942, Victoria.

*Position*.—Red light outer end Cunningham Pier. Lat. 38 deg. 08½ min. south; long. 144 deg. 21½ min. east (approx.); (a) 289 deg. distant 700 feet from above position; (b) 334 deg. distant 320 feet from (a); (c) 334 deg. distant 640 feet from (a).

*Description*.—(a), (b), and (c) aircraft mooring buoys.

*Remarks*.—These buoys are permanently withdrawn.

(3) *Position*.—Point Wilson white beacon. Lat. 38 deg. 5 min. 36 sec. south; long. 144 deg. 30 min. 30 sec. east (approx.).

*Description*.—Red barrel buoys.

*Details*.—(a) 269½ deg. distant 1.64 miles.

(b) 265 deg. distant 2.25 miles from above position.

*Remarks*.—The two buoys charted in the above position do not exist.

(4) *Position*.—Western beacon, South Channel. Lat. 38 deg. 36 min. 13 sec. south; long. 144 deg. 24 min. 48 sec. east (approx.); (a) 011 deg. distant 0.51 miles from above position; (b) 057 deg. distant 0.78 miles from above position.

*Details*.—(a) The beacon marked "B<sup>n</sup>B" in this position should be marked "Red Beacon."

(b) The beacon marked "Red Beacon" in this position should be marked "Blk. Beacon."

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 Order:—

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

414; Dart, John; Lascelles; £2,500; executors of will of F. T. H. Robinson, deceased; care of Oakley, Thompson, and Co., 443 Little Collins-street, Melbourne; 2nd April, 1947, to 1st March, 1948.

W. J. EVANS, Deputy Secretary,  
Farmers' Debts Adjustment Board.

9th April, 1947.

**ORDERS IN COUNCIL.—(Series 1946-47.)**  
**STATE ELECTRICITY COMMISSION.**

2198. The supply of liquid-filled spring-release fuses for a period of twelve months, to Specification No. 46-47/113.—Stanger and Co. Pty. Ltd.
2199. The collection and disposal of night soil at Yallourn for a period of two years, to Specification No. 46-47/141.—A. E. Kinman.
2200. Freight charges and inward harbour dues on concrete forms and equipment from Darwin, *ex S.S. Murada*, for Kiewa Hydro-Electric Scheme.—Metropolitan Water, Sewerage, and Drainage Board, Sydney.
2201. The supply of 50,000 lineal feet hemlock weather-boards and 50,000 lineal feet hemlock flooring for housing of essential personnel at Yallourn, to Quotation No. 3445.—Bowen and Pomeroy Pty. Ltd.
2202. The supply of 4,000 feet 6-in. G.W.I. piping for Yallourn Open Cut, to Quotation No. 3194.—Stewarts and Lloyds (Aust.) Pty. Ltd.
2203. The supply of two only rubber-covered conveyor belts, to Quotation No. 3111.—Hopkins, Odum Pty. Ltd.
2204. The supply of oxygen recording instruments for Newport Generating Station, to Quotation No. 1720.—A. E. Supplies Pty. Ltd.
2205. The supply of one only Bedford model "K" 30-cwt. chassis with tray body, to Quotation No. 3458.—S. A. Cheney Pty. Ltd.
2206. The supply of two air-conditioning units for offices at Newport Generating Station, to Quotation No. 2941.—Carrier Air Conditioning Ltd.
2207. The supply of thirty only Dodge utility vehicles of 12 to 15 cwt. capacity, to Quotation No. 3072.—Canada Cycle and Motor Co. Pty. Ltd.
2208. The supply of twenty only Chevrolet utility vehicles of 12 to 15 cwt. capacity, to Quotation No. 3091.—Preston Motors Pty. Ltd.
2209. The supply of twenty only Fargo utility vehicles of 12 to 15 cwt. capacity, to Quotation No. 3090.—Lanes Motors Pty. Ltd.
2210. The supply of fittings for 24-in. pipe line for Yallourn Open Cut, to Quotation No. 3152.—Hume Steel Ltd.
2211. The supply and installation of one only 3-ton travelling crane in main store extensions, Yallourn, to Quotation No. 2731.—E. A. Austin Pty. Ltd.
2212. The supply of spare parts for turbo-generators at Newport Generating Station, to Quotation No. 2224.—William Adams and Co. Ltd.
2213. The supply of two only Le Roi air compressors for Kiewa Hydro-Electric Scheme.—Morton-Cross Motors.
2214. The supply of one only pile-driving hammer, to Quotation No. 2984.—Morison and Bearby Pty. Ltd.
2215. The supply of two only 2½ cubic yards electrically-operated power shovels, complete with shovel, dragline, and dragging equipment, for Kiewa Hydro-Electric Scheme, to Specification No. 46-47/83.—Tutt, Bryant Pty. Ltd.
2216. The supply of two only 2½ cubic yards electrically-operated power shovels, complete with shovel, dragline, and grabbing equipment, for Kiewa Hydro-Electric Scheme, to Specification No. 46-47/83.—Ruston and Hornsby (Aust.) Pty. Ltd.
2217. The supply of galvanized mild-steel ductwork for head and tail race ventilation, Kiewa Hydro-Electric Scheme, to Specification No. 46-47/127.—Condon and Guy.
2218. The construction of off-take, pipe line, and reservoir for water supply at Mt. Beauty, Kiewa Hydro-Electric Scheme, to Specification No. 46-47/138.—Prentice Builders Pty. Ltd.
- Approved by the Governor in Council, 1st April, 1947.—  
 C. W. KINSMAN, Clerk of the Executive Council.

**FORESTS COMMISSION.**

Loan Act No. 5094, Item 5—

2219. To the purchase of allotments H and R, Parish of Macedon, County of Bourke, containing 174 acres 1 rood 36 perches, for forest purposes, £284 14s. 2d.—R. M. Tampling, Macedon.

Approved by the Governor in Council, 4th February, 1947.—C. W. KINSMAN, Clerk of the Executive Council.

Loan Act No. 5175, Item 3—

2220. To the purchase of portions of allotments 31, 31A, and 18A, Parish of Budgeree, County of Buln Buln, containing 268 acres, more or less, for forest purposes, £201.—P. F. O'Keefe, Surrey Hills.

Approved by the Governor in Council, 17th February, 1947.—C. W. KINSMAN, Clerk of the Executive Council.

**Transport Regulation Acts.**

**TRANSPORT REGULATION BOARD.**

**NOTICES OF PUBLIC HEARINGS.**

**NOTICE** is hereby given that the application lodged by the person named below for licence to operate the commercial passenger vehicle on the route or routes, or in the manner set out opposite his name, will be heard at the offices of the Board, Exhibition Buildings, Carlton, at a quarter past Ten a.m., on Wednesday, 23rd April, 1947:—

*Name of Applicant; Nature of Application.*

PHILLIPS, D. R.; 1 commercial passenger vehicle, with seating capacity for 23 persons, to operate between Warragul and Drouin.

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

AYTON, W. H.; 1 commercial goods vehicle for the carriage of bricks and tiles on behalf of the Clifton Brick and Tile Co. Pty. Ltd., within a radius of 40 miles from the works of such company at South Preston.

BROWN, J. R.; 1 commercial goods vehicle for the carriage of road contracting plant and material throughout Victoria.

BROUGHTON, M. R., & J. M. MCGUINNESS; 1 commercial goods vehicle for the carriage of brown coal from Bacchus Marsh to Melbourne and Geelong, on behalf of the Star Collieries, Bacchus Marsh.

MACHAR, W. J.; 1 commercial goods vehicle for the carriage of bricks and tiles on behalf of the Clifton Brick and Tile Co. Pty. Ltd., within a radius of 40 miles from the works of such company at South Preston.

COURTICE, W. J. & E. C.; 1 commercial goods vehicle, to operate as follows:—(a) To Dingley from Koo-wee-rup, Cora Lynn, and Dalmore—perishable vegetables, peas, and sweet corn, under contract to Gartside Bros. Products Pty. Ltd., (b) from Dingley to places situate within a radius of 8 miles from Melbourne—canned products and incidentals, on behalf of the above-mentioned firm, (c) from places situate within the Shire of Dandenong to the City of Melbourne—market gardeners' produce, (d) from places situate within a radius of 5 miles from Gembrook to Dingley—firewood (in the terms of licence D.3610, previously held by W. J. Courtice).

FALL, A. F. C.; 1 commercial goods vehicle for the carriage of general goods between Melbourne, Gisborne, Macedon, and Mt. Macedon.

HANNAH, J. M. S.; 1 commercial goods vehicle, with load capacity for 8 cwt., for the carriage of drapery in connexion with business as a hawker throughout Victoria.

OLSEN, G. A., & V. F. OLSEN; 1 commercial goods vehicle for the carriage of—(a) general goods 25 miles Laanecoorie, (b) timber from Daylesford to Laanecoorie.

BROWN, F. M. (trading as Sprys Transport Service, Griffith, New South Wales); 5 commercial goods vehicles, to operate as follows:—(a) From the border of Victoria and South Australia *en route* from Renmark, S.A., via the Murray Valley-road, to the border of Victoria and New South Wales at Mildura, *en route* to Griffith, N.S.W.—beer only, (b) from the border of Victoria and New South Wales at Mildura *en route* from Griffith, N.S.W., via the Murray Valley-road, to the border of Victoria and South Australia *en route* to Renmark, S.A.—empty beer barrels and bottles only. (No goods to be taken up or set down within the State of Victoria.)

SWEET, C. M.; 1 commercial goods vehicle for the carriage of general goods between Melbourne, Deer Park, Rockbank, Melton, and Bacchus Marsh.

TORRENS, H. W.; 1 commercial goods vehicle for the carriage of bricks and tiles on behalf of the Clifton Brick and Tile Co. Pty. Ltd., within a radius of 40 miles from the works of such company at South Preston.

WEST, T. G.; 1 commercial goods vehicle for the carriage of general goods between Mt. Martha and Melbourne.

YEOMANS, C. W.; 1 commercial goods vehicle for the carriage of road contracting plant and material throughout Victoria.

Notice of any objection should be forwarded to reach the Secretary to the Board not later than Wednesday, the 23rd April, 1947.

E. V. FIELD,  
 Secretary.

Exhibition Buildings, Rathdown-street, Carlton, 3rd April, 1947.

FACTORIES AND SHOPS ACTS.

*At the Executive Council Chamber, Melbourne, the  
first day of April, 1947.*

PRESENT:

His Excellency the Governor of Victoria.  
Mr. Field | Mr. McKenzie.

REGULATIONS CONCERNING THE PROCESS OF  
SPRAY PAINTING IN FACTORIES AND PLANT  
AND LABOUR USED IN OR IN CONNEXION WITH  
SUCH PROCESS.

**WHEREAS** the Honorable Percy James Clarey, His Majesty's Minister of Labour for the State of Victoria has, pursuant to section 64 of the *Factories and Shops Act 1928*, certified that the process of spray painting in factories and the plant and labour used in or in connexion with such process are dangerous: Now therefore His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, in pursuance of the powers conferred by section 64 of the said Act, doth make the following Regulations concerning such process, plant, and labour, that is to say:—

1. These Regulations may be cited as the "Spray Painting" Regulations and shall come into operation on the first day of May, 1947.

DEFINITIONS.

2. In these Regulations—

"Spray Painting" means the application by spraying to any article of hydrogen peroxide, molten metal, lead paint, oil-base paint, silica paint, lacquer, enamel, varnish, oil-stain, shellac, any liquid containing nitro-cellulose, or mixtures of these materials or any other inflammable or toxic substance.

"Lead Paint" means any paint, paste, spray, stopping, filling, or other material used in painting, which when treated in the manner prescribed in Schedule I. hereto, yields to an aqueous solution of hydrochloric acid, a quantity of soluble lead compound exceeding, when calculated as lead monoxide, five per centum of the dry weight of the portion taken for analysis.

"Silica Paint" means any paint, paste, glaze, spray, or other material which contains free silica to the extent of two per centum of the dry weight of the portion taken for analysis.

PART I.—DUTIES OF OCCUPIERS.

*Booths.*

3. The occupier of a factory in which spray painting is carried on shall provide a suitable booth, and no spray painting shall be carried on except in such booth, provided that—

- (a) a booth shall not be required when spray painting is carried out in the open air and has a complete surrounding isolation of at least 15 feet;
- (b) boilers and heavy articles usually made in boiler-making and engineering works may be sprayed in the open workroom in which they are assembled during periods when all other work within 40 feet of same is effectively separated therefrom by an incombustible gastight wall;
- (c) minor operations of spotting and touching up of any spray finish or other finish which had been damaged in the course of manufacture or assembly, may be carried out in the open workroom to the extent of not more than ninety minutes in any one day;
- (d) in factories where vehicles or articles are made, assembled, or repaired, such vehicles or articles may be sprayed in the open workroom if such operations do not involve the use of lead paint or silica paint, and if such workroom is ventilated in accordance with the provisions of clause 5 (b), and if such spraying operations do not exceed fifteen minutes in every two hours.

Booths may be of the following types:—

*Cabinet Booth.*—An enclosure so arranged, constructed, and equipped to confine and control exhaust air motion in a manner to effectively protect the spray operator and all others in the vicinity.

*Room Booth.*—A building, or portion of a building, used wholly or in part as an enclosure for spray painting operations.

*Tunnel Booth.*—An arrangement of enclosing walls, floor, and ceiling, with two opposite ends open to permit of continuous movement through the booth of articles being sprayed, designed, and equipped to effectively protect workmen in or near such booths.

*Canopy Booth.*—An arrangement of walls and ceiling forming a canopy or hood, designed and equipped so that when it is in a position over an article being spray painted the operator and all others in the vicinity will be effectively protected.

CONSTRUCTION OF BOOTHS.

4. (a) (i) The internal walls and ceiling of every booth, other than a room booth, shall be constructed entirely of, or be entirely lined internally with, 20-gauge sheet steel or other material of equivalent strength, and shall be free from any obstruction so as to permit of them being easily and effectively washed down and cleansed when required.
- (ii) Every room booth shall be constructed entirely of, or be entirely lined internally with, incombustible materials.
- (b) All windows in every booth shall be of wired glass in fixed metal sashes.
- (c) The floor to every booth and the floor area to a distance of at least 3 feet beyond the entrance thereto shall be of impervious incombustible material.

EXHAUST VENTILATION.

5. (a) Every booth, other than a room booth, shall be fitted with suction exhaust ventilation capable of producing and maintaining within the breathing zone of the operator a uniform air movement of not less than 100 linear feet per minute. Where a larger air movement is necessary the Chief Inspector may require the occupier to increase such movement.

(b) The air in any room booth or any place exempted by the provisions of clause 3, in which spray painting is being done, shall be changed by mechanical ventilation, exhaust fan, or other means, at least thirty times in each hour.

(c) All fans operated in ducts shall be constructed of such metal or combination of metals as will prevent sparking when the fans are in use.

(d) The method of ventilation used shall be one of the following:—

- (i) Induced or syphon type, i.e., fans and motors entirely outside the booths and ducts.
- (ii) Fans in duct, but motor and bearing outside, and shaft driven. The motor driving the fan shall be of non-sparking induction type, and shielded against vapours and dust.
- (iii) Fans in duct, but motor and bearing outside, and belt-driven; provided that belt and pulley within the duct or booth are thoroughly enclosed and adequately electrically earthed.
- (iv) Any other method approved in writing by the Chief Inspector.

If more than one fan is used the control shall be so inter-connected that one fan cannot be operated without operating all.

- (e) (i) There shall be fitted to every booth one or more metal ventilation ducts having airtight joints and of sufficient capacity through which all spray laden or contaminated air shall be discharged from the booth to the outside atmosphere.

Any other device designed to cleanse contaminated air discharged by exhaust fans may be installed when approved by the Chief Inspector.

- (ii) A separate exhaust system shall be provided for every booth except that one system may be used for a group of booths, the total aggregate volume of which does not exceed 50 cubic feet.
- (iii) The exhaust ducts—

- (a) shall extend to a height exceeding the of the factory and when required by the Chief Inspector of any adjacent building.

The termination of every exhaust duct shall have affixed thereto a cowl or other similar device for the purpose of protecting the exhaust system from the detrimental effects of weather and fire hazards from any source, and shall be arranged so as not to constitute a nuisance or fire hazard;

- (b) shall not be erected within 9 inches of any woodwork or other combustible material unless effectively insulated therefrom;
- (c) shall be fitted with inspection openings and clean out holes at upturned elbows and other places where accumulation may reasonably be expected.
- (f) The ventilation plant of every booth shall be kept running for at least five minutes after any spraying operations have ceased.
- (g) The ventilation of the workroom in which any booth is erected shall allow of free entrance of the outer air to further ensure that the spraying will be done between the source of entrance air and the exhaust fan.

#### SPRAYING IN CONFINED SPACES.

6. Where, in order to carry on spraying operations, an employee must temporarily work in any boiler, tank, or other article or in a space which is confined, without the air changes as required by clause 5 (b), the occupier shall provide a positive pressure breathing mask for use by each person employed in such confined space.

#### ELECTRICAL EQUIPMENT.

7. All electrical wiring, appliances, and fittings shall be installed in accordance with the Regulations of the State Electricity Commission of Victoria.

#### USE OF CERTAIN SUBSTANCES PROHIBITED.

8. The following substances shall not be used in spray painting:—

Carbon bisulphide, carbon tetrachloride, tetrachlorethane, arsenic or its compounds, and no material used in spray painting shall contain more than one per centum of benzol or methyl alcohol.

#### STORAGE OR SPRAYING MATERIALS.

9. (a) No oil-base paint, nitro cellulose, lacquer, enamel, varnish, oil stain, shellac, or mixtures of these materials or other inflammable substances or mixtures in excess of one day's requirements shall be brought into or allowed to remain in any factory unless kept in a fireproof cabinet or room conforming with the following details:—

- (i) Fireproof cabinets for the storage of not more than 50 gallons in all of the spraying materials referred to aforesaid.

The sides, top, bottom, and tight-fitting door of every such cabinet shall be double-walled with at least a 1½-in. air space between and constructed entirely of substantial incombustible material, the bottom of which must form a liquid-tight sump of a capacity at least equal to 25 per centum of the total storage capacity of the cabinet, but not less than that of the largest container therein. Vents of suitable size and made of incombustible material properly insulated shall be provided for each cabinet as follows:—

From the top of the cabinet to the outside atmosphere.

From the outside atmosphere to the lower portion of the cabinet entering the cabinet at a point not more than 1 inch above the top level of the sump of such cabinet.

- (ii) Fireproof rooms.—The walls, roof, and floor of every fireproof room shall be constructed of brick or reinforced concrete, with every opening communicating with the building protected by a fire door constructed and installed in accordance with the Specifications for Fire Doors of the Fire and Accident Underwriters' Association of Victoria. In order to prevent outflow the lower portions of all walls shall be without break or opening so as to form at the base of such room a liquid tight enclosed space, the capacity of such enclosed space to be at least 25 per cent. of the total volume of such inflammable substances or mixtures stored or retained in any such room and not less than the total capacity of the largest container therein. The room shall be adequately vented to the outside atmosphere near floor and ceiling and every vent shall be covered with wire gauze of not less than 28 meshes per lineal inch securely attached.

(b) All spraying materials referred to in clause 9 (a) shall be kept when not actually in use in closed airtight metal containers.

(c) Gravity feed containers used in the spray application of the materials referred to in clause 9 (a) shall not exceed 10 gallons in capacity and shall be suspended by incombustible material.

(d) Lead or silica paint shall not be stored or kept otherwise than in receptacles legibly marked "Lead Paint" and "Silica Paint" respectively.

