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[1948

## GAS REGULATION ACT 1933.

### PROCLAMATION

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

IN pursuance of the powers conferred by the provisions of the *Gas Regulation Act 1933*, I, the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, do by this my Proclamation revoke a Proclamation which was made on the twenty-fifth day of May, 1948, by virtue of and in accordance with the provisions contained in section 33 of the *Gas Regulation Act 1933*, and which was published in the *Government Gazette* of the twenty-sixth day of May, 1948.

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

(L.S.)

WINSTON DUGAN.

By His Excellency's Command,

K. DODGSHUN,  
Chief Secretary.

GOD SAVE THE KING!

## *Gas Regulation Act 1933.*

### EMERGENCY POWERS UNDER THE GAS REGULATION ACT 1933 (No. 4142).

### 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 33 of the *Gas Regulation Act 1933*, it is amongst other things enacted that whenever it appears to the Governor in Council that from any cause the available supply of gas is or is likely to become less than is sufficient for the reasonable requirements of the community, the Governor in Council may from time to time exercise all or any of the powers conferred on him by or under the said provision and may from time to time by Proclamation declare that on and after the date of publication of such Proclamation in the *Government Gazette* or a later date specified therein the provisions of section 33 of the said Act shall have effect: And whereas there is insufficient coal for the making of gas to enable

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the normal requirements of consumers of gas to be met: And whereas as a consequence of such cause it appears to the Governor in Council that the available supply of gas is less than is sufficient for the reasonable requirements of the community: Now therefore, I, 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 section 33 of the said Act do by this my Proclamation declare that on and after the date of the publication of this my Proclamation in the *Government Gazette* the provisions of section 33 of the *Gas Regulation Act 1933* shall have effect.

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

(L.S.)

WINSTON DUGAN.

By His Excellency's Command,

K. DODGSHUN,  
Chief Secretary.

GOD SAVE THE KING!

## GAS REGULATION ACT 1933.

At Government House, Melbourne, the  
tenth day of June, 1948.

### PRESENT:

His Excellency the Governor of Victoria.

Mr. McDonald	Mr. Byrnes
Lieut.-Col. Dennett	

### REGULATIONS.

WHEREAS by a Proclamation dated the tenth day of June, 1948, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, declared that on and after the date of the publication in the *Government Gazette* of such Proclamation the provisions of section 33 of the *Gas Regulation Act 1933* should have effect: And whereas the said Proclamation was published in the *Government Gazette* of the tenth day of June, 1948: Now, therefore, His Excellency the Governor of the said State, by and with the advice of the Executive Council thereof, and in pursuance of the powers conferred by section 33 of the said Act, do hereby make the following Regulations (that is to say):—

1. (1) These Regulations may be cited as the "Gas Regulation (Emergency Powers) Regulations (No. 53)," and shall apply to and have operation throughout the

areas supplied with gas by the Metropolitan Gas Company (including its Heidelberg works), the Colonial Gas Association Limited (as to its Box Hill, Footscray, Frankston, and Oakleigh works), the Brighton Gas Company Limited, and the Mordialloc City Council Gas Works.

(2) These Regulations shall take effect on the eleventh day of June, 1948.

2. In these Regulations—

"Gas" means gas supplied by a Gas Undertaker, pursuant to the provisions of the *Gas Regulation Act 1933*.

"Gas Undertaker" shall have the same meaning as "undertaker," as defined by the *Gas Regulation Act 1933*.

3. No person shall use gas on any day of any week except between the hours hereinafter specified in respect of such day—

Mondays to Fridays—

- (i) 6.30 a.m. and 8 a.m.
- (ii) 12 o'clock noon and 1 p.m.
- (iii) 5.30 p.m. and 7 p.m.

Saturdays—

- (i) 7 a.m. and 8 a.m.
- (ii) 11.30 a.m. and 1.30 p.m.
- (iii) 6 p.m. and 7 p.m.

Sundays—

- (i) 7.30 a.m. and 8.30 a.m.
- (ii) 11 a.m. and 1.30 p.m.
- (iii) 6 p.m. and 7 p.m.

4. The restrictions contained in Regulation 3 shall not apply to persons using gas in connexion with the conduct of hospitals, medical services, or institutions rendering relief to the aged or infirm, or to persons using gas for pilot lights or by-pass flames on automatic appliances.

5. It shall be lawful for any inspector or other person upon producing an authority issued to him by a gas undertaker referred to in Regulation 1 hereof to enter any premises to which gas is supplied by such gas undertaker for the purpose of determining whether the provisions of these Regulations are being observed.

6. No person shall obstruct any such inspector or other person in the course of his duties.

7. Any person who offends against the foregoing provisions of these Regulations shall be liable to a penalty of not more than Fifty pounds (£50), and in the case of a continuing offence a further penalty of not more than Five pounds (£5) for each day on which any offence is continued after conviction or order of any court.

8. A Gas Undertaker shall not, except during the hours referred to in Regulation 3 hereof, be required to supply gas in any main or in any pipe, of the pressure prescribed by the *Gas Regulation Act 1933*.

