



# VICTORIA GOVERNMENT GAZETTE.

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WEDNESDAY, DECEMBER 1.

[1937

## ACTS OF PARLIAMENT.

### PROCLAMATION

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

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

- No. 4488. "An Act to provide for the Registration of Stock Medicines and to regulate the Sale thereof and for other purposes."
- No. 4489. "An Act to declare the Rates of Income Tax for the year ending on the thirtieth day of June, One thousand nine hundred and thirty-eight."
- No. 4490. "An Act to declare the Rate of Land Tax for the year ending the thirty-first day of December, One thousand nine hundred and thirty-eight."
- No. 4491. "An Act to continue the operation of Part III. of the *Finance Act 1930*."
- No. 4492. "An Act relating to Mortgages given by Companies the Interest payable under which has been reduced by the *Financial Emergency Acts*."
- No. 4493. "An Act to declare the Rates of Unemployment Relief Tax for the year ending on the thirtieth day of June, One thousand nine hundred and thirty-eight."
- No. 4494. "An Act to amend Section Thirty-six of the *Audit Act 1928*."
- No. 4495. "An Act to authorize the Raising of Money for Irrigation Works and Water Supply Works, and for Drainage and Flood Protection Works in Country Districts, and for Works under the River Murray Waters Acts."
- No. 4496. "An Act to further amend Part IV. of the *Financial Emergency Act 1931*."
- No. 4497. "An Act to amend Part III. of the *Maintenance Act 1928*."
- No. 4498. "An Act to make provision for Additional Borrowing Power for Main Roads under the *Country Roads Acts*."
- No. 4499. "An Act to authorize the Temporary Application out of The Public Account to certain Moneys for certain Railway Maintenance and Renewal Works."
- No. 4500. "An Act to further amend the *Country Roads Board Fund Act 1932 (No. 2)*."

No. 4501. "An Act to amend the Law relating to Dealings in Goods."

No. 4502. "An Act to provide for the Application of the Commonwealth Air Navigation Regulations to and in relation to Air Navigation within the State of Victoria."

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

(L.S.)

HUNTINGFIELD.

By His Excellency's Command,

A. A. DUNSTAN.

GOD SAVE THE KING!

## BANK HALF-HOLIDAYS.

### PROCLAMATION

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

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

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

FRIDAY, THE 3RD DAY OF DECEMBER, 1937, at Ballan;

THURSDAY, THE 20TH DAY OF JANUARY, 1938, at Warrnambool.

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

(L.S.)

HUNTINGFIELD.

By His Excellency's Command,

H. S. BAILEY,

Chief Secretary,

GOD SAVE THE KING!

Land Act 1928.

AREAS OF LANDS COMPRISED IN CERTAIN CLASSES DIMINISHED OR INCREASED.

PROCLAMATION

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

WHEREAS by the Land Act 1928 it is amongst other things enacted that the Governor in Council may, by Proclamation to be published in the Government Gazette, at any time diminish or increase the area of land comprised in any of the classes mentioned in Part I., Division 1, section 5, of the said Land Act 1928, but that the area of lands which may be sold by auction (Class 6) shall not be increased except as in certain cases in the said Act provided: Now therefore I, the Governor of the State of Victoria, in the Commonwealth of Australia, by and with the advice of the Executive Council of the said State, and in accordance with the provisions of sections 94 and 117 of the Land Act 1928 aforesaid, do hereby diminish or increase (as the case may be) the areas of Crown lands comprised in Classes 1, 2, 3, 4, and 7, respectively of the classes mentioned in section 5 of the Land Act 1928 aforesaid to the extent set forth in the subjoined Schedule (that is to say):—

Schedules referred to.

CLASSES DIMINISHED OR INCREASED.

County.	Parish.	Allotment.	Area.	Diminished.		Increased.		Description.
				Class.	Class.			
			A. R. P.					
Bogong ...	Wollonaby ...	20, sec. 2	13 3 1	7		1		Near the Big River
Dargo ...	Jirnkee ...	34, sec. 2	10 0 0	7				Between Cassilis and Tongio West
Delatite ...	Wabonga ...	21, sec. 2	170 0 19	2		3		In north of parish
" ...	Whorouly ...	151c	128 0 0	3		4		In south-west of parish
" ...	" ...	155, 155A	418 2 6	3		4		In south of parish
" ...	" ...	155B	350 0 0	3		4		In south of parish
" ...	Myrtleford ...	7E, 7F	15 0 32	7				
Grenville ...	Clarksdale ...	15, sec. B	100 0 0	7		3		In east of parish

CLASSES INCREASED.

County.	Parish.	Allotment.	Area.	Class.	Description.
			A. R. P.		
Talbot and Ripon ...	Ballaarat ...	96A	15 1 33	1	In north-west of parish
Villiers ...	Dunkeld ...	96	98 0 0	3	In north-west of parish
Talbot ...	Fryers ...	24B, sec. 20	36 0 0	3	In north-east of parish

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

(L.S.)

HUNTINGFIELD

By His Excellency's Command,

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

GOD SAVE THE KING!

Vegetation and Vine Diseases Act 1928 (No. 3797).  
PROHIBITION OF THE BRINGING OF POTATOES FROM CERTAIN PORTIONS OF VICTORIA INTO OTHER PORTIONS OF VICTORIA.

PROCLAMATION

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

WHEREAS by the Vegetation and Vine Diseases Act 1928 it is among other things provided that the Governor in Council by Proclamation in the Government Gazette may either absolutely or subject to any Regulations prohibit the bringing into any portion of Victoria from any other portion of Victoria specified in such Proclamation of any tree, plant, or vegetable which is in the opinion of the Governor in Council likely to spread any disease in Victoria: And whereas by the said Act it is further enacted that disease means any disease affecting trees, plants, or vegetables and which the Governor in Council from time to time by Proclamation in the Government Gazette declares to be a disease: And whereas by a Proclamation made by the Governor in Council on the thirtieth day of October, 1916, Corky or Powdery Scab of Potato (*Spongospora subterranea*) was declared to be a disease within the meaning of the said Act: And whereas the said disease is in the opinion of the Governor in Council likely to spread in Victoria if any potatoes are brought into that portion of Victoria not described in the schedule to this Proclamation from those portions of Victoria set out and described in the said schedule: Now therefore I, the Governor

of the State of Victoria, by and with the advice of the Executive Council thereof, do by this my Proclamation prohibit, subject to the Regulations made on the twenty-ninth day of November, 1937, any person from bringing any potatoes into that portion of Victoria not described in the schedule above mentioned from those portions of Victoria set out and described in such schedule.

SCHEDULE.

Parish; Allotment; Area; Occupier.

- Pomborneit; part of 9a, 9b, 10a, and 10b; 338 acres; Harrison, William Thomas.
- Shepparton; part of 6A and 6B; 7 acres; Tassoni, Vincenzo.
- Shepparton; part of C; 20 acres; Arena, Luigi.
- Shepparton; part of 70A; 12 acres; Ferraro, Frank.
- Shepparton; 55, section C; 50 acres; Care, John.
- Shepparton; part of 4b; 7 acres; Demase, Tony.

Given under my Hand and the Seal of the State of Victoria, at Melbourne, this 29th day of November, in the year of our Lord One thousand nine hundred and thirty-seven, and in the first year of the reign of His Majesty King George VI.

(L.S.)

HUNTINGFIELD.

By His Excellency's Command,

E. J. HOGAN,  
Minister of Agriculture.

GOD SAVE THE KING!

Apprenticeship Acts.  
**APPRENTICESHIP COMMISSION OF VICTORIA.**  
**APPRENTICESHIP TRADES PROCLAIMED**

**PROCLAMATION**

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

**I**N pursuance of the provisions of section 13, sub-section. (4) of the *Apprenticeship Act 1928*, I, the Governor of the State of Victoria, in the Commonwealth of Australia, by and with the advice of the Executive Council of the said State, do by this my Proclamation proclaim the trades set out hereunder, as carried on in the Metropolitan District, to be apprenticeship trades, viz.:—

Boilermaking and/or Steel Construction.

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

(L.S.) HUNTINGFIELD.

By His Excellency's Command,

E. J. MACKRELL,  
 Minister of Labour.

GOD SAVE THE KING!