Provided that this requirement shall not apply to receptacles—

- (i) containing lead paint or silica paint in actual use in spray painting;
- (ii) for mixing lead paint or silica paint for immediate use.

#### FIRE EXTINGUISHERS.

10. One or more 2-gallon fire extinguishers of the foam or other suitable type shall be maintained in a position as close as practicable to every booth in which any material referred to in clause 9 (a) is sprayed and to every fireproof room used for the storage of such materials.

Arrangements satisfactory to the Chief Inspector shall be made for such extinguishers to be maintained in an effective condition.

#### WASTE MATERIALS.

11. Metal containers with close-fitting lids shall be provided for the deposit of cotton waste, cleaning rags, or similar materials which have been in use. Such containers shall at the close of each day's work be removed from the building in which the spray painting operations are carried out.

#### NO SMOKING AND OTHER PROVISIONS.

12. While any spray painting is being done in a factory the occupier shall not permit—

- (a) any person to smoke;
- (b) any fire, naked light, flame, or other source of ignition to be lit,
- (c) any automobile to be moved by its own power nor the engine of any automobile to be started or set in motion,

within a spray booth or within 20 feet thereof or within 20 feet of the location where any spray painting is being done in a factory outside of a spray booth in accordance with these Regulations unless such person, fire, naked light, flame, source of ignition, or automobile is effectively separated therefrom by an incombustible gastight wall or other efficient means.

#### POSITION OF ARTICLE TO BE SPRAYED.

13. The article to be sprayed shall be placed in such position within the booth that the workman using the spray gun will always have the gun between himself and the exhausting fan or appliance.

Turn-tables or other mechanical appliances of impervious incombustible material shall be provided, when necessary, by the occupier, to ensure this effect.

#### CLEANING OF BOOTHS.

14. All spray booths and floor areas surrounding booths, fans, exhaust ducts, trunks, and casings shall be thoroughly cleansed at least twice a week or more often if considered necessary by an Inspector, and the implements used in such cleansing shall be composed of fibre, wood, or non-ferrous metals.

#### DOORS.

15. Where doors are fitted to any booth or work-place in which spraying is carried on they shall be made to open outwards.

#### RESPIRATORS.

16. The occupier shall provide suitable respirators approved by the Chief Inspector, and shall maintain same in an efficient condition for all persons engaged in—

- (a) any spray painting process in which lead paint or silica paint is used,
- (b) any spray painting process in which any other material is used which is detrimental to health,
- (c) cleansing any booth or any part of the ventilating plant of any booth,
- (d) the dry rubbing down or scraping of a surface painted with lead paint or silica paint,



and for all persons otherwise exposed to the lead paint or silica paint or to such other detrimental material whilst it is being used or dealt with in any way referred to in this Regulation.

SAMPLES.

17. When requested by an Inspector a sample of any material in use or mixed for use in spray painting shall be provided by the occupier, and this shall be taken in the presence of such Inspector, who shall forthwith seal such sample and deliver same to the Government analyst. Should the occupier so desire a second sample shall at the same time be sealed by the Inspector and handed to the occupier.

COPY OF REGULATIONS TO BE POSTED.

18. A true copy of these Regulations shall be kept printed, painted, or affixed in legible Roman characters in a position as close as practicable to every booth in which spray painting is carried on.

PART II.—DUTIES OF PERSONS EMPLOYED.

*Food and Drink Prohibited in Spray Booth.*

19. No person shall introduce, keep, prepare, or partake of any food or drink within a spray booth nor shall he smoke within the booth, or within 20 feet of same unless effectively separated therefrom by an incombustible gas-tight wall.

TESTING SPRAY GUN.

20. Spray operators shall not test the spray gun by spraying promiscuously about the workroom or booth, and shall not direct the spray gun to spray on the walls thereof.

OVERALLS AND RESPIRATORS.

21. Every person when engaged in or exposed to spray painting of lead paint or silica paint shall wear suitable overalls and head covering, and when engaged in any of the processes mentioned in Regulation 16 the respirator required to be supplied therefor. Each respirator shall be cleaned daily. All overalls and head coverings shall be thoroughly washed and cleansed at intervals of not more than one week.

WASTE MATERIALS.

22. All cotton waste cleaning rags or similar materials which have been in use shall be deposited in the metal containers provided in accordance with these Regulations.

CLEANSING OF FACE AND HANDS.

23. Every person employed in or exposed to spray painting shall before partaking of food or leaving the premises thoroughly cleanse his face and hands.

PART III.—GENERAL.

24. If by reason of any special circumstances of the case any of these provisions is, in the opinion of the Chief Inspector, unnecessary or unsuitable, spray painting may be carried on under such other conditions as may be approved by him.

*Schedule I.*

Method of Treatment of Lead Paint for the Purpose of Ascertaining the Percentage of Dry Compound of Lead Present.

The material is to be treated with suitable solvents to remove the oil, varnish, and other media, and the residue to be dried at 100°C. and thoroughly mixed. A weighed quantity of this extracted, dried, and mixed material is to be continuously shaken for one hour, at the common temperature, with 1,000 times its weight of an aqueous solution of hydrochloric acid, containing 0.25 per centum by weight of hydrogen chloride. This solution is, thereafter to be allowed to stand for one hour and then filtered. The lead salt contained in an aliquot portion of the clear filtrate is then to be precipitated as lead sulphide and weighed as lead sulphate.

And the Honorable Percy James Clarey, 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.

DEPARTMENT OF PUBLIC WORKS.

*At the Executive Council Chamber, Melbourne, the first day of April, 1947.*

PRESENT:

His Excellency the Governor of Victoria.  
Mr. Field | Mr. McKenzie.

ALTERATION OF BREADTH OF CARRIAGE-WAY AND FOOTWAYS, CITY OF NORTHCOTE.

IN pursuance of the provisions of section 519 of the *Local Government Act 1928* (No. 3720), as amended by section 2 of the *Local Government (Breadth of Highways) Act 1930* (No. 3895), His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby, in compliance with a request of the Council of the City of Northcote, alter, fix, and declare the breadth of the carriage and footways of Harry-street a public highway within the said city, as set out in the Schedule hereunder:—

CITY OF NORTHCOTE.

Name of Street.	Width of Carriage-way.	Width of Footway on Each Side.	Total Width.	Extent.
Harry-street ..	30 feet	18 feet	66 feet	Flinders-street to Dundas-street

And the Honorable Patrick John Kennelly, 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.

MOTOR OMNIBUS ACT 1928 (No. 3742).

*At the Executive Council Chamber, Melbourne, the first day of April, 1947.*

PRESENT:

His Excellency the Governor of Victoria.  
Mr. Field | Mr. McKenzie.

EXTENSION AND REPRESCRIPTION OF METROPOLITAN MOTOR OMNIBUS ROUTE No. 73A (KEW-CANTERBURY-BOX HILL).

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 revoke the existing prescription of, and doth extend and re-prescribe, as set out hereunder, a certain route, i.e., No. 73A, within the metropolitan area, along which motor omnibuses for which "regular service" licences are granted may ply for hire, viz.:—

*Description of Route, including Commencing and Terminal Points.*—Commencing at corner of High-street and Barker's-road, Kew; thence via Barker's, Burke, and Mont Albert roads to Balwyn-road, Canterbury, with extensions (a) via Mont Albert, Elgar, and Carrington roads, Station-street, Albion-road, and Barcelona-street to Box Hill Cemetery, and (b) via Mont Albert-road and Beresford-street to a point adjacent to down-side platform entrance, Mont Albert Railway Station.

*Sections on Route.*—

- (1) High-street to Glenferrie-road;
- (2) Glenferrie-road to Burke-road;
- (3) Burke-road to Balwyn-road;
- (4) Balwyn-road to Union-road;
- (5) Union-road to Elgar-road or Mont Albert Railway Station;
- (6) Elgar-road to corner of Carrington-road and Station-street;
- (7) Corner of Carrington-road and Station-street to Box Hill Cemetery.

*Fares to be Charged.*—Any one section, 2d.; each additional section, 1d. Through fares—to Balwyn-road, 4d.; to Box Hill Cemetery, 8d.

*Time-tables to be Observed.*—Minimum service, High-street to Balwyn-road—week days, 20 minutes, 7 a.m. to

8 p.m., and 30 minutes, 8 p.m. to 11.45 p.m.; Sundays, 20 minutes, 2 p.m. to 7 p.m., and 30 minutes, 7 p.m. to 11 p.m.

Extension (a) to be operated on Saturdays, Sundays, and public holidays only. Minimum service—30 minutes, 2 p.m. to 5.45 p.m. No service to be given outside that period.

Extension (b) to be operated on week days only, and for transport of school children and school staff only. Service to be given between 8 a.m. and 9.30 a.m., and between 3 p.m. and 4 p.m. only—frequency of trips to be such as the traffic offering requires.

Maximum Number of Motor Omnibuses which may be Licensed on Route.—Four.

Licensing Authority.—Pursuant to the provisions of section 15 (1) (c) of the said Act (No. 3742), the Governor in Council by this Order confers upon the Licensing Authority full power and authority for the carrying into effect by the said Licensing Authority of the foregoing provisions of this Order.

And the Honorable Patrick John Kennelly, His Majesty's Commissioner of Public Works for the State of Victoria, shall give the necessary directions hereinafter 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.
Bairnsdale.—Thursday, 24th April, 1947	.. 216
Foster.—Thursday, 17th April, 1947	.. 184
Geelong.—Thursday, 17th April, 1947	.. 184
Manangatang.—Tuesday, 6th May, 1947	.. 224
Numurkah.—Thursday, 17th April, 1947	.. 197

Lands and Survey Office, Melbourne.

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

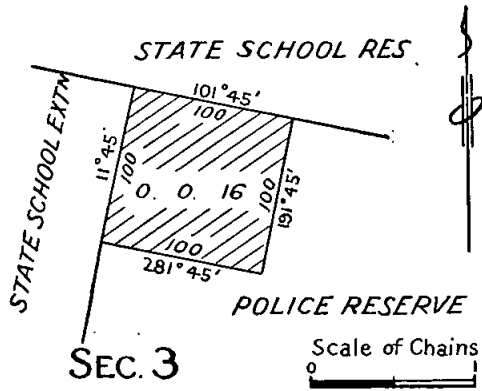
IN pursuance of the provisions of the Land Act 1928, notice is hereby given that it is the intention of the Governor in Council to revoke the temporary reservations of lands by Orders in Council hereunder referred to, viz.:-

The following Notices were published 1° on the 19th March, 1947, pursuant to Orders of the 11th March, 1947.

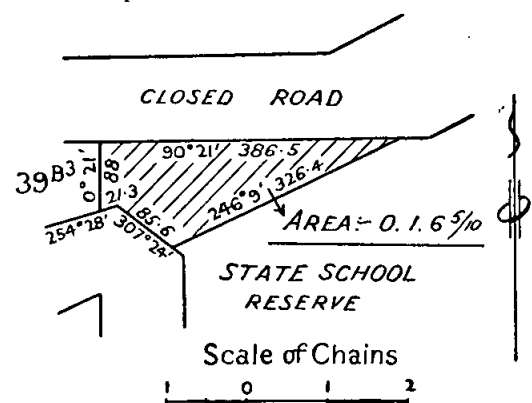
MARYSVILLE.—The Order in Council of the 10th May, 1921, temporarily reserving 7 acres 1 rood 20 perches of land in the Township of Marysville as a site for Recreation purposes, is about to be revoked.—(M.431(3) (Rs.2311)).

COONOOR EAST.—The Order in Council of the 13th August, 1877, temporarily reserving as a site for Public purposes (State School), and withholding from sale, leasing, and licensing 5 acres of land in the Parish of Coonoor East, is about to be revoked.—(C.404(6) (C.90105)).

LILLYDALE.—The Order in Council of the 3rd July, 1866, temporarily reserving 1 acre of land at Lillydale as a site for Police purposes, revoked as to part by Order of the 11th December, 1917, is about to be further revoked so far only as regards the portion thereof containing 16 perches indicated by hachure on plan hereunder.—(L.66(2) (Rs.1749)).



TAMBO.—The Order in Council of the 29th April, 1941, temporarily reserving 2 acres 1 rood 4 perches of land in the Parish of Tambo as a site for State School purposes is about to be revoked so far only as regards the portion thereof containing 1 rood 6 5/10 perches indicated by hachure on plan hereunder.—(T.66(10) (Rs.5171)).



L. W. GALVIN,  
Commissioner of Crown Lands and Survey.

PROPOSED REVOCATION OF TEMPORARY RESERVATION OF LAND BY ORDER 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 reservation of land by Order in Council hereunder referred to, viz.:-

The following Notice was published 1° on the 2nd April, 1947, pursuant to Order of the 25th March, 1947.

OAKLEIGH.—The Order in Council of the 2nd September, 1889, temporarily reserving 1 acre 1 rood 25 2/10 perches of land in the Town of Oakleigh as a site for a Market is about to be revoked.—(O.1(2) (Rs.5848)).

L. W. GALVIN,  
Commissioner of Crown Lands and Survey.

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

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

The following Notices were published 1° on the 2nd April, 1947, pursuant to Orders of the 1st April, 1947.

DARNUM.—The Order in Council of the 21st October, 1902, temporarily reserving as a site for a Cemetery 3 acres of land in the Township of Darnum, being part of allotment 6 of section 13, is about to be revoked.—(D.189(B2) (C.90497)).

ST. KILDA, at Elwood.—The Order in Council of the 24th September, 1924, temporarily reserving 30 3/10 perches of land in the City of St. Kilda, at Elwood, as a site for a Public Hall, is about to be revoked.—(S.226(R) (Rs.3007)).

L. W. GALVIN,  
Commissioner of Crown Lands and Survey.

COMMON ABOUT TO BE DIMINISHED.

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

The following Notice was published 1° on the 19th March, 1947, pursuant to Order of the 11th March, 1947.

The Ararat Common proclaimed as such by Order in Council of the 22nd August, 1892, is about to be diminished by deducting therefrom all lands within the boundaries of the Common except the portions of unoccupied Crown land indicated by red colour on plan marked "A.6.12.46" attached to Lands Department correspondence Rs.768.

L. W. GALVIN,  
Commissioner of Crown Lands and Survey.

LIST OF CROWN LANDS AVAILABLE.

THE under-mentioned areas are available for application as provided by various sections of the *Land Act 1928*, and all applications received on or before Friday, 9th May, 1947, will be deemed to have been simultaneously made, but any application lodged after such date may be considered if received in time for inclusion in the advertisement of the cases to be heard at the Local Land Board. Applications on proper form, accompanied by 5s. duty stamp uncancelled (registration fee), may be delivered or forwarded by post to the Local Land Officer or to any Crown Lands Office in Victoria. Applicants may obtain from Local Land Officers, or the Enquiry Office, Lands Department, Melbourne, a certificate authorizing the issue by the Railway Department of a return ticket at concession fares to enable them to inspect available areas or to attend Local Land Boards. When an applicant is granted an allotment he may, if travelling by rail, obtain reduced fares for his family and also freight concessions in regard to some of his effects.

Subject to the approval of the Minister, when the survey fee exceeds £10, a deposit of £5 may be paid, and the balance over six years in half-yearly instalments. Marked plans of any particular area, application forms, and any further information may be obtained from the Enquiry Office, Lands Department, Melbourne, and Land Officers, Ballarat and Red Cliffs.

Department of Crown Lands and Survey, Melbourne, 11th April, 1947.

L. W. GALVIN,  
Commissioner of Crown Lands and Survey.

\* Improvements may be subject to re-valuation after land has been granted to an applicant.

Local Land Officer.	County.	Parish.	Allotment.	Section.	Area.	How available.		Survey Fee.	Valuation of improvements (if any).	Location of Land, &c.	Nearest Railway Station or other public place, in miles therefrom.	How accessible.	Water Supply.	General Description of Land—Soil, Timber, Suitability (Grazing, &c.).
						Classification.	Value per Acre.							
						A.	B.	P.	£ s. d.					
Red Cliffs ..	Millewa ..	Yelta ..	37	..	30 0 0	1st	7 0 0	4 7 6	Nil	In north-east of parish, near Abbotsford Bridge	Cowanna R.S., 1 mile	By road ..	To be conserved	Good sandy loam, suitable for citrus fruits. M.36772
AGRICULTURAL AND GRAZING LANDS—SELECTION PURCHASE ALLOTMENTS. DIVISION 4, PART I, LAND ACT 1928.														
Ballarat ..	Grant ..	City and Parish of Ballarat	2A	50	2 2 0		Rental to be fixed	3 2 6	To be valued	In Ballarat East	Ballarat R.S., 3 miles	Fronting York-street	By conservation	Dwelling and garden. J.23288
AVAILABLE UNDER SECTION 129, LAND ACT 1928.														

## 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.

15th April, 1947.

Campbell's Creek.—Repairs and painting, State School No. 120. Particulars at Inspector of Works Office, Bendigo; Police Stations, Castlemaine, Kyneton; State School, Campbell's Creek. Preliminary deposit, £4. Final deposit, 2 per cent. (Amended Specification.)

Condah.—Erection of teacher's residence in timber, State School No. 1019. Particulars at Inspectors of Works Offices, Hamilton, Warrnambool; Police Station, Portland; State School, Condah. Preliminary deposit, £15. Final deposit, 2 per cent.

Eagle Point.—Purchase and removal of timber school building, State School No. 3215. Particulars at Inspector of Works Office, Bairnsdale; Police Stations, Orbest, Sale. Preliminary deposit, £5. Final deposit, full amount of purchase money.

Ecklin South.—Erection of new teacher's residence in timber, State School No. 2647. Particulars at Inspector of Works Office, Warrnambool; Police Stations, Camperdown, Port Fairy; State School, Ecklin South. Preliminary deposit, £15. Final deposit, 2 per cent.

Frankston.—Additional girls' out-offices and repairs to stairs, High School. Particulars at Police Station, Mornington; High School, Frankston. Deposit, £4.

Gobur.—Repairs and painting, State School No. 1047. Particulars at Inspector of Works Office, Benalla; Police Stations, Alexandra, Mansfield; State School, Gobur. Preliminary deposit, £4. Final deposit, 2 per cent.

Gonn Crossing.—Erection of teacher's residence, State School No. 4566. Particulars at Inspectors of Works Offices, Bendigo, Swan Hill; Police Stations, Echuca, Kerang; State School, Gonn Crossing. Preliminary deposit, £15. Final deposit, 2 per cent.

Gormandale.—Erection and completion of teacher's residence, State School No. 2482. Particulars at Inspector of Works Office, Korumburra; Police Stations, Sale, Traralgon; State School, Gormandale. Preliminary deposit, £15. Final deposit, 2 per cent.

Joyce's Creek.—Purchase and removal of school and out-buildings, State School No. 1053. Particulars at Inspectors of Works Offices, Bendigo, Maryborough; Police Stations, Castlemaine, Newstead. Deposit, £2.

Kew.—Renovations, Senior Medical Officer's Quarters, Mental Hospital. Preliminary deposit, £5. Final deposit, 2 per cent.

Kyneton.—Conversion of police building to two self-contained flats, Police Station. Particulars at Inspector of Works Office, Bendigo; Police Stations, Castlemaine, Daylesford, Kyneton, Woodend. Preliminary deposit, £15. Final deposit, 2 per cent.

Kyneton.—Erection of timber residence for Inspector of Works, Public Works Department. Particulars at Inspector of Works Office, Bendigo; Police Stations, Castlemaine, Daylesford, Kyneton, Macedon, Woodend. Preliminary deposit, £15. Final deposit, 2 per cent.

Marysville.—Removal and re-erection of existing school buildings and addition of class-room, State School No. 1273. Particulars at Police Stations, Healesville, Lilydale. Preliminary deposit, £15. Final deposit, 2 per cent.