9. (1) If on any day during the hours referred to in Regulation 3 hereof the calorific value of gas supplied by a Gas Undertaker, ascertained by testing in accordance with the provisions of the *Gas Regulation Act 1933*, is below the prescribed calorific value, the said undertaker shall be liable—

- (a) to a penalty of not more than Five pounds for every complete One per cent. by which the calorific value is deficient;
- (b) for any deficiency in excess of Five per centum of deficiency—to a penalty of not less than Twenty-five pounds and not more than One hundred pounds.

(2) If on any occasion during the hours aforesaid the gas supplied by any Gas Undertaker does not conform to the requirements of the *Gas Regulation Act 1933* as to purity or pressure, the said Undertaker shall be liable to a penalty of not more than Ten pounds.

(3) A Gas Undertaker shall not be liable to any penalty under this Regulation in any case where it shows that the deficiency or failure was due to circumstances which could not reasonably have been avoided by the Gas Undertaker, nor shall a gas undertaker be liable for more than one penalty in respect of any testing for any deficiency in calorific value, composition, or pressure of gas supplied from any one works.

(4) Proceedings against a Gas Undertaker in respect of any penalty imposed under this Regulation may be commenced at any time within one month after the date of the report of the gas examiner.

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

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

GAS REGULATION ACT 1933.

At Government House, Melbourne, the  
tenth day of June, 1948.

PRESENT:

His Excellency the Governor of Victoria.

Mr. McDonald	Mr. Byrnes
Lieut.-Col. Dennett	

REGULATIONS.

WHEREAS by a Proclamation dated the tenth day of June, 1948, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, declared that on and after the date of the publication in the *Government Gazette* of such Proclamation the provisions of section 33 of the *Gas Regulation Act 1933* should have effect: And whereas the said Proclamation was published in the *Government Gazette* of the tenth day of June, 1948: Now therefore His Excellency the Governor of the said State, by and with the advice of the Executive Council thereof, and in pursuance of the powers conferred by section 33 of the said Act, doth hereby make the following Regulations (that is to say):—

1. (1) These Regulations may be cited as the "Gas Regulation (Emergency Powers) Regulations (No. 54)," and shall apply to and have operation throughout the areas supplied with gas by the Ballarat Gas Company and the Geelong Gas Company.

(2) These Regulations shall take effect on the fifteenth day of June, 1948.

2. In these Regulations—

"Gas" means gas supplied by a Gas Undertaker pursuant to the provisions of the *Gas Regulation Act 1933*.

"Gas Undertaker" shall have the same meaning as "Undertaker" as defined by the *Gas Regulation Act 1933*.

3. No person shall use gas on any day of any week except between the hours hereinafter specified:—

(a) in the case of the Ballarat Gas Company—

- (i) 6.30 a.m. and 8 a.m.
- (ii) 11 a.m. and 1 p.m.
- (iii) 5 p.m. and 7 p.m.

(b) in the case of the Geelong Gas Company—

- (i) 6.30 a.m. and 8 a.m.
- (ii) 11.30 a.m. and 1.30 p.m.
- (iii) 5 p.m. and 7 p.m.

4. The restrictions contained in Regulation 3 shall not apply to persons using gas in connexion with the conduct of hospitals, medical services, or institutions rendering relief to the aged or infirm, or to persons using gas for pilot lights or by-pass flames on automatic appliances.

5. It shall be lawful for any inspector or other person upon producing an authority issued to him by a Gas Undertaker referred to in Regulation 1 hereof to enter any premises to which gas is supplied by such Gas Undertaker for the purpose of determining whether the provisions of these Regulations are being observed.

6. No person shall obstruct any such inspector or other person in the course of his duties.

7. Any person who offends against the foregoing provisions of these Regulations shall be liable to a penalty of not more than Fifty pounds (£50), and in the case of a continuing offence a further penalty of not more than Five pounds (£5) for each day on which any offence is continued after conviction or order of any court.

8. A Gas Undertaker shall not, except during the hours referred to in Regulation 3 hereof, be required to supply gas in any main or in any pipe, of the pressure prescribed by the *Gas Regulation Act 1933*.

9. (1) If on any day during the hours referred to in Regulation 3 hereof the calorific value of gas supplied by a Gas Undertaker, ascertained by testing in accordance with the provisions of the *Gas Regulation Act* 1933, is below the prescribed calorific value, the said undertaker shall be liable—

- (a) to a penalty of not more than Five pounds for every complete One per cent. by which the calorific value is deficient;
- (b) for any deficiency in excess of Five per centum of deficiency—to a penalty of not less than Twenty-five pounds and not more than One hundred pounds.

(2) If on any occasion during the hours aforesaid the gas supplied by any Gas Undertaker does not conform to the requirements of the *Gas Regulation Act* 1933 as to purity or pressure, the said undertaker shall be liable to a penalty of not more than Ten pounds.

(3) A Gas Undertaker shall not be liable to any penalty under this Regulation in any case where it shows that the deficiency or failure was due to circumstances which could not reasonably have been avoided by the Gas Undertaker, nor shall a Gas Undertaker be liable for more than one penalty in respect of any testing for any deficiency in calorific value, composition, or pressure of gas supplied from any one works.

(4) Proceedings against a Gas Undertaker, in respect of any penalty imposed under this Regulation may be commenced at any time within one month after the date of the report of the gas examiner.

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

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