**PUBLIC SERVICE.—VACANCIES.**

**A**PPPLICATIONS will be received by the Public Service Commissioner (Victoria) up to Friday, the 10th December, 1937, from officers of the Clerical Division of the Public Service of Victoria, who are eligible and qualified for appointment to the undermentioned position:—

**Third Class Clerk, Contracts and Stores Branch, Department of Public Works.**

**Duties.**—To assist and relieve, when required, the Head of the Branch, to deal with correspondence from soldier and civilian settlers in relation to buildings, and to assist in the checking and passing of accounts in connexion with contracts and the supply of stores and materials for public works.

**Qualifications.**—A knowledge of relevant acts and regulations; experience in departmental practice and procedure, and in dealing with accounts; tact and judgment; administrative ability.

By order,

W. A. ROBINSON,  
 Secretary.

Office of Public Service Commissioner (Victoria), Melbourne, 30th November, 1937.

**DEPARTMENT OF MENTAL HYGIENE.**

**A**PPPLICATIONS will be received by the Director of Mental Hygiene up to Monday, the 18th December, 1937, from officers of the Public Service of Victoria, who are eligible for the under-mentioned positions:—

**CLINIC PSYCHIATRIST (MALE).**

**Salary.**—Minimum, £775 per annum; maximum, £825 per annum.

(To direct activities at the Clinic and perform medical duties at Travancore.)

**CLINIC PSYCHOLOGIST (MALE).**

**Salary.**—Minimum, £444 per annum; maximum, £468 per annum.

(Under the direction of the Psychiatrist.)

The purport of the clinic, which will be established at Travancore Special School, Flemington, is as follows:—

- (a) Examination and mental testing of mental defectives.
- (b) After-care treatment and supervision of patients allowed on probation or discharged.
- (c) Establishment of a scientific unit for investigation of mental deficiency problems.
- (d) To give advice to parents of problem children.
- (e) As a centre of investigation of mental states of persons convicted of sexual offences.

Applications should be accompanied by evidence of experience and ability to perform the duties of the respective positions.

J. CATARINICH,  
 Director of Mental Hygiene.

Old Treasury Buildings, Spring-street, Melbourne, C.I, 30th November, 1937.

**EXAMINATION FOR LICENCE AS SHORTHAND WRITER.**

**I**T is hereby notified that the undermentioned person passed the examination held on the 27th November, 1937, for licence as shorthand writer under the *Evidence Act 1928*:—  
 Mary Clair Laffan.

By order,  
 W. A. ROBINSON,  
 Secretary.

Office of the Public Service Commissioner (Victoria),  
 Melbourne, 29th November, 1937.

**APPOINTMENTS.**

**H**IS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, has, by Orders made on the 29th day of November, 1937, been pleased to make the following appointments, viz.:—

**DEPARTMENT OF CHIEF SECRETARY.**

*Assistant Taxidermist,*

DONALD PEARSON VERNON

to be an Assistant Taxidermist, General Division, National Museum, Public Library Branch; a vacancy having occurred, and the Public Service Commissioner having certified, on the 18th November, 1937, that an appointment is required, that there is no person available and fit in the Public Service to be promoted or transferred to fill the vacant office, and that the person named is entitled, under the provisions of the *Public Service Act 1928*, to be appointed to fill such vacancy on probation for six (6) months, at the minimum salary of the office.

*Chauffeur,*

WILLIAM WALTER JAMES COOMBER

to be a Chauffeur, General Division, Children's Welfare Branch; a vacancy having occurred, and the Public Service Commissioner having certified, on the 17th November, 1937, that an appointment is required, that there is no person available and fit in the Public Service to be promoted or transferred to fill the vacant office, and that the person named is entitled, under the provisions of the *Public Service Act 1928*, to be appointed to fill such vacancy on probation for six months

*Officer in Charge (Acting).*

CHARLES HENRY ROBERTS

to be Officer in Charge (acting) of the Geelong Gaol, from the 29th November, 1937, to the 5th December, 1937, during the absence on leave of Norman E. Tuohill.

**DEPARTMENT OF MENTAL HYGIENE.**

*Superintendents,*

DAVID DUNCAN CADE (Dr.),

pursuant to the provisions of the Lunacy Acts, to be Superintendent of the Mental Hospital, Janefield, to date from 28th November, 1937.

CHARLES STANLEY, M.B., B.S.,

pursuant to the provisions of the Lunacy Acts, to be Superintendent of the Receiving Wards at the Bendigo and Northern District Base Hospital, to date from 1st December, 1937.

*Superintendents (Acting),*

THOMAS GRENVILLE CLARENCE RETALLICK (Dr.),

pursuant to the provisions of the Lunacy Acts, to be Superintendent (acting) of the Mental Hospital, Sunbury, to date from 25th November, 1937, during the absence on leave of Whitfield de W. Henly (Dr.).

ERIC JULIAN CARRE CLARIDGE, M.B., B.S.,

pursuant to the provisions of the Lunacy Acts, to be Superintendent (acting) of the Receiving Wards at the Bendigo and Northern District Base Hospital, from 1st November, 1937, to 30th November, 1937.

*Clerk,*

FRANK DIXON MASON,

pursuant to the provisions of the Lunacy Acts, to be Clerk of the Mental Hospital, Janefield, to date from 28th November, 1937.

*Clerks (Acting),*

FRANCIS JOSEPH WALSH,

pursuant to the provisions of the Lunacy Acts, to be Clerk (acting) of the Receiving House and Mental Hospital, Ballarat, to date from 3rd December, 1937, during the absence on leave of Henry J. Martin.

WILLIAM CLEMENT BALL,

pursuant to the provisions of the Lunacy Acts, to be Clerk (acting) of the Mental Hospital, Mont Park, to date from 29th November, 1937, during the absence on leave of Arthur R. Stanes.

In pursuance of the provisions contained in the *Public Service Act 1928* and in the Lunacy Acts, the Permanent Head of the Department having requested that vacancies which have occurred should be filled, and the Director of Mental Hygiene having certified that appointments are required, that there are no persons available and fit in the Public Service to be promoted or transferred to fill the vacant offices, and that the

persons named hereunder are entitled, under the provisions of the *Public Service Act 1928*, to be appointed to fill such vacancies on probation for twelve months, and to take effect from the date mentioned in each case, that is to say:—

*Nurses, Grade III.*

EILEEN MARGARET DARRIGAN—8th November, 1937.  
EDNA RICHARDSON—11th November, 1937.

DEPARTMENT OF LAW.

*Officer of the Fifth Class,*

WILLIAM HAMILTON LINDSAY  
to be an Officer of the Fifth Class, Clerical Division, Crown Solicitor's Office; a vacancy having occurred, and the Public Service Commissioner having certified on the 18th November, 1937, that an appointment is required, that there is no person available and fit in the Public Service to be promoted or transferred to fill the vacant office, and that the person named is entitled, under the provisions of the *Public Service Act 1928*, to be appointed to fill such vacancy on probation for six months.

*Magistrates,*

THOMAS TALMAGE MACAULAY, Trafalgar.  
to Keep the Peace in the Eastern Bailiwick of the State of Victoria;  
NORMAN LESLIE MARTIN, 35 Coburg-street, Coburg.  
WILLIAM JOSEPH LACEY, 636 Bourke-street, Melbourne.  
FREDERICK WALTER PARKINSON, 5 Christowel-street, Camberwell, and  
PERCIVAL ALEXANDER HENRY, 352 Collins-street, Melbourne.  
to Keep the Peace in the Central Bailiwick of the State of Victoria;  
DONALD GILLIES BROWNE, Ovens, and  
KENNETH DARTON WATSON, Wodonga.  
to Keep the Peace in the Northern Bailiwick of the State of Victoria;  
FANNY EILEEN BROWNBILL, 64 McKillop-street, Geelong.  
to Keep the Peace in the Southern Bailiwick of the State of Victoria;

*Probation Officers.*

CLARA FLORENCE WHITE, 21 Bendigo-avenue, Bentleigh, and  
RUDOLPH REYNOLDS, 340 St. Kilda-road, Melbourne.  
to be Probation Officers, pursuant to the provisions of section 8 of the *Children's Court Act 1928*, for the Children's Courts at Brighton and South Melbourne respectively.