Mont Park.—Installation of bed pan washers and bed pan cabinets, Gresswell Sanatorium. Preliminary deposit, £3. Final deposit, 2 per cent.

Mont Park.—Alterations and renovations to Nurses' Home, Mental Hospital. Preliminary deposit, £25. Final deposit, 2 per cent.

Mont Park.—Erection of drying room blocks, Mental Hospital. Preliminary deposit, £15. Final deposit, 2 per cent.

Sebastopol.—Underpinning, State School No. 1167. Particulars at Inspector of Works Office, Ballarat; State School, Sebastopol. Deposit, £4.

Seville.—General repairs and painting, new fireplace, &c., State School No. 2820. Particulars at Police Station, Lilydale; State School, Seville. Preliminary deposit, £5. Final deposit, 2 per cent.

South Melbourne.—Alterations, additions, and painting, J. H. Boyd College of Domestic Economy. Deposit, £5.

Spotswood.—Repairs, &c., State School No. 3659. Particulars at State School, Spotswood. Deposit, £2.

Teal Point.—Erection of new teacher's residence, State School No. 2486. Particulars at Inspectors of Works Offices, Bendigo, Swan Hill; Police Stations, Echuca, Kerang; State School, Teal Point. Preliminary deposit, £15. Final deposit, 2 per cent.

Timboon.—Electrical installation, Consolidated School. Particulars at Inspectors of Works Offices, Geelong, Warrnambool; Police Stations, Camperdown, Colac, Terang. Preliminary deposit, £10. Final deposit, 2 per cent.

Yallourn.—Alterations, painting, and repairs, High School. Particulars at Inspector of Works Office, Bairnsdale; Police Stations, Moe, Sale; High School, Yallourn. Preliminary deposit, £15. Final deposit, 2 per cent. (Amended Specification.)

Yarck.—Erection of farm house, former Agricultural Reserve, Soldier Settlement Commission. Particulars at Inspectors of Works Offices, Benalla, Korumburra; Police Stations, Alexandra, Euroa. Preliminary deposit, £15. Final deposit, 2 per cent.

22nd April, 1947.

Altona.—Repairs to fences, State School No. 3923. Deposit, £4.

Avonmore.—Repairs and painting, school and residence, State School No. 1650. Particulars at Inspector of Works Office, Bendigo; Police Station, Rochester; State School, Avonmore. Preliminary deposit, £4. Final deposit, 2 per cent.

Bairnsdale.—Repairs to desks, State School No. 754. Particulars at Inspector of Works Office, Bairnsdale; Police Stations, Maffra, Sale; State School, Bairnsdale. Preliminary deposit, £4. Final deposit, 2 per cent.

Baringhup West.—Repairs and painting, State School No. 941. Particulars at Inspectors of Works Offices, Bendigo, Maryborough; Police Station, Castlemaine; State School, Baringhup West. Preliminary deposit, £3. Final deposit, 2 per cent.

Blythevale Estate (near Streatham).—Erection of eight (8) timber residences on Lots Nos. 1, 2, 3, 4, 5, 6, 7, and 8, Soldier Settlement Commission. Particulars at Inspectors of Works Offices, Ballarat, Geelong, Hamilton, Stawell. Preliminary deposit, £50. Final deposit, 2 per cent.

Burn Brae.—New out-offices and repairs, State School No. 4396. Particulars at Inspector of Works Office, Hamilton; Police Station, Penshurst; State School, Burn Brae. Deposit, £2.

Dudley.—New out-offices for boys and girls, State School No. 3674. Particulars at Inspector of Works Office, Korumburra; Police Station, Wonthaggi; State School, Dudley. Deposit, £3.

Dumbalk.—Repairs and painting, State School No. 3415. Particulars at Inspector of Works Office, Korumburra; Police Stations, Foster, Meeniyan. Deposit, £2.

Fairfield.—Supply and installation of one (1) steam-heated mattress sterilizer, "Fairhaven" V.D. Hostel. Preliminary deposit, £10. Final deposit, 2 per cent.

Gala Estate (near Lismore).—Erection of five (5) timber residences on Lots Nos. 1, 2, 3, 4, and 5, Soldier Settlement Commission. Particulars at Inspectors of Works Offices, Ballarat, Geelong, Hamilton; Police Station, Colac. Preliminary deposit, £25. Final deposit, 2 per cent.

Maffra.—Repairs and painting, residence, State School No. 861. Particulars at Inspector of Works Office, Bairnsdale; Police Station, Sale; State School, Maffra. Preliminary deposit, £2. Final deposit, 2 per cent.

Mont Park.—Supply and installation of motorized hydro-extractor, Mental Hospital. Preliminary deposit, £4. Final deposit, 2 per cent.

Mont Park.—Supply and installation of domestic-type refrigerator, Mental Hospital. Preliminary deposit, £2. Final deposit, 2 per cent.

Mount Emu Estate (near Skipton).—Erection of eight (8) timber residences on Lots Nos. 1, 2, 3, 4, 5, 6, 8, and 9, Soldier Settlement Commission. Particulars at Inspectors of Works Offices, Ballarat, Geelong, Hamilton, Stawell. Preliminary deposit, £50. Final deposit, 2 per cent.

Nar-nar-goon North.—Repairs and painting, State School No. 2914. Particulars at Police Stations, Dandenong, Warragul; State School, Nar-nar-goon North. Deposit, £3.

Ormond East.—Removal of classroom from State School No. 773, Caulfield, and re-erection, State School No. 4366. Preliminary deposit, £10. Final deposit, 2 per cent.

Preston West.—Extension of water service, State School No. 3885. Deposit, £4.

Wahgunyah.—Painting and repairs, State School No. 644. Particulars at Inspector of Works Office, Wangaratta; Police Station, Wodonga; State School, Wahgunyah. Preliminary deposit, £5. Final deposit, 2 per cent.

Warburton.—Fencing, State School No. 1485. Particulars at Police Stations, Healesville, Lilydale; State School, Warburton. Deposit, £4.

West Tarwin-road (Trida).—Removal of State School No. 3428, Doomburrin, and re-erection, State School No. 3405. Particulars at Inspector of Works Office, Korumburra; Police Stations, Foster, Leongatha, Mirboo North. Preliminary deposit, £6. Final deposit, 2 per cent.

29th April, 1947.

Calulu.—General repairs, painting, and provision of new tank, stand, and basin, State School No. 1821. Particulars at Inspector of Works Office, Bairnsdale; Police Stations, Orbost, Sale; State School, Calulu. Deposit, £3.

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

P. J. KENNELLY,  
Commissioner of Public Works.

Melbourne, 9th April, 1947.

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.

The conditions of contract are those published in the *Victoria Government Gazette*, No. 184, dated 12th March, 1947, pages 1677 to 1679.

JOHN CAIN,  
Treasurer.

The Treasury,  
Melbourne, 3rd April, 1947.

#### TENDERS FOR THE SERVICE, 1947-48.

##### GENERAL STORES.

TENDERS will be received until Eleven o'clock a.m. on Friday, 2nd May, 1947, 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, 1947:—

Schedule No.	Preliminary Deposit.
61. Packing—Engine, &c. . . . .	£ 3
62. Painters' Sundries and Glaziers' Materials . . . . .	3
63. Piping, Ridging, Spouting, &c. . . . .	3
64. Polishes, Dusters, Cleansers, &c. . . . .	3
67. Soapmakers' Materials, &c. . . . .	3
70. Tanks (Corrugated, Cylindrical) . . . . .	3
71. Tents and Flies . . . . .	3
72. Timber (Commonwealth) . . . . .	3
74. Tools and Requisites—Shoemakers' . . . . .	3
77. White Lead and Linseed Oil . . . . .	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 book, 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.

#### PRIVATE ADVERTISEMENTS.

##### Water Act.

##### PROPOSED SPRINGHURST WATERWORKS TRUST.

NOTICE is hereby given that the Wangaratta Shire Council has made application to the Honorable the Minister of Water Supply for the constitution of a Waterworks Trust, and for the proclamation of a Waterworks District at Springhurst, and the construction, maintenance, and continuance of Water Supply works within that district under the provisions of the Water Act.

A general plan and description of the proposed works have been submitted with the application, and copies of same may be seen at Shire Office at Wangaratta.

Dated at Wangaratta the 20th day of March, 1947.  
9838 C. BRUCE MORRISON, Shire Secretary.

##### Water Act.

##### PROPOSED NOOJEE WATERWORKS TRUST.

NOTICE is hereby given that the Buln Buln Shire Council has made application to the Honorable the Minister of Water Supply for the constitution of a Waterworks Trust and for the proclamation of a Waterworks District at Noojee, and the construction, maintenance, and continuance of water supply works within that district under the provisions of the Water Act.

A general plan and description of the proposed works have been submitted with the application, and copies of same may be seen at Shire Office at Drouin.

Dated at Drouin, the 27th day of March, 1947.  
9906 T. J. RYAN, J.P., Shire Secretary.

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

I HEREBY give notice that I intend to apply for a licence empowering me to divert water for a term of thirteen years to the extent of 200 acre-feet per annum at a maximum rate of 15 acre-feet per day of 24 hours for irrigation 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 30 days of the date hereof.

G. S. SMITH & SONS.  
Wahgunyah, 28th March, 1947. 9975

## CITY OF FOOTSCRAY.

## BY-LAW No. 112.

A By-law of the City of Footscray, numbered 112, made under section 197 of the *Local Government Act 1928*, for prescribing areas within the municipal district as residential areas, and prohibiting or regulating within the whole of the such residential areas the use of any land or the erection (including adaptation for use), or the use of any building or vacant land, for the purposes of trades, industries, manufactures, businesses, or public amusements.

IN pursuance of the powers conferred by the Local Government Acts and of every power it thereunder enabling, the Mayor, Councillors, and Citizens of the City of Footscray, with the approval of the Governor in Council, order as follows:—

From and after the coming into operation of this By-law, for clause 4 of Schedule A of By-law No. 74 there shall be substituted the following clause:—

4. All streets and lands included in that area bounded as follows:—

Commencing at the intersection of the south side of Indwe-street and the western boundary of the municipal district; thence east by the south side of Indwe-street for a distance of 21 chains; thence south by a straight line to the north side of Lae-street; thence west by a straight line to the western boundary of the municipal district; thence north by the said boundary of the municipal district to the point of commencement.

Resolution for passing this By-law agreed to by the Council of the City of Footscray on the 26th day of November, 1945, and confirmed on the 4th day of February, 1946.

The common seal of the Mayor, Councillors, and Citizens of Footscray was hereunto affixed, in our presence, by order of the Council—

(SEAL) W. H. ANDERSON, Mayor.  
CHAS. L. DREW, Councillor.  
JOHN GENT, Town Clerk.

Approved by the Governor in Council, 16th July, 1946.—  
C. W. KINSMAN, Clerk of the Executive Council. 9957

## BOROUGH OF WONTHAGGI.

NOTICE is hereby given that Sergeant Lewis Hamilton Thomas, No. 7025, has been appointed Prosecuting Officer for the Borough of Wonthaggi.

Dated this 13th day of September, 1946.  
9978 E. F. TAYLOR, Town Clerk.

## BOROUGH OF WONTHAGGI.

## BY-LAW No. 22.

A By-law of the Borough of Wonthaggi, made under the Local Government Acts and Uniform Building Regulations Victoria, numbered 22, for determining, applying, dispensing with, or regulating such matters or things as are left to be determined, applied, dispensed with, or regulated by the Council of the said borough under the Uniform Building Regulations Victoria.

IN pursuance of the powers conferred by the Local Government Acts and the Uniform Building Regulations Victoria, the operation of which has been extended by proclamation dated the 8th day of January, 1946, to the said borough, and of any and every other power it thereunto enabling, the Mayor, Councillors, and Burgesses of the Borough of Wonthaggi order as follows:—

1. Site requirements for buildings of Classes I. and II. occupancy.  
2. Brick area.  
3. Limit of two storeys for buildings of Classes II. and III. occupancy.

Resolution for passing this By-law was agreed to by the Council on the 18th day of February, 1946, and confirmed on the 18th day of March, 1946.

A copy of the said By-law is open for inspection, free of charge, during the office hours, at the Town Hall.

The common seal of the Mayor, Councillors, and Burgesses of the Borough of Wonthaggi was hereunto affixed on the 18th day of March, 1946.

(SEAL) A. KELTIE, Mayor.  
S. B. H. FINCHER, Councillor.  
H. SAUNDERS, Councillor.  
E. F. TAYLOR, Town Clerk.

Approved by the Governor in Council on the 18th day of March, 1947.—C. W. KINSMAN, Clerk of the Executive Council. 9979

## SHIRE OF MULGRAVE.

## BY-LAW No. 42.

A By-law of the Shire of Mulgrave, made under the *Health Act 1928*, and numbered 42, for prescribing the fees to be charged for the registration of premises, and for the renewal of such registrations or for any transfer of registration thereof.

IN pursuance of the powers conferred by the *Health Act 1928* and by every other Act or power enabling it in that behalf, the President, Councillors, and Ratepayers of the Shire of Mulgrave order as follows:—

1. That the fees to be charged, received, and taken by the Council of the Shire of Mulgrave for the registration of premises and for the annual renewal thereof, and for any transfers of such registrations, pursuant to the provisions of the *Health Act 1928*, shall be as set out in the Schedule hereto.

2. Such fees shall be paid to the Shire Secretary by any person making application for such registration, renewal, or transfer respectively.

3. This By-law shall apply to and have operation throughout the whole of the municipal district of the Shire of Mulgrave.

4. This By-law shall come into operation and have effect immediately on its publication in the *Victoria Government Gazette*.

## SCHEDULE ABOVE REFERRED TO.

(a) For the granting or annual renewal of registration of—

(i) Offensive trade premises (other than those referred to in items (ii), (iii), and (iv) hereof).—Five pounds.

(ii) Offensive trade premises (being fat extracting or melting or rendering works which are conducted at premises occupied principally as a butcher's shop, and at which fat is extracted, melted, or rendered only from materials derived from such shop).—One pound.

(iii) Piggeries.—Two pounds.

(iv) Premises used for poultry killing or cleaning or dressing.—Ten shillings.

(v) Boarding houses.—Ten shillings.

(vi) Eating houses.—Ten shillings.

(vii) Common lodging houses.—Ten shillings.

(viii) Premises (whether a licensed victualler's premises or not) on which are manufactured or prepared for sale ice cream, ices, ginger beer, hop beer, or any similar beer, lemonade, cordials, soda water, lithia water, or other mineral water, or any artificially aerated water.—Five shillings.

(b) For any transfer of registration.—Two shilling and six pence.

Resolution for passing this By-law agreed to by the Council on the 4th day of July, 1946, and confirmed by special order on the 1st day of August, 1946.

The common seal of the President, Councillors, and Ratepayers of the Shire of Mulgrave was hereto affixed this 29th day of August, 1946, in the presence of—

(SEAL) A. J. BUNNY, President.  
C. H. COLEMAN, Councillor.  
GEO. CARMICHAEL, Shire Secretary.

Submitted to the Commission of Public Health on the 12th day of November, 1946.—J. WHITLOCK, Secretary.

Approved by the Governor in Council, 11th March, 1947.—  
J. C. MACGIBBON, Acting Clerk of the Executive Council. 9961

## SHIRE OF OTWAY.

NOTICE is hereby given that Robert Ryder, of Apollo Bay, has been appointed Herdsman and Dog Collector for the Shire of Otway, with authority to impound all stock trespassing on public roads and highways.

T. J. FRY, Shire Secretary.

Beech Forest, 26th March, 1947.

9958

## SHIRE OF SOUTH BARWON.

A By-law of the Shire of South Barwon, made under section 197 of the *Local Government Act 1928* and section 26 of the *Local Government Act 1934* and every other Act or power enabling it in that behalf, and numbered 34, for the purposes following:—(a) Prohibiting the leaving (whether unattended or not) of motor vehicles standing in any street or road, or part thereof, specified in the By-law, (b) regulating traffic, and for other purposes.

THE President, Councillors, and Ratepayers of the Shire of South Barwon, in pursuance of the powers conferred by the Local Government Acts and by every other Act or power in that behalf enabling, orders as follows:—

1. In this By-law, unless the context otherwise requires—  
"Omnibus" means any vehicle propelled by steam, gas, oil, electricity, or any mechanical power (including any trailer, fore-car, side-car, or other vehicle or device attached thereto) used or intended for use on any public highway and used or intended to be used for carrying passengers for reward and designed to carry more than seven passengers.

"Motor truck" means any vehicle propelled by steam, gas, oil, electricity, or any mechanical power (including any trailer, fore-car, side-car, or other vehicle or device attached thereto) used or intended for use on any public highway and used or intended to be used for carrying goods for hire or reward or in the course of trade or constructed primarily to carry goods of any kind.

2. No person shall leave (whether unattended or not) any omnibus or motor truck standing in any of the streets and roads (or parts thereof), in the Township of Torquay, specified in the next succeeding clause of this By-law, except for the purpose of picking up or setting down passengers or goods, and for such time as is reasonably necessary for that purpose.

3. The preceding clause of this By-law shall apply to the following streets and roads (or part thereof) in the Township of Torquay:—

- (a) All that part of Zeally Bay-road which is east of a southerly continuation across Zeally Bay-road of the west boundary of Fisher-street.
- (b) All that part of the Esplanade which is south of an easterly continuation across the Esplanade of the north boundary of Zeally Bay-road, including the continuation of the Esplanade southerly from Bell-street.
- (c) The whole of Gilbert-street, Pearl-street (both sections), Munday-street, and Pride-street.
- (d) All that part of Boston-road which is east of a southerly continuation across Boston-road of the west boundary of the north section of Pearl-street.
- (e) All that part of Anderson-road which is east of a northerly continuation across Anderson-road of the west boundary of Munday-street.
- (f) All that part of Price-street which is east of a continuation north and south across Price-street of the west boundary of Munday-street.
- (g) All that part of Bell-street which is east of a southerly continuation across Bell-street of the west boundary of Munday-street.

4. Any person who shall commit any wilful act or default contrary to any provision of the By-law shall be liable, on conviction, to a penalty of not more than £20.

The common seal of the Council of the Shire of South Barwon was hereunto affixed, in pursuance of an order of the Council made the 17th day of December, 1946, in the presence of—

(SEAL) ROBERT HAGAN, President.  
J. B. JOHNSON, Councillor.  
J. A. MCKAY, Shire Secretary.

The Resolution for passing this By-law 34 was confirmed by the Council of the Shire of South Barwon on 21st day of January, 1947.

Approved by the Governor in Council on 18th day of March, 1947.—C. W. KINSMAN, Clerk of the Executive Council. 9983

NOTICE is given that the partnership between the undersigned Chuna Slonimski and Isaak Streihelberg, carrying on business at 405 Lygon-street, Carlton, under the firm "S. & S. Textile Waste Co.," has been dissolved, and from the 1st of April will be carried on by C. Slonimski.

Dated at Melbourne, 1st of April, 1947.

CHUNA SLONIMSKI.  
ISAAC STREIHELBERG. 9986

NOTICE is hereby given that the partnership between Percival Glover, Alfred Thomas Kelly, and Henry Graham, carrying on business as wood merchants at Baillie-street, Horsham, under the name of "Horsham Wood Yard," has been changed in constitution by the retirement from the firm of Percival Glover and Arthur Thomas Kelly and the entry thereto of Ella May Kelly. All debts due to and owing by the said firm will be received and paid by the said Henry Graham and Ella May Kelly, who will continue to carry on business at the same place.

Dated the 1st day of April, 1947.