*Commissioners for Taking Declarations, &c.,*

The undermentioned to be Commissioners for Taking Declarations and Affidavits, pursuant to the provisions of Division 8 of Part IV. of the *Evidence Act 1928*, on the conditions as stated:—

JOHN WILSON, 17 Ascot-street, Ascot Vale—to resign upon removing from the neighbourhood of 17 Ascot-street, Ascot Vale;  
THOMAS KEITH BURGIN, an Officer of the National Trustees and Agency Company of Australasia Limited, 113 Queen-street, Melbourne—to resign upon ceasing to be employed by the National Trustees and Agency Company of Australasia Limited; and  
CLAUDE HENRY EDDY, an Officer of the Bank of New South Wales, Goroke—to resign upon ceasing to be an Officer of the Bank of New South Wales.

*Registrar of County Court, &c.,*

JOSEPH ALPHONSUS LOWREY,  
to be Registrar of the County Court and Clerk of Petty Sessions at Ararat and Clerk of Petty Sessions at Beaufort and Willaura, and as Registrar of the County Court at Ararat, to be appointed by virtue of section 92 of Act 3707, to do and perform with respect to the Court at that place, in the place and stead of the Sheriff, all such acts and things as the Sheriff is by the said Act authorized or required to do or perform during the absence on annual leave of C. V. Reddie.

*Clerk of Petty Sessions,*

AUSTIN JAMES COLLINS,  
to be Clerk of Petty Sessions at Brunswick and Coburg during the absence on annual leave of W. N. Thompson.

*Deputy Clerks of the Peace, &c.,*

ARTHUR LESLIE BOCK,  
to be Deputy Clerk of the Peace for the Northern Bailiwick, Registrar of the County Court, Clerk of the Court of Mines, and Clerk of Petty Sessions at Beechworth, and Clerk of Petty Sessions at Bright, Mitta Mitta, Myrtleford, Walwa, and Yackandandah, and as Deputy Clerk of the Peace for the Northern Bailiwick and Registrar of the County Court at Beechworth, appointed by virtue of section 92 of Act 3707, to do and perform with respect to the Courts at that place, in the place and stead of the Sheriff, all such acts and things as the Sheriff is by the said Act authorized or required to do or perform during the absence on leave of J. V. Dillon.

ALLAN EDWIN O'CONNELL,  
to be Deputy Clerk of the Peace for the Western Bailiwick, Registrar of the County Court, and Clerk of Petty Sessions at Warracknabeal, and Clerk of Petty Sessions at Beulah, Hope-

ton, and Minyip, and as Deputy Clerk of the Peace for the Western Bailiwick and Registrar of the County Court at Warracknabeal, appointed by virtue of section 92 of Act No. 3707, to do and perform with respect to the Courts at that place in the place and stead of the Sheriff all such acts and things as the Sheriff is by the said Act authorized or required to do or perform during the absence on annual leave of J. L. McArdle.

*Clerk of Court of Mines, &c.,*

FRANCIS GOLDSMITH ROCHE,  
to be Clerk of the Court of Mines and Clerk of Petty Sessions at Heidelberg, and Clerk of Petty Sessions at North Melbourne, during the absence on annual leave of J. P. Gloster.

STATE ELECTRICITY COMMISSION.

*Chairman and Commissioner,*

GEORGE GILBERT THOMAS JOHNS,  
to be Chairman and Commissioner of the State Electricity Commission for a period of three years, commencing on the 21st December, 1937.

STATE RIVERS AND WATER SUPPLY COMMISSION.

*Auditor,*

LOUIS JOHN WATSON, 55 William-street, Melbourne, an auditor holding a certificate of competency from the Municipal Auditors' Board under the *Local Government Act 1928*, to make an audit of the accounts of the Benalla Sewerage Authority for the period 16th January, 1934, to 31st December, 1937.

DEPARTMENT OF TREASURER.

*Collector of Imposts (Acting),*

VERNON GEORGE WILSON,  
to be Collector of Imposts (acting), Children's Welfare Department, during the absence on leave of James Patrick Devine from and inclusive of the 24th November, 1937.

*Collector of Impost,*

LESLIE JONES,  
to be Collector of Imposts for the purpose of collecting fees payable for Miners' Rights at Foster, *vice* P. T. R. Murn, resigned, as from 8th November, 1937.

*Accountant,*

THOMAS FORRISTAL,  
to be Accountant to the Treasury, *vice* Herbert Stewart, deceased.

C. W. KINSMAN,

Clerk of the Executive Council.  
At the Executive Council Chamber,  
Melbourne, the 29th November, 1937.

RESIGNATION.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, has, by Order made on the 29th day of November, 1937, accepted the resignation of the person named hereunder of the office mentioned, *viz.*:—

DEPARTMENT OF LAW.

OSBERT THEOPHILUS WELLMAN, from the Commission of the Peace for the Eastern Bailiwick of the State of Victoria.

C. W. KINSMAN,

Clerk of the Executive Council.  
At the Executive Council Chamber,  
Melbourne, the 29th November, 1937.

RETURN DAYS (MELBOURNE COUNTY COURT).

THE times appointed for "Return Days" for all cases in the Melbourne County Court during the year 1938 (*i.e.*, the day to be appointed in any summons or proceeding for the appearance of a party summoned), shall be as follows:—

1st February.	1st August.
1st March.	1st September.
1st April.	3rd October.
2nd May.	2nd November.
1st June.	1st December.
1st July.	

By order of the Judges,

J. D. MUSTOW,  
Registrar.

Melbourne, 27th November, 1937.

(This is in lieu of the notice previously published in the *Government Gazette* on the 15th September, 1937.)

Local Government Act 1928, Part 42, Section 858.

## LICENCES TO OCCUPY UNUSED ROADS.

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

Number of Licences.	Name and Address of Licensee.	Municipality.	Parish.	Abutting— Allotments and Sections.	Area.		Fee for Licence.	Date of Issue of Licence.	Date of Expiry of Licence.
					A. R. P.	£ s. d.			
26891	Reid, A., 128 Lydiard-street, Ballarat	Buninyong	Ballarat ..	North of 9s, section 10	1 0 0	0 6 0	1.1.37	31.12.39	
26892	Executors of Mary Miller, 396 Flinders-lane, Melbourne	Ballan ..	Bungeeltap	North of 1A, 2B, section 1, &c.	102 1 0	20 9 0	1.1.37	31.12.39	
26893	Smith, B., Clarendon ..	Buninyong	Township of Clarendon	West of 10, 11, part 12, section 3	0 3 0	0 5 9	1.1.37	31.12.39	
26894	Tippett, A. R., Newlyn ..	Creswick ..	Creswick	Between 6 and 9x, stone and water reserve	3 0 0	0 15 0	1.1.37	31.12.39	
26895	Esmond, T., Egerton ..	Ballan ..	Bungal ..	North-east of 15 ..	1 2 0	0 4 6	1.1.37	31.12.39	
26896	Ryan, M., Portland Flat, Gordon	Ballan ..	Kerit	South-east of 10A, section 13	0 3 30	0 5 9	1.1.37	31.12.39	
26897	Young, C. R., Gordon ..	Ballan ..	Bareet Moorarbool West	East of A1, 2A, 2B, section 3, between B2, B4, and B3, B1, section 9	23 2 0	3 10 6	1.1.37	31.12.39	
26898	Mooney, C., Meredith ..	Bannockburn	Town of Meredith	Between 3, 5 and 6, 7, 8, section 17	1 0 0	0 5 0	1.1.37	31.12.39	
26899	Robertson E. M., Mt. Wallace Post Office	Ballan ..	Bungeeltap	South of 67B, 1, 5r, section 5	5 2 0	1 7 6	1.1.37	31.12.39	
26900	Ryan, T. M., Gordon ..	Ballan ..	Kerit	24, 25, section A ..	2 0 0	0 10 0	1.1.37	31.12.39	
26941	Lilburne, Cyril Gordon, and Lillie Johnstone, Homebush Lower	Avoca ..	Rathscar ..	Road commencing 10 chains from south-west corner of 3, section 1A, and extending north for 10 chains	1 0 0	0 2 6	1.1.37	31.12.39	
26942	Redpath, Martha Jane, Avoca	Avoca ..	Glenmona	Between 26 and 26A, section J	1 1 0	0 2 6	1.1.37	31.12.39	
26943	Redpath, A. J., Avoca ..	Avoca ..	Glenmona	Between 8 and 9, section K; north of 8 and 9, abutting railway, section K	4 1 0	0 4 0	1.1.37	31.12.39	
26944	Start, Frank, sen., Crowlands	Avoca ..	Glendhu ..	South of 6, east half south of 5, north of 30B	6 2 0	0 13 0	1.1.37	31.12.39	
26945	Humphrey, Mary Jane, Barkly	Avoca ..	Barkly ..	West of 18c, 18f, section E	2 0 0	0 2 6	1.1.37	31.12.39	
26946	Healy, D. D., 660 Parramatta-road, Croydon, New South Wales	Avoca ..	Yehrip ..	Between 25u and 25v	1 2 0	0 2 6	1.1.37	31.12.39	
26947	Miles, Herbert W. J., Warrenmang	Avoca ..	Tchirree ..	North of 9, section C	2 0 0	0 2 6	1.1.37	31.12.39	
26948	Hope, Thomas William, Moonambel	Avoca ..	Warrenmang	East of 168B, east and south of 168c, south of 168E	5 2 0	0 5 3	1.1.37	31.12.39	
26949	Hope, Thomas William, Moonambel	Avoca ..	Barkly ..	West of 27, section F	5 3 0	0 4 0	1.1.37	31.12.39	
26950	Larkins, James, Avoca ..	Avoca ..	Glenmona	Between 1A, 5, 3, 2, and 12; between 3 and 4; between 2 and 3, section K	10 0 0	0 8 9	1.1.37	31.12.39	
26951	Miller, Jonathan, Moonambel	Avoca ..	Warrenmang	West and south of 130E	6 0 0	0 5 6	1.1.37	31.12.39	
26952	Morris, Arthur, Moonambel ..	Avoca ..	Warrenmang	North of 4 and 4A, section 5	3 3 0	0 3 3	1.1.37	31.12.39	
26953	Morris, Minnie, Moonambel ..	Avoca ..	Warrenmang	North of 52, section 5; south of 60A, section 4	6 2 0	0 3 0	1.1.37	31.12.39	
26954	Turpin, Hugh, Percydale ..	Avoca ..	Warrenmang	East of 42A, section 2	2 3 0	0 2 6	1.1.37	31.12.39	
26955	Turpin, Patrick, Percydale ..	Avoca ..	Yehrip ..	Between 73 and 73A	6 2 0	0 2 6	1.1.37	31.12.39	
26956	Hamor, J. G., and Sarah, Avoca	Avoca ..	Avoca ..	Between 77 and 92 ..	1 3 0	0 2 6	1.1.37	31.12.39	
26957	Hamor, J. G., and Sarah, Avoca	Avoca ..	Yehrip ..	West of 6 ..	4 2 0	0 5 0	1.1.37	31.12.39	
26958	Humphrey, Henry, Barkly ..	Avoca ..	Barkly ..	West of 24, section C	1 1 0	0 2 6	1.1.37	31.12.39	
26959	Jolly, Stanley Benjamin, Rathscar West	Avoca ..	Rathscar ..	South of 15, section 5	2 0 0	0 3 0	1.1.37	31.12.39	
26960	Ross, Mitchell, Ararat-road, Avoca	Avoca ..	Avoca ..	Between 8 and 9, section 31A, township of Avoca	0 2 0	0 3 0	1.1.37	31.12.39	
26961	Jardine, David, Woodlands Private Bag, Maryborough	Avoca ..	Rathscar ..	South of 23, section 1	3 0 0	0 4 6	1.1.37	31.12.39	
26962	Jardine, Emily, and Harriet Young, Natto Yallock	Avoca ..	Natto Yallock	West of 1A, 2, 3B; between 2 and 3B, section 1	10 2 0	0 10 0	1.1.37	31.12.39	
26963	Start, Frank, jun., Shay's Flat, Landsborough	Avoca ..	Glendhu ..	North-east and east of 20, section R	11 0 0	0 8 0	1.1.37	31.12.39	
26964	de Crespigny, R. D., and P. G., Elmhurst	Avoca ..	Tchirree ..	Between 12 and 25, section A; east and north of 8, and between 31 and 32, section A	15 0 0	0 11 0	1.1.37	31.12.39	

## LICENCES TO OCCUPY UNUSED ROADS—continued.

Number of Licence.	Name and Address of Licensee.	Municipality.	Parish.	Abutting— Allotments and Sections.	Area.	Fee for Licence.			Date of Issue of Licence.	Date of Expiry of Licence.
						£	s.	d.		
26965	Moyle, H. C. C., Moonambel	Avoca ..	Warrenmang	South half, east of 46, and south of 47A, section 5	3 3 0	0	2	6	1.1.37	31.12.39
26966	Moyle, H. C. C., Moonambel	Avoca ..	Warrenmang	West of 121D ..	2 0 0	0	2	6	1.1.37	31.12.39
26967	O'Brce, Joseph, Swan Hill ..	Swan Hill ..	Castle	Between 4 and 17, section A	2 0 0	0	10	0	1.1.37	31.12.39
26968	Rowe, Hugh, Metcalfe ..	Metcalfe ..	Metcalfe ..	South of 1, section 5	2 0 0	0	8	0	1.1.37	31.12.39
26969	Driscoll, Bert, Moonambel ..	Avoca ..	Warrenmang	North of 61B, section 4	2 0 0	0	2	6	1.1.37	31.12.39
26970	Croft, Henry, (deceased), Estate of, c/o Mrs. S. E. Croft, Elmhurst	Avoca ..	Tehirree ..	Through 10, 11, 12, and west portion south of 10, section B	13 2 0	0	6	0	1.1.37	31.12.39
26971	Croft, G. C. M., Elmhurst ..	Avoca ..	Tehirree ..	South of 1, section B	3 2 0	0	5	0	1.1.37	31.12.39
26972	Ryan, Thomas, Redbank ..	Avoca ..	Redbank ..	South of 70, section G	1 0 0	0	2	6	1.1.37	31.12.39
26973	McNiece, Mary Jane, Ravenswood	Marong ..	Ravenswood	North-east of 97, 98, 101, 102, 105, 106, 109, and half width of road south-east of 108, 109	3 3 0	0	7	6	1.1.37	31.12.39
26974	Fittock, James, and Jasper, Landsborough	Avoca ..	Glendhu ..	North-east and east of 18, section R; east of 36, 36A, north and west of 36A, south of 40, north of, and between 43 and 43A, section S	22 3 0	0	18	0	1.1.37	31.12.39
26975	Kaye, Robert Thomas, Box 14, Avoca	Avoca ..	Glenmona	North of 10, section 1	2 1 0	0	2	6	1.1.37	31.12.39
26976	Porter, Albert B., Avoca ..	Avoca ..	Yehrip ..	Between 39B and 42	5 1 0	0	2	6	1.1.37	31.12.39
26977	Elliott, Nancy, Barkly-street, Maryborough	Avoca ..	Moyreisk ..	Between 21c and 21d, south of 21c, 21d, section 1	6 2 0	0	3	0	1.1.37	31.12.39
26978	Miller, Jonathan, Moonambel	Avoca ..	Warrenmang	South of 128c ..	3 1 0	0	2	6	1.1.37	31.12.39
26979	Browne, D. J., Landsborough	Avoca ..	Glendhu ..	West of 24, 24B, and north-east of 33, between 47 and 48, section S	16 1 0	0	7	6	1.1.37	31.12.39
26980	Field, Harold, Rathscar West	Avoca ..	Bolerch ..	East half, north of 9, south of 10, east of 15 and 18, and south of 18, 19, 20	24 0 0	2	5	0	1.1.37	31.12.39
26981	Field, Harold, Rathscar West	Avoca ..	Rathscar ..	South of 47 and 48, east of 42 and 47	9 2 0	0	16	6	1.1.37	31.12.39
26982	Marshall, Allan J., Barkly ..	Avoca ..	Barkly ..	North of 2 and 23, between 25B, 25c, and 26, section E	4 1 0	0	7	6	1.1.37	31.12.39
26983	Walker, Samuel, Fenton's Creek	Korong ..	Berrimal ..	North of 45 and 46 ..	7 2 0	0	12	6	1.1.37	31.12.39
26984	Dolman, J. A., Myer's Flat ..	Marong ..	Nerring ..	North of 1 ..	6 0 0	0	9	0	1.1.35	31.12.37
26985	Cardwell, Edwin T., Halfey-street, Bendigo	Bendigo ..	Sandhurst	Being a portion of Spring Gully-road near junction of Carpenter-street	0 0 6	0	2	6	1.1.37	31.12.39
26986	Argall, James, Redbank ..	Avoca ..	Redbank ..	Between 5 and 11, 12, 13, west of 1, and east of 7, section G	7 0 0	0	6	0	1.1.37	31.12.39
26987	Elliott, Thomas, Natto Yallock	Avoca ..	Moyreisk ..	South of 21, section 1	4 3 0	0	3	6	1.1.37	31.12.39
26988	Robertson, Charles, Avoca ..	Avoca ..	Glenmona	North of 29B, section M	3 3 0	0	3	0	1.1.37	31.12.39
26989	Ross, Mitchell, Ararat-road, Avoca	Avoca ..	Avoca ..	East of 107 ..	1 0 0	0	2	6	1.1.37	31.12.39
26990	Hanley, A. L., Landsborough	Avoca ..	Glendhu ..	South-west of 23, section R	2 0 0	0	2	6	1.1.37	31.12.39

Licence No. 26894, rent charged from 1st November, 1937; suitable unlocked swing gates to be erected in the fences across the road.