E. M. KELLY.  
H. GRAHAM.  
A. T. KELLY.  
P. GLOVER.

Stewart F. Brown and Proudfoot, solicitors, Horsham. 9988

NOTICE is hereby given that the partnership heretofore subsisting between Owen William Jones, of 24 Francis-street, Ascot Vale, in the State of Victoria, manufacturer, and Albert Avery Slater, of 3 Munro-street, East Kew, in the said State, weaver, carrying on the business of weavers, under the style or firm of Walverden Manufacturing Company, has been dissolved as from the 31st day of March, One thousand nine hundred and forty-seven, so far as concerns the said Albert Avery Slater, who retires from the said firm. All debts due to and owing by the said late firm will be received and paid respectively by the said Owen William Jones and Margaret Reid Jones, of 24 Francis-street, Ascot Vale aforesaid, married woman (who becomes a partner of the said firm), and they will continue to carry on the said business in partnership under the same firm name.

Dated the 1st day of April, 1947.

O. W. JONES.  
A. A. SLATER.  
M. R. JONES.

H. S. W. Lawson and Co., solicitors, 314 Collins-street, Melbourne. 9969

NOTICE is hereby given that the partnership heretofore subsisting between Henry Whitburn and Constance Whitburn, both of 24 Armstrong-street, Middle Park, William Whitburn, of 577 Drummond-street, Carlton, and Charles Roy Dann, of 106 Canterbury-road, Middle Park, carrying on business under the style of H. Whitburn and Co., at 24 Armstrong-street, Middle Park, has been dissolved as from the 1st day of April, 1947, as to the said Charles Roy Dann, who has retired from the business; the said Henry Whitburn, Constance Whitburn, and William Whitburn will carry on the business under the same business name, to whom all accounts, credits, and correspondence relating to the business should be forwarded.

Dated the 31st day of March, 1947.

H. WHITBURN.  
C. WHITBURN.  
W. WHITBURN.  
CHARLES R. DANN.

James Hall and Sons, solicitors, 17 Queen-street, Melbourne. 9997

## NOTICE OF DISSOLUTION.

NOTICE is hereby given that the partnership heretofore subsisting between Bruce Edgerton Carnegie and John Lumley Manners-Sutton, carrying on business as engineers at 465 Spencer-street, West Melbourne, under the style or firm of "Carnegie & Manners," has been dissolved by mutual consent as from the 1st day of March, 1947. All debts due to and owing by the said late firm will be received and paid respectively by the said Bruce Edgerton Carnegie, who will continue to carry on the said business at the said address.

Dated this 3rd day of April, 1947.

BRUCE E. CARNEGIE.

Witness to the signature of Bruce Edgerton Carnegie—  
W. J. HOATH, clerk to Maddock, Lonie, and Chisholm, solicitors, Melbourne.

J. L. MANNERS-SUTTON.

Witness to the signature of John Lumley Manners-Sutton—  
A. F. WILKINSON, solicitor, Melbourne.

Maddock, Lonie, and Chisholm, 339 Collins-street, Melbourne, solicitors for the above-named Bruce Edgerton Carnegie. 9999

NOTICE is hereby given that the partnership heretofore subsisting between Geoffrey Edward Charlesworth and Douglas Hall Clark, carrying on business, under the style or firm name of Charlesworth and Clark, as rubber matting manufacturers, at 172 Bridge-road, Richmond, has been dissolved as from the 31st day of March, 1947, and such business in future will be carried on solely by the said Douglas Hall Clark.

D. CLARK.  
G. E. CHARLESWORTH.

Keith Hercules, LL.B., solicitor, 443 Little Collins-street, Melbourne. 9972

#### PARTNERSHIP ACT.

NOTICE is hereby given that the partnership heretofore subsisting between Michael Patrick Arbon and Robert James McCaskill, under the firm name of Arbon and McCaskill, carrying on business at 379 Collins-street, Melbourne, ceased by mutual consent as at the close of business on the 5th March, 1947, by the retirement of the said Robert James McCaskill, and the said Michael Patrick Arbon will continue to carry on the said business at 239 Collins-street, Melbourne, under the name of M. P. Arbon, and be entitled to receive all moneys due to and will pay and be responsible for all debts and liabilities of the said partnership.

Dated this 5th day of March, 1947.

M. P. ARBON.  
ROBT. J. McCASKILL.

J. Westfold-Scott and Co., chartered accountants (Aust.), Age Chambers, 239 Collins-street, Melbourne, C.1. 4

No. 60.21275.

The Companies Act 1938.

#### TOORONGA MOTORS PROPRIETARY LIMITED (IN LIQUIDATION).

AT a General Meeting of the members of Tooronga Motors Pty. Ltd., held at 123A Orrong-crescent, North Caulfield, on 31st day of March, 1947, the following Special Resolution was duly passed:—

That the company be wound up voluntarily, and that Sara Perlov, of 123A Orrong-crescent, North Caulfield, be appointed liquidator for the purpose of winding up.

JULIET STERLING, solicitor for Tooronga Motors Pty. Ltd. (in Liquidation). 2

The Companies Act 1938.—In the matter of WARRAGUL MODEL BAKERY PTY. LTD. (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 the 21st day of April, 1947, will be excluded from such dividend.

Dated this 2nd day of April, 1947.

E. L. BARRETT, Liquidator.

E. L. Barrett, chartered accountant (Aust.), 422 Collins-street, Melbourne. 9970

#### WARRAGUL MODEL BAKERY PTY. LTD. (IN LIQUIDATION).

NOTICE is hereby given that a General Meeting of the shareholders of the above company will be held at the office of the liquidator, Temple Court, 422 Collins-street, Melbourne, on Monday, 12th May, 1947, at Ten a.m., to receive the liquidator's final account of the winding up.

Dated this 2nd day of April, 1947.

E. L. BARRETT, Liquidator.

E. L. Barrett, chartered accountant (Aust.), 422 Collins-street, Melbourne. 9971

NOTICE is hereby given that the Registrar of Friendly Societies has, pursuant to the *Industrial and Provident Societies Act 1928*, this day cancelled the registration of the United Poultry Farmers Co-operative Societies Limited (Register No. 1400 FP), the registered office of which is at 124 Bell-street, East Preston, on the grounds that the society has not issued any shares or carried on business since its formation. The society ceases to enjoy the privileges of a registered society, but without prejudice to any liability incurred by the society which may be enforced against it as if such cancelling had not taken place.

Dated the 3rd day of April, 1947.

A. E. RASMUSSEN, Registrar of Friendly Societies. 9974

#### EASTERN FINANCE PROPRIETARY LIMITED.

NOTICE is hereby given that the creditors of the above-named company, which is being voluntarily wound up, are required, on or before the 30th day of April, 1947, being the day for that purpose fixed by me, the undersigned, the liquidator of the company, to send their names and addresses, and the particulars of their debts or claims to the undersigned, and if so required by notice, in writing, from me are to come in and prove their said debts and claims at such time and place as shall be specified in such notice, or in default thereof they will be excluded from the benefit of any distribution made before such debts are proved.

Dated this 28th day of March, 1947.

LEONARD B. TRIGG, Liquidator.  
Box 34, Morwell. 9965

Form 8A.

Companies Act 1938.

#### BALLARAT HARLEY MOTOR CYCLE CLUB.

NOTICE OF INTENTION TO APPLY TO ATTORNEY-GENERAL FOR LICENCE, PURSUANT TO SECTION 18 (1).

I, WALTER JOHN MCGINN, of 216 Armstrong-street north, Ballarat, on behalf of Ballarat Harley Motor Cycle Club, being an association about to be formed for the purposes of recreation and amusement, hereby give notice of intention to applying to the Attorney-General for a licence directing that the said association be registered as a company with limited liability without the addition of the word "Limited" to its name.

Dated this 18th day of March, 1947.

9956 W. J. MCGINN, Secretary.

Companies Act 1938.

#### UPPER YARRA ELECTRIC SUPPLY CO. PTY. LTD. (IN VOLUNTARY LIQUIDATION).

NOTICE is hereby given, pursuant to section 236 of the Companies Act 1938, that a General Meeting of the members of the above-named company will be held at the office of the liquidator, "Brookfield Estate," Warburton, on the 12th day of May, 1947, at Three o'clock in the afternoon, for the purpose of having an account laid before the company 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 9th day of April, 1947.

9994 J. MAYER, Liquidator.

CREDITORS, next of kin, and others having claims in respect of the estate of Corrie Eileen Rose, late of Woodmason-street, Malvern, in the State of Victoria, widow (who died on the 24th day of July, 1946), are to send particulars of their claims to The Union Trustee Company of Australia Limited, of 333 Collins-street, Melbourne, in the said State, by the 11th day of June, 1947, after which date the said company will distribute the assets, having regard only to the claims of which it shall have had notice.

PURVES & PURVES, solicitors, 448 Collins-street, Melbourne. 1

CREDITORS, next of kin, and all others having claims against the estate of Mary Ellen Cousins, late of Helm-street, Kangaroo Flat, in the State of Victoria, home duties, deceased (who died on 21st May, 1946), are required to send particulars thereof to The Union Trustee Company of Australia Limited, of 333 Collins-street, Melbourne, in the State of Victoria, on or before the 23rd June, 1947, otherwise they may be excluded when the assets are being distributed. 5

#### NOTICE TO CLAIMANTS.

CREDITORS, next of kin, and others having claims in respect of the estates of Oscar Werring, late of Kristiansund, Norway, chemist (who died on the 24th day of November, 1920), and Caroline Knudston (born Werring), late of Kristiansund, Norway (who died on the 8th day of April, 1935), are required to send particulars of their claims to J. A. Schreuder, Consul for Norway, Royal Norwegian Consulate, 499 Little Collins-street, Melbourne, in the State of Victoria, before the 18th day of June, 1947, after which date he will distribute the assets of the estates of the said deceased persons, having regard only to the claims of which he then has notice.

WATERS & STEWART, solicitors, 422 Collins-street, Melbourne. 6



**CREDITORS**, next of kin, and all others having claims in respect of the estate of Florence Evelyne Waite, late of 22 Head-street, Elwood, in the State of Victoria, widow, deceased, intestate (who died on the 22nd day of December, 1946), are to send particulars of their claims to The Equity Trustees, Executors, and Agency Company Limited, whose registered office is situate at 472 Bourke-street, Melbourne, in the said State, before the 19th day of June, 1947, after which date the said company will distribute the assets, having regard only to the claims of which it then has notice.

LEACH & THOMSON, solicitors, 472 Bourke-street, Melbourne. 9990

**CREDITORS**, next of kin, and all others having claims in respect of the estate of Donald Hemphill Rutter, late of 43 Orrong-road, Prahran, in the State of Victoria, flight lieutenant, Royal Australian Air Force, deceased (who died on the 5th day of April, 1945), are to send particulars of their claims to The Equity Trustees, Executors, and Agency Company Limited, whose registered office is situate at 472 Bourke-street, Melbourne, in the said State, before the 12th day of June, 1947, after which date the said company will distribute the assets, having regard only to the claims of which it then has notice.

LEACH & THOMSON, solicitors, 472 Bourke-street, Melbourne. 9991

**CREDITORS**, next of kin, and all others having claims in respect of the estate of Hannah Elliot Boase, late of 593 Victoria-street, Abbotsford, in the State of Victoria, widow, deceased (who died on the 15th day of January, 1947), are to send particulars of their claims to The Equity Trustees, Executors, and Agency Company Limited, whose registered office is situate at 472 Bourke-street, Melbourne, in the said State, before the 19th day of June, 1947, after which date the said company will distribute the assets, having regard only to the claims of which it then has notice.

LEACH & THOMSON, solicitors, 472 Bourke-street, Melbourne. 9992

**PURSUANT** to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the property or estate of Ian Lindsay Hallett, late of Birregurra, in the State of Victoria, farmer, deceased (who died on the 20th day of June, 1946), are hereby required to send, in writing, particulars of such claims to the administrator of the estate of the said deceased, care of the undersigned, on or before the 9th day of June, 1947, after which date the said administrator will convey or distribute such property or assets to or among the persons entitled thereto, having regard only to the claims of which he shall then have had notice.

Dated the 7th day of April, 1947.

CUNNINGHAM, BYRNE, & LARKINS, solicitors, of Murray-street, Colac. 9984

*RE AUGUSTUS WILLIAM WEIRE, DECEASED.*

**PURSUANT** to the *Trustee Act 1928*, notice is hereby given that all creditors, next of kin, and other persons having claims against the estate of Augustus William Weire, formerly of 41 New-street, Brighton Beach, in the State of Victoria, but late of Beenak-road, Seville, in the said State, gentleman, deceased (who died on the 28th day of September, 1946, and probate of whose will was granted on the 24th day of February, 1947, to George Dennys Weire, of Romsey, in the said State, cartage contractor, and Elizabeth Hardie Browne, of 41 New-street, Brighton Beach aforesaid, widow), are hereby required to send particulars of such claims to the said executors, in care of the undersigned, at his address hereunder set out, on or before the 19th day of June, 1947, after which date the said executors will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which they shall then have had notice.

L. J. HOBSON, LL.B., solicitor, 443 Little Collins-street, Melbourne. 9985

**CREDITORS**, next of kin, and others having claims in respect of the estate of Alfred Ernest John Rabbas, late of Bannockburn, in the State of Victoria, bootmaker, deceased (who died on the 14th day of January, 1947), are to send the particulars of their claims to the Ballarat Trustees, Executors, and Agency Company Limited, of Malop-street, Geelong, by the 10th day of June, 1947, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

WHYTE, JUST, & MOORE, solicitors, Geelong. 9980  
No. 225.—3345/47—2

**PURSUANT** to the *Trustee Act 1928*, notice is hereby given that all persons having any claim against the estate of Mary Josephine Behan, late of 48 Carpenter-street, Middle Brighton, in the State of Victoria, spinster, deceased (who died on the 9th February, 1945, and probate of whose will was granted by the Supreme Court of Victoria, on the 31st day of October, 1945, to William John White, of 248 Amess-street, North Carlton, solicitor, the executor appointed in the said will), are hereby required to send particulars, in writing, of such claim to the said executor, on or before the 3rd day of June, 1947, after which date the said executor will proceed to distribute the assets of the said Mary Josephine Behan, deceased, which shall have come to his hands, amongst the persons entitled thereto, having regard only to the claims of which he shall then have had notice. And notice is hereby given that the said executor will not be liable for the assets so distributed, or any part thereof, to any person of whose claims he shall not have had notice as aforesaid.

Dated the 2nd day of April, 1947.

LESLIE COHEN & FREADMAN, 141A Chapel-street, St. Kilda, solicitors. 9989

*Trustee Act 1928.*

NOTICE TO CLAIMANTS.

**PURSUANT** 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 thereof to the legal personal representative or representatives at the address stated below, 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 been received:—

Elizabeth Mitchell, late of Skene-street, Newtown, Geelong, widow, died 20th October, 1946.—Claims to the applicant for probate, Allan Elliott McDonald, of 53 Yarra-street, Geelong, solicitor, care of Wighton and McDonald, solicitors, 53 Yarra-street, Geelong, by 11th June, 1947. 9981

Walter Burville, late of Mount Duneed, near Geelong, farmer and grazier, died 19th October, 1946.—Claims to the applicants for probate, Lawrence Charles Burville, of Mount Duneed, farmer, and Beatrice Polley, of Connewarre, married woman, care of Wighton and McDonald, solicitors, 53 Yarra-street, Geelong, by 11th June, 1947. 9982

Webeur Mary Ryan, late of Meaitian, in the State of Victoria, widow, deceased, who died on the 17th day of January, 1947.—Claims to the executors, Farmers and Citizens Trustees Company Bendigo Limited, of Charing Cross, Bendigo, in care of the undersigned, by the 10th day of June, 1947. Tatchell, Dunlop, Smalley, and Balmer, solicitors, Bendigo. 9959

**CREDITORS**, next of kin, and others having claims in respect of the estate of Mary Ellen Moss, late of 102 Orrong-road, Armadale, in the State of Victoria, spinster, deceased (who died on the 5th day of January, 1947), are to send particulars of their claims to the National Trustees, Executors, and Agency Company of Australasia Limited and Ronald Beresford Neil, the executors of the will of the said deceased. Claims should be forwarded to the executors, care of the above-named company, at its registered office, 95 Queen-street, Melbourne, by the 19th June, 1947, after which date the said executors will distribute the assets of the said deceased, having regard only to the claims of which they then have notice.

KEITH A. NESS, solicitor, 411 Collins-street, Melbourne. 9995

**PURSUANT** to the *Trustee Act 1928*, all persons having claims against the estate of William Grant Meudell, late of 35 Shakespeare-grove, Hawthorn, director, deceased (who died on the 15th day of December, 1946), are required by the executors of his will, Athol James Kennedy, of 401 Collins-street, Melbourne, solicitor, and Alfred Rex Carey, of 24 Forster-avenue, East Malvern, secretary, to send particulars of such claims to them, care of Messrs. Russell, Kennedy, and Cook, 401 Collins-street, Melbourne, on or before the 20th day of June, 1947, after which date the executors will distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which they then have had notice.

RUSSELL, KENNEDY, & COOK, solicitors, 401 Collins-street, Melbourne. 9973

OLIVER PEACOCK, late of "Roselands," Gilmore-street, South Belgrave, in the State of Victoria, vocalist (who died on 25th December, 1946).

CREDITORS, next of kin, and all other persons having claims against the estate of the said deceased are required by The Equity Trustees, Executors, and Agency Company Limited, the executor of the will of the said deceased, to send particulars thereof to it, at its registered office, No. 472 Bourke-street, Melbourne, on or before the 12th day of June, 1947, after which date the company will distribute the assets, having regard only to the claims of which it then has notice.

MADDEN, BUTLER, ELDER, & GRAHAM, 406 Collins-street, Melbourne. 9998

LUCY HORROCKS, late of 14 Avondale-street, Hampton, in the State of Victoria, married woman, deceased, intestate (who died on the 25th day of January, 1947).

CREDITORS, next of kin, and other persons having claims against the estate of the deceased are required by Edward Horrocks, of 14 Avondale-street aforesaid, gentleman, the administrator of the estate of the said deceased, to send particulars, in writing, to the said administrator, care of his undersigned solicitors, on or before the 16th day of June, 1947, after which date the said administrator will distribute the assets, having regard only to the claims of which he then has had notice.

PEARSON, EGGINGTON, & LEGGATT, 191 Queen-street, Melbourne, solicitors for the administrator. 10000

CREDITORS, next of kin, and others having claims in respect of the estate of Charles Henry Baker Rogers, late of 24 Churchill-street, Mont Albert, retired public accountant, deceased (who died on the 13th October, 1946), are to send particulars of their claims to the executors, Jean Orr Rogers and The Union Trustee Company of Australia Limited, care of The Union Trustee Company of Australia Limited, 333 Collins-street, Melbourne, by the 20th day of June, 1947, after which date the said Jean Orr Rogers and The Union Trustee Company of Australia Limited will distribute the assets, having regard only to the claims of which they then have notice.

SNOWDEN, NEAVE, & DEMAINE, solicitors, 433 Little Collins-street, Melbourne. 3

CREDITORS, next of kin, and others having claims in respect of the estate of Andrew Michael Bergin, formerly of 264 Glenferrie-road, Hawthorn, but late of 34 Uruhart-street, Hawthorn, in the State of Victoria, merchant (who died on the 30th January, 1947), are to send particulars of their claims to National Trustees, Executors, and Agency Company of Australasia Limited, whose registered office is situate at No. 95 Queen-street, Melbourne, by the 12th day of June, 1947, after which date the said company will distribute the assets of the said deceased, having regard only to the claims of which it then has notice.

Dated this 9th day of April, 1947.