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

Department of Lands and Survey (Unused Roads and Water Frontages Branch),  
Melbourne, 25th November, 1937.

## Local Government Act 1928, Part 42, Section 858.

## LICENCES TO OCCUPY WATER FRONTAGES.

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

Number of Licence.	Name and Address of Licensee.	Municipality.	Parish.	Abutting on— Allotments and Sections.	Fee for Licence.	Date of Issue of Licence.	Date of Expiry of Licence.
					£ s. d.		
17021	Hitt, Elizabeth, Gellibrand ..	Otway ..	Yaughter ..	Parts 26A, 26B ..	0 9 0	1.1.37	31.12.39
17022	Hitt, A. G., Gellibrand ..	Otway ..	Yaughter ..	Parts 26A, 26B ..	0 9 0	1.1.37	31.12.39
17023	Donald Bros., Ballan Post Office ..	Ballan ..	Bungal ..	119, 120, 121, 122 ..	1 10 0	1.1.37	31.12.39
17024	Atkinson, Geo., 25 Jamieson-street, Warrnambool	Warrnambool ..	Wangoom ..	2, 3, 4, 6, 7, 8 ..	5 10 0	1.1.37	31.12.39
17025	Hart, W. T., Warrnambool ..	Warrnambool ..	City of Warrnambool	11, 11A, 12, 13 ..	0 2 6	1.1.37	31.12.39
17026	Throckmorton, H. G., Lower Gelli- brand	Otway ..	Latrobe ..	19 ..	1 7 0	1.1.37	31.12.39
17027	Waterworth, M. E., Skene's Creek	Otway ..	Krambruk ..	9 ..	0 2 6	1.1.37	31.12.39
17028	Allen, R. W., Lower Gellibrand ..	Otway ..	Latrobe ..	12, 13 ..	1 1 0	1.1.37	31.12.39
17029	Barlow, K. H., Lower Gellibrand Post Office	Otway ..	Latrobe ..	14, 16 ..	1 16 0	1.1.37	31.12.39
17030	Thomson, John, Apollo Bay ..	Otway ..	Krambruk ..	Part 7 ..	1 5 0	1.1.37	31.12.39
17031	Graham Bros., Bacchus Marsh ..	Bacchus Marsh	Myrning ..	1, 4, section 1 ..	0 10 0	1.1.37	31.12.39
17032	Rhodes, J. H., Burrupa ..	Otway ..	Barwongemoong	20, 20A, 21A ..	1 6 0	1.1.37	31.12.39
17033	Hitt, W. H., Gellibrand ..	Otway ..	Yaughter ..	Parts 26A, 26B ..	0 9 0	1.1.37	31.12.39
17034	Foran, C., Apollo Bay ..	Otway ..	Krambruk ..	41B ..	0 10 0	1.1.37	31.12.39
17035	Gale, W. T., 102 Gheringhap-street, Geelong	Otway ..	Yaughter ..	17, 1c ..	0 8 0	1.1.37	31.12.39
17036	Beer, B. H., Kennedy's Creek ..	Otway ..	Wiridjil ..	11, 13 ..	0 12 0	1.1.37	31.12.39
17037	Noseda, E., Apollo Bay ..	Otway ..	Krambruk ..	Part 16c ..	0 8 0	1.1.37	31.12.39
17038	Sydenham, C. F., Queen-street, Colac	Otway ..	Natte Murrang	28, 29 ..	0 2 6	1.1.37	31.12.39
17039	Lowne, James, Meredith ..	Bannockburn	Meredith ..	1D (portion)	0 4 0	1.1.37	31.12.39
17040	Brien, W. H., Whoorel ..	Winchelsea	Birregurra ..	3A, section IX.	2 0 0	1.1.37	31.12.39

Licence No. 17040, rent charged from 1st July, 1937.

A. LIND,  
Commissioner of Crown Lands and Survey.

Department of Lands and Survey (Unused Roads and Water Frontages Branch),  
Melbourne, 25th November, 1937.

## CONTRACTS ACCEPTED.—(Series 1937-38.)

## PUBLIC WORKS.

- Div. 60/2/L. Court Houses—  
861. (2) North Melbourne Court House, alterations, renovations, installation of electric light, repairs to furniture.—£444 9s. 6d.—H. S. Bolger.
- Div. 60/4/1. Mental Hospitals—  
862. (3) Sunbury Mental Hospital, new billiard room and two occupational therapy rooms, £1,558.—R. F. Anderson.
- Div. 60/7/2. Government House—  
863. (4) Melbourne Government House, carpets, &c., £320 Gs.—J. G. Guest and Co.
- Div. 60/9/1. State Schools—  
864. (5) Albion State School, No. 4265, general repairs, painting, £144.—A. McKissock.
- Loan Act 3607. State Schools—  
865. (6) Melbourne Technical College, installation of electric light, cables, and switchboard, Metallurgy and Mining School, Electrical Trades School, £1,986.—W. Cumming and Co. Pty. Ltd.
866. (3) Deer Park State School, No. 1434, additions, repairs, renovations, £342.—A. H. Schulz.
867. (7) Camberwell South State School, No. 4170, additional accommodation, £3,259.—I. A. E. Bolger.
- GEO. L. GOUDIE, Commissioner of Public Works. 24.11.37.

## ORDERS IN COUNCIL.—(Series 1937-38.)

## STATE RIVERS AND WATER SUPPLY COMMISSION.

## Loan—

858. Manufacture, &c., including delivery on works, 840 feet of 24-in. diameter, 1,134 feet of 18-in. diameter, 10,932 feet of 15-in. diameter, and 1,884 feet of 12-in. diameter reinforced concrete pipes, including provision, for Mildura North Drainage Area, First Mildura Irrigation Trust District, £2,826 18s. 4d. (Contract 3061).—Rocla Ltd.
859. Manufacture, &c., including delivery, ex company's works, Mildura, 21,774 feet of 9-in. diameter reinforced concrete pipes, including provision, for Mildura North Drainage Area, First Mildura Irrigation Trust District, £1,995 19s. (Contract 3062).—Hume Pipe Co. (Aust.) Ltd.

860. Manufacture, &c., including delivery f.o.r. Mildura, 29,500 feet of 6-in. diameter salt-glazed ware pipes, including provision, for Mildura North Drainage Area, First Mildura Irrigation Trust, £1,690 2s. 1d. (Contract 3063).—G. D. Guthrie and Co. Pty. Ltd.

Approved by the Governor in Council, 12th October, 1937.—  
C. W. KINSMAN, Clerk of the Executive Council.

## STATE ELECTRICITY COMMISSION.

868. For the supply of 30,000 kVa. synchronous condenser and accessory plant for Richmond terminal station, to Specification No. 37/36.—Gibson Battle (Melbourne) Pty. Ltd.
869. For the supply of 22,000-volt transformers, to Specification No. 37/101.—Australian General Electric Ltd.
870. For the supply of 22,000-volt transformers, to Specification No. 37/101.—Wilson Electric Transformer Co. Pty. Ltd.
871. For the erection of five wooden-framed houses at Yallourn, to Specification No. 37/122.—Marr and Beards.
872. For the supply of two tramcars and one tramcar body for the Ballarat Tramways, to Quotation No. 874.—Adelaide Municipal Tramways Trust.
873. For the supply and erection of damper and operating gear for Nos. 17 and 18 boilers, Yallourn power station, to Quotation No. 1243.—Cowley's Eureka Ironworks Pty. Ltd.
874. For the purchase of all that piece of land situate in Linnithgow-avenue, Caulfield, commencing at a point 200 feet north of the junction of the north side of Glen Eira-road and the west side of Linnithgow-avenue, and continuing northerly along the aforesaid avenue 100 feet, thence westerly 213 feet, then southerly 100 feet, and then easterly 213 feet to the commencing point, and being part of lot 7 on plan of subdivision No. 5005 lodged in the Office of Titles.—Alfred Aubrey.

Approved by the Governor in Council, 22nd November, 1937.—  
C. W. KINSMAN, Clerk of the Executive Council.

## DEPARTMENT OF AGRICULTURE.

875. Manufacture, supply, and delivery at the Geelong Terminal Elevator of chains and chain pinions and cutting of teeth on chain wheel blanks, £1,017 8s. 6d.—Gardner, Waern, and Co. Pty. Ltd., Melbourne.

Approved by the Governor in Council, 29th November, 1937.—  
C. W. KINSMAN, Clerk of the Executive Council.

STATE RIVERS AND WATER SUPPLY COMMISSION.  
BY-LAW No. 3794.—FLOOD PROTECTION CHARGE.—CARDINIA  
FLOOD PROTECTION DISTRICT.

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

1. The following Flood Protection Charge is hereby made under the provisions of the Water Acts, and shall be levied upon the occupiers or owners of all lands within the Cardinia Flood Protection District:—

For the service rendered to such District by the flood protection works constructed for such service:—

- (1) Of all lands in the First Division, being the lands included within red border on a plan of such District, signed and sealed by the Commission and lodged at the office of such Commission at Melbourne, and authenticated copies of which are also lodged at the office of the Commission at Kooweerup, at the office of the Municipality of Berwick at Pakenham East, at the office of the Municipality of Cranbourne at Cranbourne, and at the Post Office at Tooradin, excepting and excluding all lands in the Second Division as shown coloured green on the aforesaid plan, and excepting and excluding all lands in the Third Division as shown coloured brown on the aforesaid plan—a charge of Thirty-six pence for each and every acre of such lands.
- (2) Of all lands in the Second Division, as shown coloured green on the aforesaid plan—a charge of Eighteen pence for each and every acre of such lands.
- (3) Of all lands in the Third Division, as shown coloured brown on the aforesaid plan—a charge of Nine pence for each and every acre of such lands.

2. Such charge is made and shall be levied for the year beginning with the 1st day of July, 1937, and ending with the 30th day of June, 1938, and shall be payable on the 3rd day of December, 1937, at the office of the said Commission at Kooweerup.

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

The foregoing By-law was made by the State Rivers and Water Supply Commission on the 22nd day of November, 1937, and the common seal of the said Commission was hereunto affixed the 23rd day of November, 1937, in the presence of—

(SEAL) L. R. EAST, Chairman.  
W. A. ROBERTSON, Commissioner.  
P. J. O'MALLEY, Commissioner.

STATE RIVERS AND WATER SUPPLY COMMISSION.

BY-LAW No. 3795.—FLOOD PROTECTION CHARGE.—KANYAPELLA  
FLOOD PROTECTION DISTRICT.

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

1. The following Flood Protection Charge is hereby made under the provisions of the Water Acts, and shall be levied upon the occupiers or owners of all lands within the Kanyapella Flood Protection District:—

For the service rendered to such District by the flood protection works constructed for such service:—

- (1) Of all lands in the First Division, being the lands included within red border on a plan of such district, signed and sealed by the Commission and lodged at the office of such Commission at Melbourne, and authenticated copies of which are also lodged at the office of the Commission at Tongala and at the office of the Municipality of Echuca at Echuca, excepting and excluding all lands in the Second Division as shown coloured green on the aforesaid plan—a charge of Seven pence for each and every acre of such lands.
- (2) Of all lands in the Second Division, as shown coloured green on the aforesaid plan—a charge of Three and one-half pence for each and every acre of such lands.

2. Such charge is made and shall be levied for the year beginning with the 1st day of July, 1937, and ending with the 30th day of June, 1938, and shall be payable on the 3rd day of December, 1937, at the office of the said Commission at Tongala.

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

The foregoing By-law was made by the State Rivers and Water Supply Commission on the 22nd day of November, 1937, and the common seal of the said Commission was hereunto affixed the 23rd day of November, 1937, in the presence of—

(SEAL) L. R. EAST, Chairman.  
W. A. ROBERTSON, Commissioner.  
P. J. O'MALLEY, Commissioner.

STATE RIVERS AND WATER SUPPLY COMMISSION.

BY-LAW No. 3796.—FLOOD PROTECTION CHARGE.—LOCH GARRY  
FLOOD PROTECTION DISTRICT.

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

1. The following Flood Protection Charge is hereby made under the provisions of the Water Acts, and shall be levied upon the occupiers or owners of all lands within the Loch Garry Flood Protection District:—

For the service rendered to such district by the flood protection works constructed for such service—a charge of Five pence for each and every acre of land within such district.

2. Such charge is made and shall be levied for the year beginning with the 1st day of July, 1937, and ending with the 30th day of June, 1938, and shall be payable on the 3rd day of December, 1937, at the office of the said Commission at Shepparton.

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

The foregoing By-law was made by the State Rivers and Water Supply Commission on the 22nd day of November, 1937, and the common seal of the said Commission was hereunto affixed the 23rd day of November, 1937, in the presence of—

(SEAL) L. R. EAST, Chairman.  
W. A. ROBERTSON, Commissioner.  
P. J. O'MALLEY, Commissioner.

STATE RIVERS AND WATER SUPPLY COMMISSION.

BY-LAW No. 3797.—FLOOD PROTECTION CHARGE.—LOWER  
KOOWEERUP FLOOD PROTECTION DISTRICT.

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

1. The following Flood Protection Charge is hereby made under the provisions of the Water Acts, and shall be levied upon the occupiers or owners of all lands within the Lower Kooweerup Flood Protection District:—

For the service rendered to such District by the flood protection works constructed for such service:—

- (1) Of all lands in the First Division, being the lands included within red border on a plan of such district, signed and sealed by the Commission and lodged at the office of such Commission at Melbourne, and authenticated copies of which are also lodged at the office of the Commission at Kooweerup, at the office of the Municipality of Berwick at Pakenham East, at the office of the Municipality of Buln Buln at Drouin, at the office of the Municipality of Cranbourne at Cranbourne, at the Post Office at Cora Lynn, and at the Post Office at Garfield, excepting and excluding all lands in the Second Division as shown coloured green on the aforesaid plan, and excepting and excluding all lands in the Third Division as shown coloured brown on the aforesaid plan—a charge of Twenty-four pence for each and every acre of such lands.
- (2) Of all lands in the Second Division, as shown coloured green on the aforesaid plan—a charge of Twelve pence for each and every acre of such lands.
- (3) Of all lands in the Third Division, as shown coloured brown on the aforesaid plan—a charge of Six pence for each and every acre of such lands.

2. Such charge is made and shall be levied for the year beginning with the 1st day of July, 1937, and ending with the 30th day of June, 1938, and shall be payable on the 3rd day of December, 1937, at the office of the said Commission at Kooweerup.

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



The foregoing By-law was made by the State Rivers and Water Supply Commission on the 22nd day of November, 1937, and the common seal of the said Commission was hereunto affixed the 23rd day of November, 1937, in the presence of—

(SEAL) L. R. EAST, Chairman.  
W. A. ROBERTSON, Commissioner.  
P. J. O'MALLEY, Commissioner.

#### STATE RIVERS AND WATER SUPPLY COMMISSION.

BY-LAW No. 3798.—FLOOD PROTECTION RATE.—ECHUCA (HIGH-STREET) FLOOD PROTECTION DISTRICT.

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

1. A Flood Protection Rate of Eleven pence in the pound of the rateable value of all lands within the Echuca (High-street) Flood Protection District is hereby made under the provisions of the Water Acts, and shall be levied upon the occupiers or owners of all such lands for the service rendered to such district by the flood protection works constructed for such service.

2. Such rate is made and shall be levied for the year beginning with the 1st day of July, 1937, and ending with the 30th day of June, 1938, and shall be payable on the 3rd day of December, 1937, at the office of the said Commission at Rochester.