JOHN W. GALBALLY, solicitor, of 118 Queen-street, Melbourne. 9966

CREDITORS, next of kin, and others having claims in respect of the estate of John Maddison, late of 193 Alma-road, East St. Kilda, in the State of Victoria, club employee, deceased (who died on the 17th day of November, 1946), are to send the particulars of their claims to The Perpetual Executors and Trustees Association of Australia Limited, of 100-104 Queen-street, Melbourne, by the 14th day of June, 1947, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

Dated this 31st day of March, 1947.

DUDLEY A. TREGENT, B.A., LL.M., solicitor, 422 Collins-street, Melbourne. 9967

PURSUANT to the *Trustee Act* 1928, notice is hereby given that all persons having claims against the estate of George Haintz, late of Newlyn, farmer, deceased, intestate (who died on the 11th December, 1946, and letters of administration of whose estate is being applied for by The Ballarat Trustees, Executors, and Agency Company Limited, of 101 Lydiard-street north, Ballarat), are hereby required to send particulars, in writing, of such claims to the said company, at its above-mentioned address, on or before the 9th June, 1947, after which date the said company will proceed to distribute the assets of the testator amongst the persons entitled thereto, having regard only to the claims of which it shall then have had notice, and will not be liable for the assets so distributed to any person of whose claim it shall not then have had notice.

Dated 31st March, 1947.

NEVETT, NEVETT, & GLENN, 11 Lydiard-street, Ballarat, proctors for the said company. 9962

JOHN THOMAS MANN, late of 43 Newman-street, West Brunswick, gentleman, DECEASED (who died on the 23rd December, 1946).

CREDITORS, next of kin, and all persons having claims against the estate of the above-named deceased are requested by the executor, The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, to send particulars thereof to such executor, in care of the undersigned, on or before the 10th day of June, 1947, after which date the executor will proceed to distribute the assets, having regard only to the claims of which it then has notice.

WILLIAM MURRAY, solicitor, 469 Chancery-lane, Melbourne. 9968

PURSUANT to the *Trustee Act* 1928, all persons having claims against the property or estate of Alfred Abrahams, late of 229 Elizabeth-street, Melbourne, in the State of Victoria, merchant, deceased (who died on the 26th day of June, 1946, and probate of whose will and codicil was granted by the Supreme Court of Victoria, on the 31st day of March, 1947, to Phillip Leslie Hyams, of 18 Ontario-street, Caulfield, and Louis Hyams, of 4 Goathlands-street, St. Kilda, directors, Leslie Albert Hyams and Louis Joseph Hyams, both of 8 Kenleigh-grove, Armadale, clerks, Robert John Hughes, of 368 Collins-street, Melbourne, chartered accountant, and Royle Stone Connolly, of 229 Elizabeth-street, Melbourne, accountant, all in the State of Victoria, the executors named in and appointed by the said will and codicil), are hereby required to send particulars of such claims to the said executors, addressed to 229 Elizabeth-street, Melbourne, on or before the 14th day of June, 1947, after the expiration of which time the said executors will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which they shall have had notice.

Dated this 3rd day of April, 1947.

BLAKE & RIGGALL, 120 William-street, Melbourne, solicitors for the said executors. 9993

CREDITORS, next of kin, and others having claims in respect of the estate of Edith Miriam Hearson, late of 18 Leicester-street, Preston, in the State of Victoria, married woman, deceased (who died on the 16th day of January, 1947), are to send particulars of their claims to The Perpetual Executors and Trustees Association of Australia Limited, at its registered office, 100-104 Queen-street, Melbourne, in the said State, before the 19th day of June, 1947, after which date the said company will distribute the estate, having regard only to the claims of which it then has notice.

KEITH A. NESS, solicitor, 411 Collins-street, Melbourne. 9996

CREDITORS, next of kin, and others having claims in respect of the estate of Margaret Gleeson (also known as Margaret Mary Aloysius Gleeson), late of Ararat, in the State of Victoria, spinster, deceased (who died on the 28th day of December, 1946), are to send the particulars of their claims to The National Trustees, Executors, and Agency Company of Australasia Limited, whose registered office is situate at 95 Queen-street, Melbourne, in the said State, by the 18th day of June, 1947, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

THEO. G. GRANO, solicitor, 112 Barkly-street, Ararat. 9960

In the Supreme Court of the State of Victoria.—*Fi. Fa.*  
NOTICE is hereby given that under and by virtue of certain process issued out of the Supreme Court of the State of Victoria, and directed to the Sheriff, requiring him to levy certain moneys of the real and personal estate of Georgios Christodoulou, of 334 Cardigan-street, Carlton, fishmonger, the said Sheriff will, on Friday the 16th day of May, 1947, at the hour of Eleven o'clock in the forenoon, cause to be sold at the Carlton Police Station, Drummond-street, Carlton (unless the said process shall have been previously satisfied or the said Sheriff be otherwise stayed), all the right, title, estate, and interest (if any) of the said Georgios Christodoulou, in and to all that piece of land known as 334 Cardigan-street, Carlton, and being all that piece of land containing 8 8/10 perches or thereabouts, being part of Crown allotment 1, section 79, at Carlton, Parish of Jifka Jifka, County of Bourke, and being the whole of the land contained in certificate of title, volume 1393, folio 278449.

N.B.—Terms: Cash. No cheques taken.

Dated at Melbourne, this 2nd day of April, 1947.

9987 FRANCIS H. TUCKER, Sheriff's Officer.

**MINING NOTICES.**

**DEBORAH ASSOCIATED NO LIABILITY.**

**FORFEITURE NOTICE.**

NOTICE is hereby given that all shares forfeited for non-payment of No. 15 (March) Call of Three pence per share will be sold by public auction in the vestibule of the Stock Exchange, 428 Chancery-lane, Melbourne, on Thursday, 17th April, 1947, at a quarter to Twelve a.m., unless shares are previously redeemed.

By order of the Board,

FRANK COOPER, Manager.

422 Collins-street, Melbourne, C.I. 9963

**NEW CHUM SYNCLINE GOLD MINE NO LIABILITY.**

**FORFEITURE NOTICE.**

NOTICE is hereby given that all shares forfeited for non-payment of No. 81 (March) Call of Three pence per share will be sold by public auction in the vestibule of the Stock Exchange, 428 Chancery-lane, Melbourne, on Wednesday, 16th April, 1947, at a quarter to Twelve a.m., unless shares are previously redeemed.

By order of the Board,

FRANK COOPER, Manager.

422 Collins-street, Melbourne, C.I. 9964

**IMPOUNDINGS.**

**KEILOR.—Impounded at Keilor.**

1 bay gelding, saddle marked, off hind foot white, star on forehead, no visible brand

If not claimed and expenses paid, to be sold on 24th April, 1947.

E. HARDISTY,  
Poundkeeper.

9976—4/8

**TERANG.—Impounded at Terang, from Cobham-street.**

1 dark Jersey bull, dehorned, two slits off ear, slice off top near ear

From Cameron-street.

1 yellow Jersey cow, V notch top off ear, both horns shelled  
If not claimed and expenses paid, to be sold on 28th April, 1947.

DORIS M. KIDD,  
Poundkeeper.

9977—6/

**STATE ACTS, 1946.**

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.
5109. Geelong Land .. .. .	0 6
5110. Transport Regulation (Amendment) ..	0 6
5111. Factories and Shops (Annual Holidays) ..	0 9
5112. Mornington Sewerage Authority (Validation) ..	0 6
5113. Local Government (Emergency Housing Accommodation) Amendment ..	0 6
5114. Housing (Commonwealth and State Agreement) .. .. .	1 0
5115. Factories and Shops (Early Closing) ..	0 6
5116. Building Operations and Building Materials Control .. .. .	0 9
5117. Water (Levee Banks) .. .. .	0 9
5118. Co-operative Housing Societies .. .. .	0 6
5119. Local Government (Municipal Rolls) ..	0 6
5120. Public Works Loan and Application ..	0 6
5121. Totalizator (Charities) .. .. .	0 6
5122. Drought Relief .. .. .	0 6
5123. Taxation (Arrangements) .. .. .	0 6
5124. Public Service .. .. .	1 6

**STATE ACTS, 1946—continued.**

No.	Price. s. d.
5125. Teaching Service .. .. .	1 3
5126. Police Regulation .. .. .	1 0
5127. Railways (Long Service) .. .. .	0 6
5128. Workers' Compensation .. .. .	1 6
5129. Sewerage Districts (Amendment) .. ..	0 6
5130. Factories and Shops (Bread) .. .. .	0 6
5131. Crimes (Intermediate Sentences) .. ..	0 6
5132. Medical (Chemists' Apprentices) .. ..	0 6
5133. Soldier Settlement (Amendment) .. ..	0 6
5134. Consolidated Revenue .. .. .	0 6
5135. Consolidated Revenue .. .. .	0 6
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J. J. GOURLEY,  
Government Printer.

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On an average, ten words make a line.

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**NOTICE TO SUBSCRIBERS.**

Please substitute this Gazette, No. 226, Friday, 11th April, 1947, for that of Gazette No. 226, Friday, the 11th March, 1947.

This latter Gazette, which was issued in error, should be destroyed.

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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. 227]

MONDAY, APRIL 14.

[1947

Factories and Shops Acts.

## DETERMINATION OF THE RADIO BOARD.

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

IN accordance with the provisions of the Factories and Shops Acts the Wages Board appointed to "determine the lowest prices or rates which may be paid to any person or persons or classes of persons employed in the trade of manufacturing, assembling or maintaining radio appliances, parts or accessories (other than batteries), but not including persons subject to the jurisdiction of any Wages Board heretofore appointed," has made the following Determination, namely:—

1. That, as from the beginning of the first pay period to commence on or after the 1st December, 1946, the last previous Determination of this Board shall be revoked and replaced by this Determination.

2.

Adults.	Wages per Week of 44 Hours.		
	Within a Radius of 20 Miles of G.P.O., Melbourne; 10 Miles of G.P.O., Geelong; at Warrambool, and within Mildura and Gippsland Districts.	At Yallourn.	Other Parts of Victoria.
	£ s. d.	£ s. d.	£ s. d.
Radio serviceman .. .. .	6 19 6	7 6 0	6 16 6
Radio repairer .. .. .	6 4 0	6 10 6	6 1 0
Radio wirer, i.e., employee wiring a complete set from a circuit diagram or model other than on production line .. .. .	5 19 0	6 5 6	5 16 0
Power tube operative—			
1st six months' experience .. .. .	5 19 0	6 5 6	5 16 0
Thereafter .. .. .	6 3 0	6 9 6	6 0 0
Tradesmen (radio) .. .. .	7 2 0	7 8 6	6 19 0
Process worker .. .. .	5 17 0	6 3 6	5 14 0
All others .. .. .	5 9 0	5 15 6	5 6 0

Radio servicemen who in the service of their employers .. .. . motor vehicles shall be paid additional allowances as follows:—

	Per Week.
	£ s. d.
Motor car .. .. .	3 0 0
Motor cycle and side car .. .. .	1 15 0
Motor cycle .. .. .	1 5 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 20 employees, 18s. per week extra.

## FEMALE AND UNAPPRENTICED JUNIOR LABOUR.

3. (a) Subject to the exceptions hereinafter provided, the minimum rates of wages for adult and junior females and for unapprenticed male juniors shall be as follows:—

## WAGES PER WEEK OF 44 HOURS.

	Percentage of Needs Basic Wage.	Constant Loading.	Total Wage Payable—		
			Within 20 Miles of G.P.O., Melbourne; 10 Miles of G.P.O., Geelong; at Warrnambool, and within Mildura and Gippsland Districts.	At Yallourn.	Other Parts of Victoria.
		<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>
<i>I.—Adult Females.</i>					
Under three months' experience .. .. .	65	3 0	68 0	72 0	66 0
All others .. .. .	75	3 0	78 0	83 0	75 6
<i>II.—Junior Females.</i>					
17 years of age and under .. .. .	40	1 0	41 0	43 6	40 0
18 years of age .. .. .	47½	1 3	48 6	52 0	47 6
19 years of age .. .. .	55	1 6	56 6	60 0	55 0
20 years of age .. .. .	62½	2 0	64 6	68 6	62 6
<i>III.—Junior Males.</i>					
Under 16 years of age .. .. .	25	0 6	25 6	27 0	24 6
16 years of age .. .. .	35	0 9	35 6	38 0	34 6
17 years of age .. .. .	47½	1 0	48 6	51 6	47 0
18 years of age .. .. .	60	1 0	61 0	65 0	59 0
19 years of age .. .. .	75	2 0	77 0	82 0	74 6
20 years of age .. .. .	90	2 0	92 0	98 0	89 6

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) 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.

## 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, including unapprenticed juniors:—

*Cold Places.*

(a) 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.

*Dirty Work.*

(b) 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 in 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 Wages Board.

*Hot Places.*

(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. 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.

*Wet Places.*

(d) 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 and effective 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.

*Special Rates not Cumulative.*

(e) 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.*

(f) 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 AND BOARD.

5. (a) An employee who on any day or from day to day is required to work at a job away from his accustomed workshop or depot shall at the direction of his employer present himself for work at such job at the usual starting time; but for all time reasonably spent in reaching and returning from such job (in excess of the time normally spent in travelling from his home to such workshop or depot and returning) he shall be paid travelling time, and also any fares reasonably incurred in excess of those normally incurred in travelling between his home and such workshop or depot.

An employee who with the approval of his employer uses his own means of transport for travelling to or from outside jobs shall be paid the amount of excess fares which he would have incurred in using public transport unless he has an arrangement with his employer for a regular allowance.

(b) An employee—

(i) engaged in one locality to work in another; or

(ii) sent from his usual locality to another for employment which can reasonably be regarded as permanent, involving a change of residence, shall be paid travelling time whilst necessarily travelling between such localities, and, for a period not exceeding three months, expenses.

(c) An employee sent from his usual locality to another (in circumstances other than those prescribed in sub-clause (b) hereof) and required to remain away from his usual place of abode shall be paid travelling time whilst necessarily travelling between such localities, and expenses whilst so absent from his usual locality.

(d) The rate of pay for travelling time shall be ordinary rates, except on Sundays and holidays, when it shall be time and a half.

(e) The maximum travelling time to be paid for shall be twelve hours out of every twenty-four hours, or when sleeping berth is provided by the employer for all-night travel, eight hours out of every twenty-four.

(f) "Expenses" for the purpose of this clause means:—

(i) All fares reasonably incurred.

For boat travel the fares allowed shall be first-class on coastal boats, and on interstate boats where there is no second-class as distinct from steerage; and for rail travel, second-class, except where all-night travelling is involved, when they shall be first-class, with sleeping berth where available.

(ii) Reasonable expenses incurred whilst travelling, including 2s. 6d. for each meal taken.

(iii) A reasonable allowance to cover the cost incurred for board and lodging.

(g) 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 Sunday.

(h) 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 WORK.

*Day Workers.*

6. (a) Subject to the exceptions hereinafter provided the ordinary hours of work shall be 44 per week to be worked in five days of 8 hours (Monday to Friday inclusive) and one day (Saturday) of 4 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.

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 the purposes of this Determination.

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.

*Five-Days Week.*

(b) In any case in which the ordinary week's work of 44 hours can be performed in five days as aforesaid without—

(i) detriment to the public interest;

(ii) loss in the value of goods handled or to be handled;

(iii) reducing the efficiency of production; or

(iv) reducing the efficacy of the necessary service,

the employer shall on or before the 1st July, 1946, allow those employees who so desire to do so to work their ordinary hours in five days as aforesaid. Any dispute as to whether the ordinary hours of work can in any case or cases be worked in five days without detriment, loss or reduction as aforesaid shall be determined by the Wages Board upon application made by or on behalf of the employees. Upon such an application proof that the working of a five-days week will result in such detriment, loss or reduction as aforesaid shall be upon the employer.

This sub-clause shall not apply to employees engaged on the maintenance and servicing of plant.

It is a condition of the allowing of a five-days week hereunder that if required employees shall comply with the reasonable and lawful orders of the employer as to working overtime, including the working of overtime on Saturday.

## SHIFT WORK.

*Definitions.*

7. (a) For the purposes of 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.

*Hours—Continuous Work Shifts.*

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

The ordinary hours of such 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.

Subject to the following conditions such shift workers shall work at such times as the employer may require—

- (i) a shift shall consist of 8 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.

*Hours—Other Than Continuous Work.*

(c) 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 8 hours and one shift (Saturday) of four hours ; or
- (ii) 88 in 14 consecutive days, in which case an employee shall not, without payment for overtime, be required to work more than 8 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 for overtime, be required to work more than 8 consecutive hours on any shift or more than six shifts in any week.

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.

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

*Rosters.*

(d) Shift rosters shall specify the commencing and finishing times of ordinary working hours of the respective shifts.

*Variation by Agreement.*

(e) 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.

The time of commencing and finishing shifts once having been determined may be varied by agreement between the employer and the accredited representative of the union to suit the circumstances of the establishment, or in the absence of agreement by seven days' notice of alteration given by the employer to the employees.

*Afternoon or Night Shift Allowances.*

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

Shift workers on other than continuous work whilst on afternoon or night shifts shall be paid 10 per cent. more than the ordinary rates for such shifts.

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.

An employee who—

- (i) during a period of engagement on shift works night shift only ; or
- (ii) remains on night shift for a longer period than four consecutive weeks ; or
- (iii) works on a night shift which does not rotate or alternate with another shift or with day work so as to give him at least one-third of his working time off night shift in each shift cycle.

shall during such engagement, period or cycle, be paid at the rate of time and a quarter for all time worked during ordinary working hours on such night shifts.

*Overtime.*

(g) 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 such 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 ; or
- (vi) on a shift to which an employee is transferred on short notice as an alternative to standing the employee off in circumstances which would entitle the employer to deduct payment for a day in accordance with clause 13 (b) hereof.

Provided that when not less than 8 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 4 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.

*Sundays and Holidays.*

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

Shift workers on other than continuous work 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 a Sunday or holiday 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.

*Junior and Female Employees.*

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

*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.

Except as provided in this sub-clause or sub-clause (b) hereof in computing overtime each day's work stand alone.

*Rest Period After Overtime.*

(b) When overtime work is necessary it shall, wherever reasonably practicable, be so arranged that employees have at least eight consecutive hours off duty between the work of successive days.

An employee (other than a casual employee) who works so much overtime between the termination of his ordinary work on one day and the commencement of his ordinary work on the next day that he has not at least eight consecutive hours off duty between those times shall, subject to this sub-clause, be released after completion of such overtime until he has had eight consecutive hours off duty without loss of pay for ordinary working time occurring during such absence.

If on the instructions of his employer such an employee resumes or continues work without having had such eight consecutive hours off duty he shall be paid at double rates until he is released from duty for such period and he shall then be entitled to be absent until he has had eight consecutive hours off duty without loss of pay for ordinary working time occurring during such absence.

*Call Back.*

(c) An employee recalled to work overtime after leaving his employer's business premises (whether notified before or after leaving the 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. This sub-clause shall not apply in cases where it is customary for an employee to return to his employer's premises to perform a specific job outside his ordinary working hours, or where the overtime is continuous (subject to a reasonable meal break) with the completion or commencement of ordinary working time.

Overtime worked in the circumstances specified in this sub-clause shall not be regarded as overtime for the purposes of sub-clause (b) of this clause where the actual time worked is less than three hours on such recall or on each of such recalls.

*Saturday Work—Five-days Week.*

(d) A day worker on a five-days week required to work overtime on a Saturday shall be afforded at least three hours' work or paid for three hours at the appropriate rate except where such overtime is continuous with overtime commenced on the day previous.

*Standing By.*

(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 serviceman the rate herein prescribed.

*Meal Hours—General.*

(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.

*Meal Hours—Maintenance Employees.*

(g) 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 break-downs of plant or upon routine maintenance of plant which can only be done while such plant is idle.