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

4. For making and levying such rate the value of the lands set out in the valuation made in accordance with the provisions of the Water Acts, and adopted by the said Commission on the 22nd day of November, 1937, shall be deemed and taken to be the rateable value of such lands.

The foregoing By-law was made by the State Rivers and Water Supply Commission on the 22nd day of November, 1937, and the common seal of the said Commission was hereunto affixed the 23rd day of November, 1937, in the presence of—

(SEAL) L. R. EAST, Chairman.  
W. A. ROBERTSON, Commissioner.  
P. J. O'MALLEY, Commissioner.

The foregoing By-laws (Nos. 3794 to 3798, both inclusive) made by the State Rivers and Water Supply Commission were approved by the Governor in Council on the 29th day of November, 1937.

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

#### Transport Regulation Acts.

#### TRANSPORT REGULATION BOARD.

#### NOTICES OF PUBLIC HEARINGS.

NOTICE is hereby given that the applications made by the persons named below for licences to operate the commercial passenger vehicles or commercial goods vehicles on the route or routes or in the manner respectively set out opposite their names will be heard on Wednesday, the 8th day of December, 1937, or a day thereafter at a time and place to be communicated to the parties:—

#### Name of Applicant; Nature of Application.

EMERY, REGINALD; 4 commercial passenger vehicles of a type to be approved by the Board, with seating capacity for 32, 30, 37, and 20 persons respectively, as special service omnibuses under charter conditions from Ballarat, and as touring omnibuses on round tours from Ballarat.

IKIN, WILLIAM EDWARD; 1 International bus, with seating capacity for 20 persons, as an additional vehicle on the route between Traralgon and the Australian Paper Mills at Tyers, and within a radius of 25 miles of Traralgon under charter conditions.

ANSETT, REGINALD MYLES; 1 Fargo coach, with seating capacity for 11 persons, on the route between Hamilton and Horsham, via Cavendish, Glenisla, and Brimpaen.

FERROW, WILLIAM GEORGE; 1 Reo parlour coach, with seating capacity for 30 persons, to be operated as a special service omnibus under charter conditions on journeys commencing in Melbourne.

MCLEAN, JOHN; 1 Chevrolet utility truck for the carriage of 2 persons, mails, and parcels between Boolarra and Christies.

WILLIAMS, JOHN HENRY, Frankston; 1 commercial goods vehicle for the carriage of—1. To carry to and from the site of the construction or maintenance of some specific existing or proposed road, street, footpath, bridge, pier, weir, jetty, channel—(a) From or to any part of the State of Victoria the following:—plant or equipment required in connexion with such work of construction or maintenance, and also metal, stones, screenings, ashes, gravel, and sand; (b) from the nearest railway station or any railway station authorized in writing by the Board, or within a radius of 20 miles as follows:—any other material required for the works above named. 2. General goods within a radius of 20 miles from Frankston.

BARNES, ROY HAROLD; 1 commercial goods vehicle for the carriage of—(a) General goods within a radius of 20 miles from Kancoorna; (b) general goods from and to Wodonga, to and from Dederang and Kancoorna.

SIMS, THOMAS FREDERICK; 1 Parlour omnibus, with seating capacity for 11 persons, as a stage omnibus on the route between Apollo Bay and Melbourne, via Lorne and Geelong. (Serving only places between Apollo Bay and a point 1 mile on the Apollo Bay side of Lorne.)

SIMS, THOMAS FREDERICK; 1 Parlour coach, with seating capacity for 11 persons, as a stage omnibus on the route Apollo Bay-Geelong, via Great Ocean-road, serving all places on route.

Notice of any objection should be forwarded to reach the Secretary to the Board not later than Monday, 6th December, 1937.

F. P. MOUNTJOY,  
Secretary.

Exhibition Buildings, Rathdown-street, Carlton, 30th November, 1937.

#### Farmers Debts Adjustment Act 1935.

#### ISSUE OF STAY ORDERS.

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

#### Name; Address; Date Issued.

Aitken, James Alfred; Mologa; 22nd November, 1937.  
Baker, Thomas Henry; Walpeup; 23rd November, 1937.  
Benham, William Northcote; Nar Nar Goon; 23rd November, 1937.

Chaplin, William Leslie; Tutyc; 17th November, 1937.  
Downey, Alfred George; Hopetoun; 25th November, 1937.  
Duffield, Walter; Redcliffs; 25th November, 1937.

Free, Adeline Ellen; Cowangie; 16th November, 1937.  
Gebert, Edward Eugene; Rainbow; 17th November, 1937.  
Jacob, Mark; Beecae; 22nd November, 1937.

McQualter, Elizabeth May; Central-avenue, Bayswater; 18th November, 1937.

Maggs, George; Flower Dell, Ringwood; 20th November, 1937.  
Neale, James Edward; Echuca; 19th November, 1937.

Page, Samuel Deyns, and Elizabeth J.; "Rossmoyne," Nagambie; 25th November, 1937.

Ross, Donald Bennetta; Jung; 20th November, 1937.  
Rutherford, William; Nandaly; 24th November, 1937.

Thompson, Harold James; Fentona, via Clarkefield; 23rd November, 1937.

Thompson, Hettie Eliza; Fentona, via Clarkefield; 23rd November, 1937.

Wangendary Pastoral Co. Pty. Ltd.; Wangaratta; 22nd November, 1937.

Ward, Hector Norman; Oxley; 23rd November, 1937.

Williamson, George Herbert; Wangaratta; 22nd November, 1937.

Wilson, John Gratton; Yuulong; 23rd November, 1937.

W. R. MANN, Secretary.

Farmers' Debts Adjustment Board.

29th November, 1937.

#### Farmers Debts Adjustment Act 1935.

#### CANCELLATION OF STAY ORDERS.

NOTIFICATION is hereby given that Stay Orders issued to the undermentioned farmers have been cancelled by the Farmers' Debts Adjustment Board, such cancellation to take effect on and from the 1st December, 1937:—

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

3905; Cranston, Mary Jane; Kyabram.  
3816; Lay, Joseph Alfred; Traralgon.

566; Mackie, Peter Alexander, and George Brodie; Mackie, Peter Alexander; Lewis, Rothney Richard, executors of Joseph Brodie Mackie, deceased; Camperdown.

W. R. MANN, Secretary.

Farmers' Debts Adjustment Board.

29th November, 1937.

## THE BALLARAT WATER COMMISSIONERS.

RATING BY-LAW FOR YEAR 1938 (No. 41).

THE Ballarat Water Commissioners, in pursuance and in exercise of the powers conferred upon it by the Water Acts, doth hereby make the following rates for the supply of water for domestic purposes (otherwise than by measure) on lands and tenements liable to be rated by it within the Ballarat Water Supply District:—

- (a) On such lands and tenements a rate of Five per cent. of the amount of the annual municipal valuation where such valuation does not exceed Three hundred pounds.
- (b) And where the amount of the annual municipal valuation exceeds Three hundred pounds, but does not exceed Five hundred pounds, a rate of Four and a half per cent. of the amount of the annual municipal valuation.
- (c) And where the amount of the annual municipal valuation exceeds Five hundred pounds, but does not exceed One thousand pounds, a rate of Four per cent. of the amount of the annual valuation.
- (d) And where the amount of the annual municipal valuation exceeds One thousand pounds, a rate of Three and a half per cent. of the amount of the annual valuation.

2. Provided that in no case shall the amount of rate payable in respect of any tenement (other than land on which there is no building) be less than Twenty shillings.

3. Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing the 1st day of January, 1938, and shall be payable on the 31st day of March, 1938, at the office of the Water Commissioners, Ballarat.

4. For water supplied by the Commissioners for domestic as well as for other than domestic purposes by measure, the minimum quantity of water to be charged for in respect of all lands and tenements shall be the quantity for which the charge at One shilling per 1,000 gallons would be equal to the amount of the rate which would be payable for the lands and tenements so supplied otherwise than by measure. All water supplied by the Commissioners in excess of such aforesaid quantity shall be charged for at the rate of Ten pence per 1,000 gallons.

Passed this eighteenth day of November, 1937.

(SEAL) J. M. BARKER, Chairman.  
L. LEDERMAN, Commissioner.  
W. BRAZENOR, Secretary.

## BRIDGEWATER WATERWORKS TRUST.

RATING BY-LAW FOR THE YEAR 1938.