*Crib Time.*

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

Provided that where a day worker on a five-days week is required to work overtime on a Saturday the first prescribed crib time shall, if occurring between 10 a.m. and 1 p.m., be paid at ordinary rates.

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.

*Tea Money.*

(i) An employee required to work overtime for more than two hours without being notified on the previous day or earlier 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 workshops who can reasonably return home for meals.

Unless the employer advises an employee on the previous day or earlier that the amount of overtime to be worked will necessitate the partaking of a second or subsequent meal (as the case may be) the employer shall provide such second and/or subsequent meals or make payment in lieu thereof as above prescribed.

If an employee pursuant to notice has provided a meal or meals and is not required to work overtime or is required to work less than the amount advised he shall be paid as above prescribed for meals which he has provided, but which are surplus.

*Transport of Employees.*

(j) When an employee, after having worked overtime, or a shift for which he has not been regularly rostered, finishes work, at a time when reasonable means of transport are not available, the employer shall provide him with a conveyance to his home or pay him his current wage for the time reasonably 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.

(b) An employee not engaged on continuous work shall be paid at the rate of double time for work done on Sunday 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 (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, 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 termination of the employment, wages due to an employee shall be paid to him on the day of such termination 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 for such non-attendance.

##### *Casual Employment.*

(d) 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.

#### LATE COMERS.

(e) Notwithstanding anything elsewhere contained in this Determination an employer may select and utilize for time-keeping purposes any fractional or decimal proportion of an hour (not exceeding a quarter of an hour) and may apply such proportion in the calculation of the working time of employees who without reasonable cause promptly communicated to the employer, report for duty after their appointed starting times or cease duty before their appointed finishing times.

An employer who adopts a proportion for the aforesaid purpose shall apply the same proportion for the calculation of overtime.

#### 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.

(ii) 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.

(iii) He shall prove to the satisfaction of his employer (or in the event of dispute the Wages Board) 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.

(iv) 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 (iv) of this sub-clause an employer may, within one month of this Determination coming into operation or 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.

##### *Single day absences.*

(b) In the case of an employee who claims to be allowed paid sick leave in accordance with this clause for an absence of one day only, such employee, if in the year he has already been allowed paid sick leave on more than one occasion for one day only, shall not be entitled to payment for the day claimed unless he produces to the employer a certificate of a duly qualified medical practitioner that in his, the medical practitioner's, opinion the employee was unable to attend for duty on account of personal illness or on account of injury by accident. Nothing in this sub-clause shall limit the employer's rights under sub-clause (a) (iii) hereof.

##### *Cumulative Sick Leave.*

(c) Sick leave shall accumulate from year to year so that any balance of the period specified in sub-clause (a) (iv) of this clause which has in any year not been allowed to an employee by an employer as paid sick leave may be claimed by the employee and subject to the conditions hereinbefore prescribed shall be allowed by that employer in a subsequent year without diminution of the sick leave prescribed in respect of that year.

Provided that sick leave which accumulates pursuant to this sub-clause shall be available to the employee for period of two years, but for no longer from the end of the year in which it accrues.

*Attendance at Hospital &c.*

(d) 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 (nor 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.**Period of Leave.*

15. (a) A period of fourteen consecutive days' leave shall be allowed annually to an employee after twelve months' continuous service (less the period of annual leave) as an employee on weekly hiring in any one or more of the occupations to which this Determination applies.

*Seven-day Shift Workers.*

(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.

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 fourteen consecutive days' annual leave prescribed in sub-clause (a) hereof increased by half a day for each month he is continuously engaged as aforesaid.

*Annual Leave Exclusive of Public Holidays.*

(c) Subject to this sub-clause 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 and is observed on a day which in the case of that employee would have been an ordinary working day, there shall be added to the period of annual leave time equivalent to the ordinary time which the employee would have worked if such day had not been a holiday.

Where a holiday falls as aforesaid and the employee fails without reasonable cause proof whereof shall be upon him to attend for work at his ordinary starting time on the working day immediately following the last day of the period of his annual leave he shall not be entitled to be paid for any such holiday.

*Broken Leave.*

(d) The annual leave shall be given and taken in a continuous period or, if the employee and the employer so agree, in two separate periods and not otherwise.

*Calculation of Continuous Service.*

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

- (i) any interruption or termination of the employment by the employer if such interruption or termination 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 personal sickness or accident or on account of leave lawfully granted by the employer; or
- (iii) any absence with reasonable cause proof whereof shall be upon the employee.

In cases of personal sickness or accident or absence with reasonable cause the employee to become entitled to the benefit of this sub-clause shall inform the employer in writing if practicable within 24 hours of the commencement of such absence of his inability to attend for duty and as far as practicable the nature of the illness injury or cause and the estimated duration of his absence. A notification given by an employee pursuant to clause 14 shall be accepted as a notification under this sub-clause.

Any absence from work by reason of any cause not being a cause specified in this sub-clause shall not be deemed to break the continuity of service for the purposes of this clause unless the employer during the absence or within fourteen days of the termination of the absence notifies the employee in writing that such absence will be regarded as having broken the continuity of service.

In cases of individual absenteeism such notice shall be given in writing to the employee concerned, but in cases of concerted or collective absenteeism notice may be given to employees by the posting up of a notification in the plant, in the manner in which general notifications to employees are usually made in that plant and by posting to each union whose members have participated in such concerted or collective absenteeism a copy of same not later than the day it is posted up in the plant.

A notice to an individual employee may be given by delivering same to him personally or by posting it to his last recorded address, in which case it shall be deemed to have reached him in due course of post.

In calculating the period of twelve months' continuous service any such absence as aforesaid shall not, except to the extent of not more than fourteen days in a twelve-monthly period in the case of sickness or accident, be taken into account in calculating the period of twelve months' continuous service.

*Calculation of Service.*

(f) Service before the date of operation of this Determination shall be taken into consideration for the purpose of calculating annual leave, but an employee shall not be entitled to leave or 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 clause hereby revoked. Provided however, that in respect of service before the 1st January, 1946, the annual leave shall be allowed at the rate of 3½ hours for each completed one month of continuous service and in respect of service after that date at the rate of 7½ hours for each completed one month of continuous service. Any broken part of a month served before the 1st January, 1946, shall for the purposes of this clause be deemed to be service after the 1st January, 1946. The period of annual leave to be allowed under this sub-clause shall be calculated to the nearest day any broken part of a day in the result not exceeding half a day to be disregarded.

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.

*Calculation of Month.*

(g) 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.

*Leave to be Taken.*

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

*Time of Taking Leave.*

(i) 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 two weeks' notice to the employee.

*Leave Allowed Before Due Date.*

(j) 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.

Where leave has been granted to an employee pursuant to this sub-clause 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 one complete month 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-twelfth 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.

*Payment for Period of Leave.*

(k) Each employee before going on leave shall be paid two weeks' wages, except a shift worker or an employee taking his leave pursuant to sub-clause (d) of this clause either of whom shall be paid the amount of wage he would have received in respect of the ordinary time which he would have worked had he not been on leave during the relevant periods. For the purposes of this sub-clause and sub-clause (l) hereof, wages 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.

*Proportionate Leave on Dismissal.*

(l) If after one month's continuous service in any qualifying twelve-monthly period an employee lawfully leaves his employment or his employment is terminated by the employer through no fault of the employee, the employee shall be paid at his ordinary rate of wage for 3½ hours in respect of each completed one month of continuous service before the 1st January, 1946, and for 7½ hours at the same rate in respect of each completed month of continuous service after that date, the service in each case being service in respect of which leave has not been granted hereunder.

*Annual Close Down.*

(m) Where an employer closes down his plant, or a section or sections thereof, for the purposes of allowing annual leave to all or the bulk of the employees in the plant, or section or sections concerned, the following provisions shall apply—

- (i) He may by giving not less than one month's notice of his intention so to do stand off for the duration of the close down all employees in the plant or section or sections concerned, and allow to those who are not then qualified for two full weeks' leave paid leave on a proportionate basis of one-sixth of a week's leave for each completed month of continuous service.
- (ii) An employee who has then qualified for two full weeks' leave, and has also completed a further month or more of continuous service shall be allowed his leave, and shall subject to sub-clause (f) hereof also be paid one-sixth of a week's wages in respect of each completed month of continuous service performed since the close of his last twelve-monthly qualifying period.
- (iii) The next twelve-monthly qualifying period for each employee affected by such close down shall commence from the day on which the plant, or section or sections concerned is re-opened for work.  
Provided that all time during which an employee is stood off without pay for the purposes of this sub-clause shall be deemed to be time of service in the next twelve-monthly qualifying period.
- (iv) If in the first year of his service with an employer an employee is allowed proportionate annual leave under paragraph (i) hereof, and subsequently within such year lawfully leaves his employment or his employment is terminated by the employer through no fault of the employee, he shall be entitled to the benefit of sub-clause (l) of this clause subject to adjustment for any proportionate leave which he may have been allowed as aforesaid.

MISCELLANEOUS.

*Accommodation and Conveniences.*

*Boiling Water.*

16. (a) (i) Employers shall provide boiling water for employees at meal times.

*Drinking Water.*

(ii) Employers shall provide for the use of employees in workshops a sufficient supply of wholesome cool drinking water from bubble taps or other suitable drinking fountains.

*First-Aid Outfit.*

(iii) In each work shop and 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, carbolyzed .. .. .	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 .. .. .	

*Lockers.*

(iv) An employer shall at some reasonably convenient place on his premises provide a suitable locker for each employee in his workshop, or hanging facilities which afford reasonable protection for employees' clothes. In any case in which compliance with this paragraph necessitates the provision of lockers or new or improved hanging facilities, they shall be provided by the 1st July, 1946, unless the employer proves to the satisfaction of the Wages Board that he is unable by reason of shortage of material or labour or any other difficulties to provide such new or improved facilities, in which case their provision may be postponed for such period or periods as the Wages Board determines.

*Washing and Sanitary Conveniences.*

(v) Employers shall provide proper and sufficient washing and sanitary conveniences.

*Clothing, Equipment and Tools**Damage to Clothing and Tools.*

(b) (i) 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 molten metal 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.

*Gloves.*

(ii) Suitable canvas or leather gloves shall be provided by employers for operators of pneumatic tools and/or punch and shearing machines and suitable gloves or pads for such other work as foreman and employee may agree.

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 employers 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 equipment shall be provided.

In any case where an organization alleges that an employer or his representative is persistently unreasonable or capricious in relation to such claims, it may bring such case before the Wages Board.

*Goggles.*

(iii) Suitable mica or other goggles shall be provided by the employer for each employee using emery wheels or where used by more than one employee such goggles shall be sterilized before being used by another employee. An employee when working on emery wheels shall wear the goggles provided for his protection.

Goggles containing celluloid shall not be considered suitable for the purposes of this provision.

*Masks.*

(iv) Where necessary suitable masks shall be provided for employees required to use compressed air for blowing dust from electrical machinery or equipment. An employee when performing such work shall wear the mask provided for his protection. Masks containing celluloid shall not be considered suitable for the purposes of this provision.

*Protective Equipment—Welding.*

(v) Employers shall provide a sufficient supply of the under-mentioned equipment to enable each welder and his assistant when engaged on work necessitating its use to be supplied with same:—

- (a) Suitable asbestos sheets.
- (b) Hand screens or helmets fitted with coloured glass (or, in the case of oxy-acetylene operators, protective glasses with side shields).
- (c) Anti-flash goggles.
- (d) Aprons, leather sleeves and leggings (or coveralls of flame-proof material) and gauntlet gloves; and
- (e) Gum or other insulating boots when working in places so damp that danger of electric shock exists.

An employee who is pursuant to this paragraph supplied with any of the equipment specified herein shall wear or use, as the case may be, such equipment in such a way as to achieve the purpose for which it is supplied.

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.

*Tools.*

(vi) 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

*Females—Rest Period and Seats.*

(c) 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.

When requested by employees and where practicable suitable seats shall be provided by the employer for female employees.

*Ventilation.*

(d) While any work is being carried on in any confined or enclosed space in which—

- (i) fumes, gases, dust or vapours which may be dangerous or injurious are liable to be present or to be generated in the course of the work; or
- (ii) the atmosphere may otherwise become vitiated;

the employer shall install a suction exhaust apparatus, through which by means of a power-driven fan air is drawn from the vicinity of the work in relation to which it is installed.

Where it is impracticable to install such suction exhaust apparatus the employer shall take all such steps as are necessary to ensure safe working conditions in any such confined or enclosed space.

This sub-clause shall not be deemed to be inconsistent with the Harmful Gases, Vapours, Mists, Smokes and Dust Regulations 1945 (published in the *Victoria Government Gazette* No. 21, dated 7th February, 1945) and shall not apply to any processes or occupations to which those Regulations apply.

## SHOP STEWARDS.

17. An employee appointed shop steward in the shop or department in which he is employed shall upon notification to his employer, be recognized as the accredited representative of the union to which he belongs, and he shall be allowed 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 the 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 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 Wages Board.

Provided that where certain employees are working under a system of shift work which precludes a representative from entering them during the midday meal break, the representative shall have the right to enter the employer's premises for purpose of interviewing such employees at such time and under such conditions as to notice as may be mutually arranged between the representative and the employer or, failing agreement at such times, and under such conditions as the Wages Board decide.

(b) For the purpose of investigating complaints concerning the application of this Determination, or the employment of employees 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 time being of a certificate, signed by the general secretary of that organization and bearing the seal of that organization, in following form, or in a form not materially differing therefrom:—

(Name of organization.)

THIS IS TO CERTIFY THAT  
I, \_\_\_\_\_  
named organization.

is a duly accredited representative of the

(Seal.)

General Secretary.

Specimen signature of holder.  
Strictly not transferable.

Date—

## 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, 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 union or the district secretary or organizer of any division suspects that a breach of the Determination has been committed. It shall also be demanded 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 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 premises upon which accredited union representatives shall be permitted to post formal union notices, signed or countersigned by the representative posting same.

Any notice posted on such board not so signed or countersigned may be removed by an accredited Union representative by the employer.

## DEFINITIONS.

## General.

21. "Confined space" means a compartment or space, access to which is through a manhole or similar opening, or a place the dimensions of which necessitate an employee working in a stooped or otherwise cramped position, or without proper lighting.

"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 process—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.

"Power tube operative" means an adult male employee engaged in assembling or glass operations in the making of electronic power tubes, where the work is not reduced to process operations.

"Tradesman (radio)" means an adult male employee engaged on radio work which requires the application of general trade skills gained through apprenticeship or equivalent training in that work.

"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.



## 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 Acts 1934*, the Board hereby determines that such rates shall be automatically adjusted as prescribed in clause 23.

*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; at Warrambool, and within Mildura and Gippsland Districts ..	£ s. d. 5 0 0	s. d. 6 0	£ s. d. 5 6 0	Melbourne
Yallourn—6s. 6d. in excess of basic wage for Melbourne.				
Elsewhere—3s. less than the contemporaneous basic wage for Melbourne.				

## ADJUSTMENT OF BASIC WAGE.

23. (a) For the purposes of this Determination the expression "Commonwealth Statistician's 'all items' 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.

(b) Until the beginning of the first pay period to commence in February, 1947, the amounts of the Basic Wage shall be as prescribed in clause 22.

(c) During each future successive period beginning with the first pay period to commence in a February, a May, an August, or a November, the amount of the needs basic wage shall be adjusted by the following method, namely, by multiplying the last published Commonwealth Statistician's "all items" retail price index number by the factor .087 taken to one place of decimals, the resultant whole number being the amount of the basic wage expressed in shillings, but should the decimal number reach .5 or more the basic wage shall be taken to the next higher shilling.

## MARGINAL RATES.

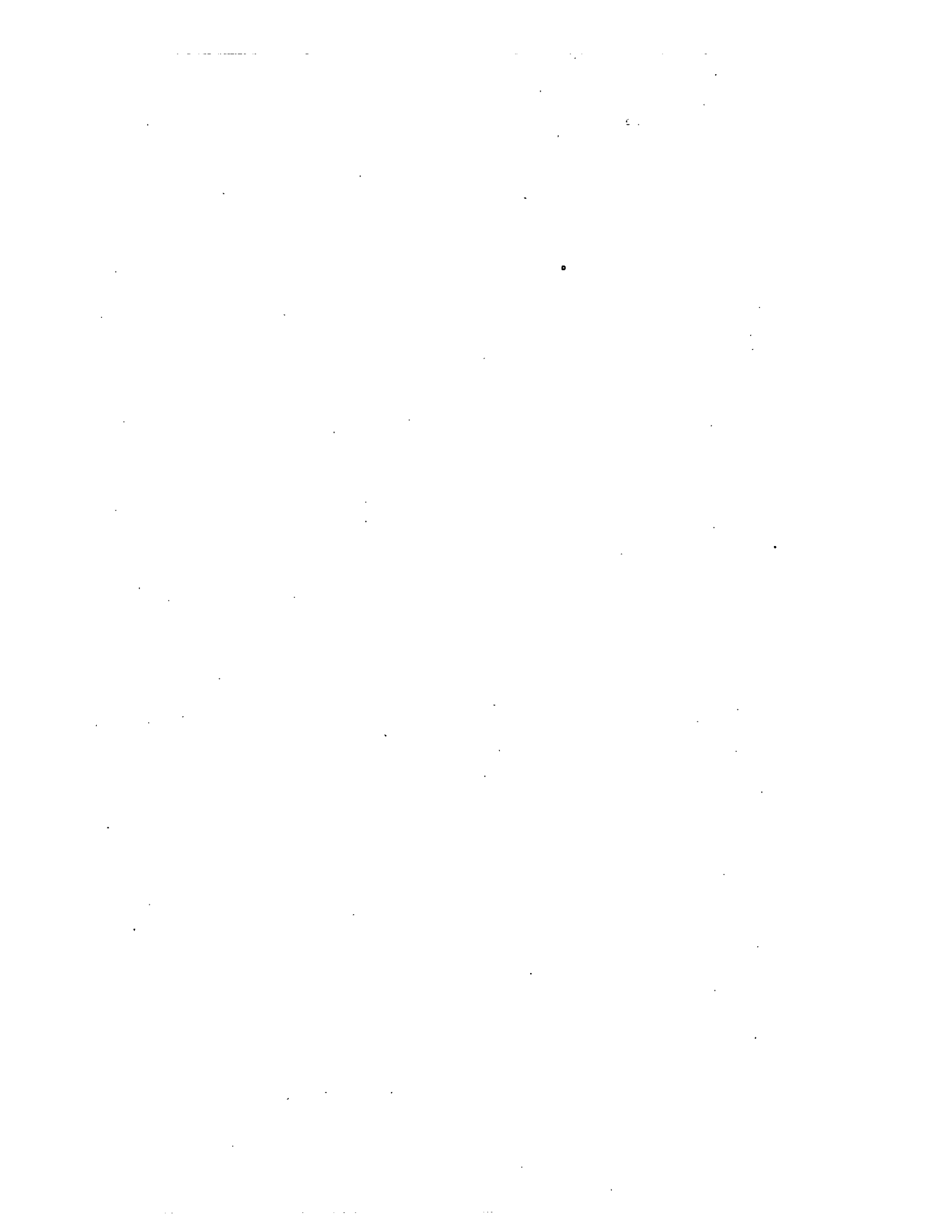
In addition to the basic wage provided in clause 22 the margins and wartime loadings set out in this clause shall be the minimum rate payable to employees therein named:—

	Margins Per Week.	Wartime Loadings Per Week.
	s. d.	s. d.
Radio serviceman .. .. .	27 6	6 0
Radio repairer .. .. .	15 0	3 0
Radio wireman .. .. .	10 0	3 0
Power tube operative—		
1st six months' experience .. .. .	10 0	3 0
Thereafter .. .. .	14 0	3 0
Tradesman (radio) .. .. .	30 0	6 0
Process worker .. .. .	8 0	3 0
All others .. .. .	Nil	3 0

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

J. W. RYAN, Secretary.

Melbourne, 7th January, 1947.





# VICTORIA GOVERNMENT GAZETTE.

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MONDAY, APRIL 14.

[1947

Factories and Shops Acts.

## DETERMINATION OF ENTERTAINMENT EMPLOYEES (PERFORMERS) BOARD.

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

IN accordance with the provisions of the Factories and Shops Act, the Wages Board appointed to "determine the lowest prices or rates which may be paid to any person or persons or classes of persons (other than persons subject to the jurisdiction of any Wages Board heretofore appointed) engaged as performers in radio or other entertainments conducted for private gain has made the following determination, namely:—

1. That as from the beginning of the first pay period to commence on or after the 23rd January, 1947, the last previous Determination of this Board shall be revoked and replaced by this Determination.

### PART I.—Theatrical Entertainments.

#### RATES OF PAY.

2. The minimum rates of pay to be paid by an employer to an employee for work, inclusive of work in or incidental to either performances or rehearsals or both shall subject to reduction under clause 12 of this Determination be as set out hereunder.

—	Engaged by the Week.	Not on Tour.		On Tour.	
		Per Week. *A	Per Week. *B	Per Week. *A	Per Week. *B
		£ s. d.	£ s. d.	£ s. d.	£ s. d.
(i)	Actor .. .. .	6 15 0	6 16 0	7 12 6	7 13 6
(ii)	Actress .. .. .	6 1 6	6 2 6	6 19 0	7 0 0
(iii)	Male engaged in the chorus or ballet .. .. .	6 5 0	6 6 0	7 2 6	7 3 6
(iv)	Female engaged in the chorus or ballet .. .. .	5 11 0	5 12 0	6 8 6	6 9 6
(v)	supernumeraries engaged by the week shall be paid 5s. for each rehearsal and 6s. for each performance with a minimum payment per week of £2 10s.				
(vi)	Juvenile Rates—				
(a)	<i>Males.</i>		Not on Tour. Per Week.		On Tour. Per Week.
	Under 14 years of age and not within sub-clause (c) hereof .. .. .		£ s. d.		£ s. d.
	14 years of age and under 16 years of age .. .. .		1 12 6		2 2 6
	16 years of age and under 18 years of age .. .. .		2 7 6		2 17 6
	18 years of age and under 21 years of age .. .. .		3 15 0		4 7 6
			4 10 0		5 5
(b)	<i>Females.</i>				
	Under 14 years of age and not within sub-clause (c) hereof .. .. .		1 12 6		2 2 6
	14 years of age and under 16 years of age .. .. .		2 7 6		2 17 6
	16 years of age and under 18 years of age .. .. .		3 10 0		4 2 6
	18 years and under 20 years of age .. .. .		4 5 0		5 0 0

\* Rates in columns "A" are payable until the beginning of the first pay period to commence in February, 1947, thereafter the rates in columns "B" are payable.

(c) Children under 14 years of age who are engaged in pantomime who do not appear in the night performances shall be paid £1 per week and shall perform one rehearsal on the stage before commencement of production without payment. The material for the wardrobe for these children will be supplied by the employers; if the employer makes the costume it shall remain the employer's property but otherwise it shall be the property of the child.

(vii) A member of the ballet or chorus who acts as deputy ballet or chorus master or mistress or who, under the instructions and supervision of the producer or stage manager supervises the numbers or acts to be performed by the ballet or chorus during a performance shall be paid not less than 16s. per week in addition to the per week rate.

(viii) If an employee is required by his or her employer to act as understudy he or she shall be paid an additional 5s. per week for each part understudied as required except that in cases where the part or one of the parts understudied is that of the leading actor or comedian or leading actress or comedienne 10s. per week shall be paid for that part instead of or in addition to the 5s. as the case may be.

(ix) A person who is attending rehearsals at the direction of an employer for a future production and who is not at that time employed in any current production by that employer shall for the period between the first date upon which such person is directed to attend for rehearsal and the commencement of the production be paid one half of the rates mentioned in sub-clause (a) (i), (ii), (iii), (iv) and (vi) (plus the full on tour allowance where applicable) for any week in which the number of hours worked at such rehearsals does not exceed 24 and full rates for any week in which such number of hours is 24 or more but if such period exceeds four weeks full rates shall be paid for each week in excess of four.

Engaged Casually.		Per Day.
		£ s. d.
(a)	Actors and Actresses .. .. .	1 5 0
	Chorus and ballet male and female .. .. .	1 0 0
<i>Juveniles, Male and Female.</i>		
	14 years and under 16 years of age .. .. .	0 8 0
	16 years and under 18 years of age .. .. .	0 12 0
	18 years and under 21 years of age .. .. .	0 17 0
<p>The above rates include one rehearsal of one hour if required. For any number of performances above one on any one day for the same employer a further quarter of the above rates shall be paid for the second performance and full rate for each performance above two. If the employee be engaged by more than one employer on any one day the above full rates shall be paid by each employer. Performances at different places on the same day for the same employer shall not be deemed to be employment by different persons.</p>		
<i>Supernumeraries.</i>		Per Day.
		£ s. d.
	For attending a rehearsal and performance in one day .. .. .	0 16 0
	For attending two performances in one day .. .. .	0 15 0
	For attending a rehearsal only in one day .. .. .	0 8 0
	For attending a performance only in one day .. .. .	0 7 0

(b) An employee who lives in and is under casual engagement to perform any work at any place outside the metropolitan area shall have first class rail or other transport provided by the employer and if required to travel at night shall be provided with a sleeping compartment in the case of rail travel. Should the employer not provide such sleeping compartment the employer shall pay to the employee the sum usually charged to the employer by the railway authorities therefor.

The employer shall provide reasonable accommodation at an hotel or boarding house for any such casual employee who is obliged to remain and lodge overnight at any place other than his usual place of abode and in default thereof shall pay such employee the sum of 12s. 6d.

Should the total time of the outward and return journey of a casual employee travelling to and from employment outside the metropolitan area exceed twenty-four hours such employee shall be paid one half of the abovementioned rates for each period of twenty-four hours or part thereof in such excess in addition to the provision of lodging.

(c) Employees engaged by the week while on tour shall be paid their weekly wages from the time the employees leave the place of engagement until they return to that place at the end of the tour, broken weeks at the beginning or end of the tour to be paid for *pro rata*, and the days of departure and return other than Sundays to be each counted as one day worked ;

Provided that such employees whilst travelling on ship, if the employer provide passage, including bed and board, shall in respect only of each complete calendar day of such travelling be entitled only to one-twelfth of their weekly wage.

(d) Notwithstanding any contract or arrangement no employee engaged by the week shall be paid or receive from his employer in respect of the whole period of his employment an aggregate of payments and allowances less than the aggregate of the minimum payments and allowances for ordinary work, overtime work, extra performances, and travelling fares and expenses payable to or receivable by an employee under this Determination in respect of similar employment in the absence of any such contract or arrangement.

**SPECIAL ATTENDANCES.**

3. If for the purpose of wardrobe, photography, or any other matter connected with an employer's business, he requires an employee to attend at any place before the commencement of his period of employment, he shall pay the employee for the time of such attendance *pro rata* at the minimum rate prescribed for the employee by clause 2 of this Determination with a minimum payment as for three hours.

This time of any such attendance during the period of employment shall be counted as time worked.

**WAGES WHEN PAID.**

4. Wages shall be paid to an employee without any deduction (other than advances on account of wages, fines or tax or other deductions which the employer is bound by law to deduct) not later than 10 p.m. on the Friday of each week, except in the case of a broken week, when payment shall be made not later than the same hour on the night of the last performance: Provided that should any employee be short paid or over paid in any week, in the case of short payment he shall receive the amount short paid on the following pay day or as soon thereafter as possible, and in the case of over payment, the amount over paid shall be deducted from the employee's wage on the following pay day or as soon thereafter as possible: Provided further that this clause shall not affect sub-clause (f) of clause 5 and clauses 7 and 17 of this Determination.

**ENGAGEMENT.**

5. (a) In the case of employees not engaged for a tour and not paid the rates for those casually engaged, the employment shall be terminated on either side only by a week's notice, either given in writing or plainly posted up on the call board or other place seen by the employees in the ordinary course of their employment, which notice may be given at any time during the week, and the employee shall only be entitled to payment *pro rata* for the time up to the expiration of the notice.

(b) In the case of an employee engaged for a tour the employment shall continue until the employee is returned to the place of engagement, but may, in the absence of any agreement to the contrary, be then terminated without notice. Should the employee leave the employer's employ during the course of the tour such employee shall be responsible for his own return fare unless such leaving be justified by and directly attributable to a breach of this Determination by the employer with respect to such employee during the employment, in which case the fare shall be payable by the employer.

(c) If any work is done by an employee for the employer after the time of the expiration of the notice under sub-clause (a) hereof or after the termination of a touring engagement under sub-clause (b) hereof otherwise than in pursuance of a separate weekly or touring engagement, it shall be paid for at casual rates.

(d) Employees, to become entitled to be treated as being engaged by the week must perform such work as the employer shall from time to time require on the days and during the hours usually worked by the class of employees affected.

(e) Nothing in this Determination shall affect any legal right of an employer to dismiss without notice any employee, whether on tour or not, for malingering, neglect of duty or misconduct; and in case of such dismissal, wages shall be payable for the employment up to, but not after, the time of the dismissal.

(f) Notwithstanding anything contained in this Determination an employer may deduct payment of wages for any day on which an employee cannot be employed in his usual class of employment because of—

- (i) any strike;
- (ii) any breakdown of machinery;
- (iii) any stoppage of work unavoidable by the employer.

#### TRY-OUTS.

6. The engagement shall not be deemed to have commenced until after a "try-out" if such "try-out" is desired; and an employee shall not be entitled to any payment until he or she is definitely engaged, except as prescribed herein and for rehearsals as prescribed in paragraph (ix) of sub-clause (a) of clause 2 of this Determination. Any "try-out" involving an appearance in public shall be paid for at the rate of one-sixth of the prescribed minimum weekly rate for the class of employee in question and any "try-out" not involving such public appearance shall not be paid for unless the number thereof exceeds three in any calendar month in which case there shall be paid for each "try-out" in excess the one-sixth rate aforesaid. No "try-out" shall be held on a Sunday.

#### ABSENCE FROM DUTY.

7. (a) Any employee paid per week absent from duty shall lose pay proportionate to the time of such absence unless he produces or forwards to his employer within twenty-four hours of the commencement of such absence evidence satisfactory to the employer that the absence was reasonable, because of either—

- (i) any illness of himself due neither to his own default nor to accident arising otherwise than out of and in the course of his employment; or
- (ii) any bodily injury to himself caused by accident arising out of and in the course of his employment.

(b) If any dispute shall arise as to the deduction of pay on the ground that satisfactory evidence has not been produced or forwarded, the question whether the evidence should have been accepted by the employer as satisfactory may be determined by the local secretary or other authorized representative of the Actors' Equity of Australia and the employer or his representative and if they do not agree shall be determined by the Wages Board, and the employer and the employee shall treat the evidence as satisfactory or not satisfactory for the purpose of sub-clause (a) hereof according to the tenor of the determination; which determination shall be conclusive and subject to no appeal.

(c) This clause shall not affect any right of the employer to determine the employment in accordance with clause 5 of this Determination.

#### HOURS.

8. Hours of duty shall not exceed  $8\frac{1}{2}$  in any one day nor 96 in any one fortnight, including both performances and rehearsals.

#### OVERTIME.

9. (a) For all time worked over  $8\frac{1}{2}$  hours in any one day or 96 hours in any one fortnight, the employee shall be paid at the rate of time and a quarter.

(b) If an employee is detained in the theatre by the employer or his representative until after 11.30 p.m. he or she shall be paid for the time he or she is detained after 11.30 p.m. at the rate of time and a half

(c) If a female employee is detained too late to travel by the last tram, train or vessel to her home (temporary or permanent), as the case may be, the employer shall provide for her proper conveyance to her home. This provision shall also apply to a male employee if his home is more than a mile from the theatre.

#### DEFINITION.

(d) "Time and a quarter" and "time and a half" used in relation to pay, respectively mean at the rate of one and a quarter and one and a half the actual pay of the employee in question, calculated *pro rata* for the time for which the payment is to be made.

#### TIMES OF PERFORMANCE AND REHEARSAL.

10. (a) Where a rehearsal is held on the same day as a performance the rehearsal shall not exceed  $4\frac{1}{2}$  hours in duration. Such rehearsal shall not commence before 10 a.m. and shall finish at or before 4 p.m., with an interval of at least one hour, or at the employer's option the rehearsal may commence at 10 a.m. and continue until 1.30 p.m. without any interval. If no performance is held on the same day as a rehearsal, such rehearsal shall not exceed  $8\frac{1}{2}$  hours in duration, with an interval of at least one hour. The employee shall be dressed and ready to begin rehearsal at the time fixed to start. Each of the intervals shall contain at least one continuous hour clear of any dressing, undressing, re-dressing, making-up or other work. The said intervals shall be given during the period between the hours of noon and 2 p.m. and 6 p.m. and 8 p.m. as the case may be. If the aforesaid hours are exceeded or the said continuous clear hour is curtailed, overtime shall be paid for the extra time worked or for the time of the curtailment.

(b) Where in the ordinary course of business not more than eight performances are given in any one week, no call of any kind shall be made on a day where more than one performance is given except in case of emergency.

#### TIME FOR DRESSING.

11. Thirty minutes shall be allowed an employee for preparatory duties incidental to a performance such as undressing, making-up and re-dressing, and fifteen minutes shall be allowed after a performance for undressing, washing off grease paint, and re-dressing; such time shall count as working time.

#### NUMBER OF PERFORMANCES.

12. (a) The wages prescribed in paragraphs (i), (ii), (iii), (iv) and (vi) of sub-clause (a) of clause 2 of this Determination, shall be the weekly wage for the purposes of calculating hourly rates, overtime, Sunday and holiday rates, rehearsal rates under paragraph (ix) of sub-clause (a) of clause 2 of this Determination and any other rates of pay based on the weekly wage.

(b) The number of ordinary performances for employees engaged in vaudeville and vaudeville revue and other entertainments not of a substantially whole time nature shall in any one week not exceed twelve. For each extra performance beyond twelve the employee shall be paid one-tenth of the weekly wage in addition to such wage.

(c) (i) Except as herein provided the number of ordinary performances per week for employees engaged in grand opera, drama, comedy, comic opera, musical comedy, revue, pantomime or other substantially whole time entertainments shall in any one week not exceed eight and in each such week in which such number is not exceeded the employer shall be entitled to deduct the sum of 10s. from the said amounts mentioned in paragraphs (i), (ii), (iii), (iv) and (vi) of sub-clause (a) of clause 2 of this Determination.

(ii) In the following cases the number of ordinary performances in the week may exceed eight but not exceed twelve namely—

- (a) in any week in which a public holiday or holidays occur one extra ordinary performance may be given on each such holiday;
- (b) during Easter week and Christmas week;
- (c) during the pantomime season in December and January.

In such circumstances such employees shall be paid the full amounts mentioned in sub-clause (a) of clause 2 of this Determination without deduction of the sum of 10s. or any part thereof and in addition the holiday pay under clause 13 of this Determination.

(iii) In any other circumstances in which such employees may give more than eight ordinary performances in any one week they shall be paid one-eighth of the weekly wage for each such performance in addition to such weekly wage.

(d) If an employee is engaged on weekly engagement to appear in two or more different contemporaneous productions for the same employer each production shall be deemed to be a separate week's engagement for the purposes of this Determination and the number of performances in each shall be counted separately for the purposes of this clause but this provision shall not apply—

- (i) When one of the productions is the pantomime during December and January ; or
- (ii) when any of the performances are short time appearances at picture theatres, cabarets and other like entertainments.

#### SUNDAYS AND PUBLIC HOLIDAYS.

13. For any work done on Sundays or public holidays, payment shall be made at least as follows :—

(a) On Sundays—

(i) If the engagement is by the week, one-third of the weekly wage received by the employee in addition to his wage for the week.

(ii) If the engagement is not by the week, at least double the prescribed minimum per day rate.

(b) On Good Friday, Christmas Day and Eight Hours Day—

(i) If the engagement is by the week, one-sixth of the weekly wage received by the employee in addition to his wage for the week or tour.

(ii) If the engagement is not by the week, double the prescribed minimum per day rate.

(c) On other holidays—

(i) If the engagement is by the week, one-twelfth of the weekly wage received by the employee in addition to his wage for the week or tour.

(ii) If the engagement is not by the week, one and a half times the prescribed minimum rate per day.

The said other holidays are the days observed in the State where the employment occurs as New Year's Day, Australia Day, Easter Monday, Anzac Day, King's Birthday, Boxing Day and all other days regarded and observed as holidays throughout the State.

(d) In the case of employees engaged by the week, if by reason of any of the holidays referred to in this clause being a holiday no work is done thereon, the wage for the week or tour shall nevertheless be paid without deduction therefor, and such holiday shall, for the purpose of clause 12 of this Determination be treated as if there had occurred thereon one of the eight or two of the twelve performances for which that clause provides.

(e) If an employee is required by his employer to travel on a Sunday, he shall, unless he is paid in pursuance of this clause for working on the said Sunday, receive therefor, if engaged by the week one-twelfth, or if not so engaged, one-half of the prescribed minimum per week or per day rate appropriate for him.

#### TRAVELLING.

14. (a) An employee engaged by the week, when travelling on duty, shall be provided by his employer with first-class accommodation both by rail and boat, but when travelling by a vessel carrying one class only, or by a vessel carrying two classes only, for which the lower class fare is at least 75 per cent. of the higher class fare or by a vessel of at least 6,000 tons carrying first second and third class passengers, in any of which cases he shall, if required, accept the only or the lower or the second-class accommodation as the case may be.

(b) An employee, when travelling on duty at night by train, shall be provided with sleeping accommodation, and if such sleeping accommodation is not available the employee shall be paid the sum which would be charged to the employer by the appropriate railway department for such sleeping accommodation if it were available.

#### TRANSPORTATION OF LUGGAGE.

15. All luggage required by the employee in the execution of his duties shall be taken from the wharf or railway station to the theatre and from the theatre to the wharf or railway station, and from theatre to theatre, at the employer's expense. All reasonable care, but no responsibility, shall be taken by the employer.

In the case of canvas theatres (country touring tent shows) if the employer's canvas theatre or other place of performance is over half a mile by the shortest available route from the wharf or railway station and there are no trams or other public transport services readily available at the time of arrival or departure of the employees for the commencement or at the conclusion of the show in the town the employer shall at his expense provide transport for the employees and their luggage to and from the station or wharf and the place of performance.

#### WARDROBE AND MAKE-UP.

16. (a) The employer shall provide make-up in the case of supernumeraries.

(b) Actors and actresses shall provide their own make-up. When the employer requires the employee to use special body make-up (other than facial or in cases of specialty acts) the employer shall provide such make-up.

(c) The employer shall provide wardrobe "wigs" and appurtenances required by him to be used in performance or rehearsal and they must be clean when so provided.

(d) All laundry made necessary by the work of the employee for the employer shall be done at the employer's expense.

#### PENALTY FOR BREACH OF DUTY.

17. An employer may at his discretion inflict a fine of 5s. upon an employee or suspend him for one performance with loss of pay or instantly dismiss him for any unpunctuality or missing of an entrance, or any dereliction of duty during a performance and/or rehearsal :

Provided that whenever a penalty as aforesaid has been imposed the employer shall when paying the employee give a written notice to the employee so penalized stating the amount of the fine, and the offence committed and the date thereof, and the employee shall have the right of appeal to a committee of two, one to be nominated by the employee and the other by the employer or his representative, and should they fail to agree they shall refer the matter for final decision to the Wages Board.

#### TIME BOOKS TO BE KEPT, ETC.

18. (a) The employer shall keep a time book or time sheet properly posted in ink, showing the names of and times worked by each employee, and the wages paid to each employee from week to week.

(b) The time book or time sheet shall, after all the time worked previous to the entry by an employee has been entered therein, be produced to such employee, and such entry if correct, shall be vouched by his signature in the time book or time sheet, and the entries of the time so worked may be checked by an accredited representative of the Actors' Equity of Australia if he be available at the place of business and by the employer's representative who shall, if the entries be correct, vouch for them by their signatures in the time book or time sheet.

(c) The time book or time sheet, with all the entries therein, shall, on demand, be produced by the employer for inspection at the place where it is kept, at any time between the hours of 10 a.m. and 1 p.m. during any day except pay day to an official of the Actors' Equity of Australia who has been authorized in writing to inspect the same by the general secretary or secretary of a State branch of the said Equity. One clear day's notice, setting out the grounds for desiring such inspection, shall be given to the employer of any intended inspection. No authority to inspect shall be given by the said Equity unless the general secretary or State branch secretary has good reason to suspect that a breach of this Determination has been committed by the employer whose time book or time sheet is to be inspected.

ACCESS FOR UNION REPRESENTATIVE.

19. The president or general secretary or an official of the Actors' Equity of Australia duly authorized in writing shall not more than twice in any one week have access to any employer's premises to interview members of the Equity on union matters when they are off duty, the place of interview to be chosen by the employer. Such interviews shall take place between 4.30 p.m. and 6 p.m. on Wednesdays, or upon such other days as may be agreed upon between the Equity and the employer concerned and the Equity shall have the right within the week immediately preceding the day of the interview to put a notice on the notice board of the premises that the representative of the Equity will be at the premises on the particular Wednesday, or other day so agreed upon.

SUB-CONTRACT, ETC.

20. (a) If work of any of the kinds covered by this Determination is done by an employee or arranged to be so done, in the interest in any way of an employer, this Determination shall apply to such work, employee and employer, notwithstanding that the employer causes or permits such work to be done for, or through, or by means of a contractor or other person, and the employer and employee shall have the same rights and obligations to each other as if they were in respect of such work directly employer and employee.

(b) An employer shall not permit any of the work covered by this Determination to be done by employees in any place under his control through a contractor or other person, except in accordance with the terms and conditions of this Determination as if the contractor or other person were himself a party and bound by this Determination.

(c) No employer shall enter into any contract for the carrying on of any of the work covered by this Determination by means of employees unless the contract contains a clause binding the contractor to pay the rates and observe the conditions prescribed in this Determination in respect of the work contracted for so long as this Determination remains in operation.

(d) Provided an employer shall have complied with sub-clauses (b) and (c) hereof and shall pay to the contractor at least such sum in the aggregate as the employees would be entitled to hereunder such employer shall not be under any responsibility that the contractor pays to each employee the minimum sum to which he would be entitled under this Determination nor be under any liability to any such employee for any payment nor be deemed to have committed a breach of this Determination in the event of the contractor not paying any such employee such minimum sum.

(e) If the whole or part of any performance of actors, actresses or choristers engaged otherwise than exclusively for broadcasting is broadcast each of the said employees shall be paid, in addition to his prescribed rate, 5s. for each performance.

DEFINITIONS.

21. "Engaged by the week" means being engaged for at least a week of employment terminable only in the manner prescribed by clause 5 of this Determination or being engaged for employment to last longer than a week.

"Engaged casually" means being engaged otherwise than by the week.

"Actor or actress" means a person who takes part in a performance and is required to speak in the aggregate more than five lines, or to sing by himself or herself, or to dance solo during any performance, or to perform any speciality.

"Supernumerary" means a person who takes part in a performance but is not required therein to speak by himself or herself in the aggregate more than two, or in Shakespearean productions more than five lines, exclusive of shouts, exclamations and utterances marked by authors or stage direction for all (omnes) the players on the stage to speak at the same time, nor required to sing in the aggregate more than sixteen, or in Shakespearean productions more than thirty-two bars of the musical score, if any, and includes anyone appearing as extra lady, show girl or mannequin.

PART II.—Radio Entertainments.

RECORDING.

Casual Employees.

22. (a) These, whether actors, actresses, singers, vaudeville artists, comperes, or other entertainers taking part in recorded transcriptions for use in Commercial Broadcasts, shall be paid as follows:—

	£	s.	d.
Musical presentations—			
Including rehearsal and recording, provided that the time involved does not exceed one and a half (1½) hours—per "side" .. .. .	1	1	0
Beyond one and a half (1½) hours on any one day for each quarter (¼) of an hour or part thereof .. .. .	0	5	6
Recordings of less than fifteen (15) minutes to be paid <i>pro rata</i> with a minimum per call of .. .. .	1	1	0
Preliminary rehearsals in which no recording is done, per hour or part thereof, but with minimum of 10s. 6d. A fifteen minute recording or part thereof is one side of a record or a recording of such duration on wax, acetate, fibre, copper wire, or by any other means.	0	7	6
When a singer appears in any recording as a solo performer such singer shall be paid for each solo item after the first in any one programme the sum of .. .. .	0	10	6
Rehearsal time for these additional periods shall be one half (½) the time allowed for the first quarter (¼) hour or "side."			
"Legitimate" or "Straight" presentations—			
Including rehearsal and recording provided that the time involved does not exceed one (1) hour—per "side" .. .. .	1	1	0
Beyond one (1) hour on any one day for each quarter (¼) of an hour or part thereof .. .. .	0	5	6
Recordings of less than fifteen (15) minutes to be paid <i>pro rata</i> with a minimum per call of .. .. .	1	1	0
Preliminary rehearsals in which no recording is done per hour or part thereof .. .. .	0	10	6
A fifteen minute recording or part thereof is one side of a record or a recording of such duration on wax, acetate, fibre, copper wire, or by any other means			
When any performer is engaged in chorus work he shall be paid for each fifteen (15) minutes (but with a minimum of 10s.) at the rate of .. .. .	0	5	0
Provided that should a solo performer be receiving payment as such in any period, he shall not during the same period receive any additional fee as one of the chorus.			
Each performer in rehearsals of chorus work shall be paid at the rate per one hour and a half (1½) hours or part thereof of .. .. .	0	5	0

Weekly Employees.

(b) For the purpose of this sub-clause a week's work shall be deemed to consist of not more than eight hours in any one day or not more than six days in any one week, and not more than forty hours in any one week.

These employees whether actors, actresses, or radio artists, shall for a week's work be paid—

(a) Until the beginning of the first pay period to commence in February, 1947 .. .. .	8	8	0
(b) Thereafter .. .. .	8	9	0

For all time worked in excess of the foregoing on any one day or in one week payment shall be at the rate of time and a half.

Provided that—

Any such employee who in any week takes part in more than twelve (12) recorded "sides of fifteen (15) minutes shall for each "side" in excess of that number be paid at the rate herein fixed for casual employees.

If any such employee in addition to working on the other six (6) days of any week is required to work on the Sunday he shall be paid at the rate of double pay for such Sunday work.

If the hours of work of any such employee on any one day are "scattered" so as to cover a period exceeding twelve (12) hours he shall be paid at the rate of time and a half for that day.

COMMERCIAL ANNOUNCEMENTS.

£ s. d.

23. Actors and actresses when used as such or as announcers, comperes or commentators, shall for each hour or part thereof be paid .. .. .	1	1	0
If used in more than one half ( $\frac{1}{2}$ ) the aggregate number of announcements in any one hour, an additional amount of .. .. .	0	10	6

LIVE SHOWS, ACTUAL BROADCASTS, ETC.

Casual Employees.

24. (a) These whether actors, actresses, singers, vaudeville artists, comperes, or other entertainers taking part in broadcast performances for use in Commercial Broadcasts shall be paid as follows:—

Musical presentations—

£ s. d.

Including rehearsal and broadcasting, provided that the time involved does not exceed one and a half ( $1\frac{1}{2}$ ) hours—per fifteen (15) minute broadcast .. .. .	1	1	0
Rehearsal beyond one and a half ( $1\frac{1}{2}$ ) hours on any one day, for every quarter ( $\frac{1}{4}$ ) hour of part thereof .. .. .	0	5	6
Broadcasts of less than fifteen (15) minutes to be paid <i>pro rata</i> with a minimum per call of .. .. .	1	1	0
Preliminary rehearsals in which no broadcasting is done, per hour or part thereof (but with a minimum of 10s. 6d.) .. .. .	0	7	6
When a singer appears in any broadcast as a solo performer he shall be paid for each solo item after the first in any one programme the sum of .. .. .	0	10	6
Rehearsal time for these additional periods shall be one half ( $\frac{1}{2}$ ) the time allowed for the first quarter ( $\frac{1}{4}$ ) hour broadcast or performance.			
“Legitimate” or “Straight” presentations. Including rehearsal and broadcasting, provided that the time involved does not exceed one (1) hour—per fifteen (15) minute broadcast or performance .. .. .	1	1	0
Beyond one (1) hour on any one day for every quarter ( $\frac{1}{4}$ ) of an hour or part thereof .. .. .	0	5	6
Broadcasts of less than fifteen (15) minutes to be paid <i>pro rata</i> with minimum per call of .. .. .	1	1	0
Preliminary rehearsals in which no broadcasting is done, per hour or part thereof .. .. .	0	10	6
When any performer is engaged in chorus work he shall be paid for each fifteen (15) minutes (but with a minimum of 10s.) at the rate of .. .. .	0	5	0
Provided that should a solo performer be receiving payment as such in any period, he shall not during the same period receive any additional fee as one of the chorus			
Each performer in rehearsals of chorus work shall be paid at the rate per one hour and a half ( $1\frac{1}{2}$ hrs.) or part thereof .. .. .	0	5	0

Weekly Employees.

(b) For the purpose of this sub-clause a week's work shall be deemed to consist of not more than eight hours in any one day or not more than six days in any one week, and not more than forty hours in any one week—

£ s. d.

These employees whether actors, actresses, or radio artists, shall for a week's work be paid—			
(a) Until the beginning of the first pay period to commence in February, 1947 .. .. .	8	8	0
(b) Thereafter .. .. .	8	9	0

For all time worked in excess of the foregoing on any one day or in any one week payment shall be at the rate of time and a half.

Provided that—

- Any such employee who in any week takes part in more than twelve (12) broadcasts or performances of fifteen (15) minutes shall for each broadcast or performance in excess of that number be paid at the rate herein fixed for casual employees.
- If any such employee in addition to working on the other six (6) days of any week is required to work on the Sunday he shall be paid at the rate of double time for such Sunday work.
- If the hours of work of any such employee on any one day are “scattered” so as to cover a period exceeding twelve (12) hours he shall be paid at the rate of time and a half for that day.
- When in any recording or broadcast a singer appears as a solo performer for a period exceeding fifteen (15) minutes or one “side,” such singer shall be paid for each solo item beyond the first in the same programme the sum of .. .. .

0 10 6

Rehearsal time for each such solo item beyond the first shall be one half ( $\frac{1}{2}$ ) the rehearsal time allowed for the first period of fifteen (15) minutes or one “side.”

AUDITIONS, SAMPLE RECORDINGS, OR TRIAL BROADCASTS.

25. These according to their specific type as set out in this Determination, and whether broadcast for public or private purposes, or recorded for any reason whatever, shall be paid for in full, but this shall not apply to any voice test in private unless it entails a previous rehearsal.

REMAKES OF RECORDINGS.

26. Should a remake be necessary owing to the mistake of any member of the cast, the remake shall be made by the cast without charge provided that no longer interval occurs than is necessary for a replay of the disc, for which time the cast shall remain in attendance.

If the necessity for a remake owing to such mistake is not discovered until later than as aforesaid the cast shall perform the remake at half rates, and if the remake is necessary owing to any technical fault or to any mistake other than that of one of its members, the cast shall be paid as for a new recording.

PERFORMANCES BY MEMBERS OF STAFF.

27. Where a member of the management's staff, other than an actor, or actress, is called upon to perform any duty within the scope of this Determination he shall be paid a sum not less than that payable under this Determination for the particular duty so performed, except where such member receives a staff salary or wages greater than the minimum weekly pay herein prescribed for an actor or actress. Provided that when process discs are being recorded he shall be paid the sum as prescribed in clause 22 in addition to his ordinary salary or wages.

BROADCASTS OR RECORDING IN THE PRESENCE OF AN AUDIENCE.

28. Where a broadcast or a recording is made before an audience, members generally of which have paid for admission, each employee taking part in such broadcast or recording shall be paid the additional sum of one quarter ( $\frac{1}{4}$ ) the rate to which he is otherwise entitled, but this shall not apply to community singing advertised and/or announced as such, or to performances of which fifty per cent. at least of the proceeds is donated to charity.

MAKE-UP.

29. (a) Make-up in excess of that normally provided by an actor, or actress, shall be provided at the expense of the management and all dress other than that usually and ordinarily worn by the employee (i.e., such dress as would be worn to and from the place of employment) shall be provided by the management in a clean and fresh condition. The employee shall nevertheless, if so required by the management, provide one dinner dress in a reasonably good condition.

(b) Any cleaning or laundering made necessary by such make-up or by “Business” occasioned for the management's benefit shall be at its expense, but cleaning or laundering which in the ordinary course of events is necessary is excluded from this rule.

LATE ARRIVALS.

30. If an employee is late for a call, the burden shall be borne by the cast. If a producer or any person other than one of the actors, or actresses, delays the rehearsal or recording the burden shall be borne by the management.



## CANCELLED CALLS.

31. Should a call be cancelled within twelve (12) hours of the time of such call for any reason other than the non-attendance of an employee the call shall be paid for in full.

## MEAL BREAKS.

32. One hour shall be allowed for lunch between 12 o'clock noon and 2 p.m. and one hour for dinner between 5 p.m. and 7 p.m. or at a time to be agreed upon. Should the cast require a "break" for morning or afternoon tea, the time thus occupied shall not be counted as in the time of employment.

## PHOTOGRAPH CALLS.

33. All photograph and publicity calls shall be paid for at rehearsal rates.

## TIME SHEETS.

34. Every employee shall sign a time sheet provided by the management whereon shall be shown the time occupied, number of records, and footage of films. A copy of this time sheet, together with pay sheets, shall be open for inspection by Actors' Equity representatives if required for checking purposes.

## NOTICE BOARD.

35. The management shall provide and place in a position a suitable and easy of access notice board for the display of announcements and notices, and on which the Actors' Equity shall have the right to place relevant notices.

## ACCESS.

36. Actors' Equity officials, provided they are duly authorized in writing, shall have access to broadcasting or recording premises for the purpose of interviewing members, when off duty, on union matters, the place of the interview to be arranged between the Actors' Equity and the management, and to be reasonably suitable for the purpose.

## ACTORS' EQUITY MEMBERSHIP.

37. No objection shall be taken to nor shall any discrimination be exercised against any employer because of Equity membership or activity.

## ONE EMPLOYEE—ONE PART.

38. A broadcast or recording shall be taken as the performance by an employee of one part or character only. In the event of an employee being required to perform more than one part or character he shall be paid an additional sum of one quarter ( $\frac{1}{4}$ ) the prescribed amount, but only if and when the additional part or parts consists of more than 25 words in the aggregate.

## SOUND EFFECTS.

39. Should an actor be required to produce sound effects not incidental to his particular part in the broadcasting or recording he shall be paid an additional sum of one quarter ( $\frac{1}{4}$ ) the prescribed amount.

## TRAVELLING.

40. First class return fares and reserved seats, wherever obtainable, shall be provided by the management for all employees who may be required to travel in the management's interests: When such travel involves any employee spending the night in the train he shall be provided with a sleeping berth at the expense of the management wherever such berth is procurable, and where not procurable the employee shall be paid the sum usually charged to the public by the Railway Commissioners.

## PRODUCERS AND ASSISTANT PRODUCERS.

41. These shall be paid at not less than actors' rates.

## STAR ARTISTS.

42. Where an artist is announced as "starred" in any broadcast or recording he shall be paid an additional sum of not less than one quarter ( $\frac{1}{4}$ ) the prescribed rate.

## PAYMENT OF WAGES.

43. Casual employees shall be paid within 24 hours after the termination of their work. Weekly employees shall be paid weekly and not later than Friday of each week.

## RATES FOR CHILDREN.

44. Children shall be paid at one half ( $\frac{1}{2}$ ) the rates specified in clauses 22 to 24 inclusive.

## DETENTION.

45. If a female employee is detained by the employer beyond the hour of 11.30 p.m. the employer shall provide for her proper conveyance to her home whether temporary or permanent. This provision shall apply also to a male employee who is so detained after the hour of midnight.

## BROADCAST OF RELIGIOUS SERVICES.

46. Nothing in this Determination shall apply to the broadcasting of religious services.

## DEFINITIONS.

47. "Actor" or "Actress" means a person who, having previously so appeared three times within any period of twelve months, appears in any broadcast or recording in which he is required to speak in the aggregate more than five words, or to sing by himself during any such broadcast or recording, or to perform any specialty.

"Casual Employee" means an employee engaged otherwise than as a weekly employee.

"Child" or "Children" means a person or persons under the age of sixteen years.

"Legitimate" or "Straight Presentation" means tragedy, drama, comedy drama, farce comedy, cavalcade of events presented in play form, presentation of events past, present, and future (actual or fictional), presented in play form in which the instrumental music used is only incidental to the presentation for theme, bridge, or link, or to heighten the dramatic value or create atmosphere, and any other presentation other than musical presentation.

"Musical Presentation" means grand opera, opera bouffe, light opera, musical comedy, musical farce, vaudeville, revue, minstrel show, pantomime, or any other presentation in which the dialogue is interspersed with either vocal solos, duets, trios, quartettes, quintettes, octettes, or chorus.

"Time and a half" used in relation to pay means at the rate of one and a half ( $1\frac{1}{2}$ ) times the actual pay of the employee in question, and calculated *pro rata* for the time for which the payment is to be made.

"Weekly Employee" means an employee engaged on a weekly basis, and for a minimum period of eight consecutive weeks.

## PART III.

This Part applies to all persons covered by the Determination.

## PERIODICAL ADJUSTMENT OF WAGES.

48. The wages rates set out in clause 2 (i), (ii), (iii), and (iv) and those for weekly employees in clauses 22 and 24 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 adjusted as prescribed in clause 49.

*Basic Wage.*

Place.	Needs Basic Wage. (Adjustable).	Loading (Constant).	Basic Wage.	Index Number Set Assigned.
	£ s. d.	s. d.	£ s. d.	
Throughout the State .. .. .	5. 1 0.	6 0.	5, 7 0	Six Capital Cities (Weighted Average)

## ADJUSTMENT OF BASIC WAGE.

49. (a) For the purposes of this Determination, the expression "Commonwealth Statisticians 'all items' 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.

(b) Until the beginning of the first pay period to commence in May, 1947, the amounts of the Basic Wage shall be as prescribed in clause 48 of this part.

(c) 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 needs basic wage shall be adjusted by the following method, namely, by multiplying the last published Commonwealth Statisticians' "all items" retail price index number by the factor .087 taken to one place of decimals, the resultant whole number being the amount of the basic wage expressed in shillings, but should the decimal number reach .5 or more the basic wage shall be taken to the next higher shilling.

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

J. W. RYAN, Secretary.

Melbourne, 28th February, 1947.