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

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

Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing the 1st day of January, 1938, and shall be payable on the 1st day of January, 1938, at the office of the said Trust.

For water supplied by the Trust for domestic as well as for other than domestic purposes by measure (except in cases of special agreement with the Trust) the minimum quantity of water to be charged for in respect of all lands and tenements shall be the quantity for which the charge of Eleven pence per 1,000 gallons would be equal to the amount of the rate which would be payable for the lands and tenements so supplied if supplied otherwise than by measure. All water supplied by measure by the Trust in excess of such aforesaid quantity shall be charged for at the rate of Nine pence per 1,000 gallons.

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

Dated this 9th day of November, 1937.

(SEAL) A. D. SCHOLLES, Chairman.  
CLAUDE BURGIE, Secretary.

## CHARLTON WATERWORKS TRUST.

RATING BY-LAW FOR THE YEAR 1938 (No. 41).

THE Charlton Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make the following rates for the supply of water for domestic purposes, otherwise than by measure, on lands and tenements within the Charlton urban district:—

On such lands and tenements a rate of Two shillings and six pence in the pound on the amount of the annual municipal valuation, not exceeding Six hundred and forty pounds; where the annual municipal valuation exceeds Six hundred and forty pounds the sum of Eighty pounds shall be paid.

Provided that in no case shall the amount of rate payable per annum in respect of any tenement (other than land on which there is no building) be less than Two pounds, and, in respect of any lands on which there is no building, less than Eight shillings, except as are entitled to the provisions of section 237 of the *Water Act 1923*.

Such rates are made for the year commencing the 1st day of January, 1938, and ending with the 31st day of December, 1938, and shall be payable on the 1st day of January, 1938.

For water supplied by the Trust for domestic as well as for other than domestic purposes by measure (except in cases of special agreement with the Trust), the minimum quantity of water to be charged for in respect of all lands and tenements shall be the quantity for which the charge at Twelve pence per 1,000 gallons would be equal to the amount of the rate which would be payable for the lands and tenements so supplied if supplied otherwise than by measure. All water supplied by measure by the Trust in excess of such aforesaid quantity shall be charged for at the rate of Nine pence per 1,000 gallons.

The foregoing By-law (No. 41) was made by the Charlton Waterworks Trust on the 16th day of November, 1937, and the seal of the Trust was hereto affixed in our presence—

(SEAL) E. RICHARDS, Chairman.  
R. J. TIPPETT, Commissioner.  
E. R. JEFFREY, Secretary.

## KILMORE WATERWORKS TRUST.

RATING BY-LAW FOR THE YEAR 1938 WITHIN THE KILMORE URBAN DISTRICT AND THE WANDONG URBAN DISTRICT.

THE Kilmore Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make a rate for the supply of water for domestic purposes, otherwise than by measure, of Two shillings and three pence in the pound, and Two shillings and sixpence in the pound on the municipal valuation of lands and tenements liable to be rated within the Kilmore Urban District and the Wandong Urban District respectively.

Provided that in no case shall the amount of the rate payable in respect of any tenement (other than on land on which there is no building) in the Kilmore Urban District be less than 45s., and the Wandong Urban District be less than 50s., and in respect of land on which there is no building less than 20s. in the Kilmore Urban District, and less than 15s. in the Wandong Urban District.

The owners of every piece of vacant or unoccupied land supplied with water by trough must provide an approved self-acting ball tap to prevent overflow.

For water supplied by the Trust for domestic as well as for other than domestic purposes by measure (except in cases of special agreement with the Trust) the minimum quantity of water to be charged for in respect of all lands and tenements shall be the quantity for which the charge at One shilling per 1,000 gallons would be equal to the amount of the rate which would be payable for the lands and tenements so supplied, otherwise than by measure. All water supplied by measure by the Trust in excess of such aforesaid quantity shall be charged for at the rate of One shilling per 1,000 gallons, up to 10,000 gallons, and thereafter at the rate of Eighteen pence per 1,000 gallons.

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

Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing the 1st day of January, 1938, and shall be payable on the 1st day of January, 1938, at the office of the said Trust.

Passed this 20th day of October, 1937.

(SEAL) WM. P. M. TAYLOR, Chairman.  
HENRY DAVIES, Acting Secretary.

## MURCHISON WATER WORKS TRUST.

RATING BY-LAW 1938 (No. 53).

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

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

Such rates are made for the year commencing the first day of January, 1938, and shall be payable on the first day of January, 1938, at the office of the said Trust.

For water supplied by the Trust for domestic as well as for other than domestic purposes, by measure (except in cases of special agreement with the Trust), the minimum quantity of water to be charged for in respect of all lands and tenements shall be the quantity for which the charge of One shilling and six pence per 1,000 gallons would be equal to the amount of the rate which would be payable for the lands and tenements so supplied if supplied otherwise than by measure.

All water supplied by measure by the Trust in excess of such aforesaid quantity shall be charged for at the rate of One shilling per 1,000 gallons.

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

Passed this 15th day of November, 1937.

(SEAL) JOHN CLONEY, Chairman.  
W. MATTHEWS, Secretary.

## PORTLAND WATERWORKS TRUST.

RATING BY-LAW FOR THE YEAR 1938.

THE Portland Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make a rate for the supply of water for domestic purposes otherwise than by measure of One shilling and three pence (1s. 3d.) in the pound (£1) on the municipal valuation of all lands and tenements liable to be rated within the Portland Urban District.

Provided that in no case shall the amount of the rate payable per annum in respect of any tenement (other than land on which there is no building) be less than One pound five shillings (£1 5s.), and in respect of any land upon which there is no building be less than Six shillings and three pence (6s. 3d.).

Such rate is made for the year commencing on the first day of January, 1938, and shall be payable in two moities on the first day of January, 1938, and the 1st day of July, 1938, at the office of the Trust.

Dated this 9th day of November, 1937.

(SEAL) S. L. PATTERSON, Acting Chairman.  
T. E. C. HENRY, Secretary.

## RUSHWORTH WATERWORKS TRUST.

RATING BY-LAW FOR THE YEAR 1938.

THE Rushworth Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make a rate for the supply of water for domestic purposes, otherwise than by measure, of Two shillings and six pence in the £1 on the annual municipal valuation of lands and tenements liable to be rated within the Rushworth Urban District.

Provided that in no case shall the amount of rate payable in respect of any tenements (other than land on which there is no building) be less than Fifty shillings, and in respect of any land on which there is no building, less than Twenty-five shillings.

Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing the 1st day of January, 1938, and shall be payable in two moities on the 1st day of January and the 1st day of July, 1938, at the office of the said Trust.

For the water supplied by the Trust for domestic as well as for other than domestic purposes by measure (except in cases of special agreement with the Trust), the minimum quantity of water to be charged for in respect of all lands and tenements shall be the quantity for which the charge of One shilling and three pence per 1,000 gallons would be equal to the amount of the rate which would be payable for the lands and tenements so supplied if supplied otherwise than by measure.

All water supplied by measure by the Trust in excess of such aforesaid quantity shall be charged for at the rate of One shilling per 1,000 gallons.

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

Dated this 28th day of October, 1937.

(SEAL) G. F. MURRAY, Chairman.  
A. BUDD, Secretary.

## Water Acts.

## WARBURTON WATERWORKS TRUST.

RATING BY-LAW FOR 1938 (BY-LAW No. 25).

THE Warburton Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make a rate for the supply of water for domestic purposes, otherwise than by measure, of One shilling in the pound of the annual municipal valuation of lands and tenements within the Warburton Urban District.

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

Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing the first day of January, 1938, and shall be payable on the first day of January, 1938, at the office of the said Trust.

For water supplied by the Trust for domestic as well as for other than domestic purposes by measure (except in cases of special agreement with the Trust) the minimum quantity of water to be charged for in respect of all lands and tenements shall be the quantity for which the charge at One shilling per 1,000 gallons would be equal to the amount of the rate which would be payable for the lands and tenements so supplied if supplied otherwise than by measure. All water supplied by measure by the Trust in excess of such aforesaid quantity shall be charged for at the rate of One shilling per 1,000 gallons.

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

Passed the 21st day of October, 1937.

(SEAL) W. J. BESSELL, Chairman.  
R. C. T. CHISHOLM, Secretary.

## WARRACKNABEAL WATERWORKS TRUST.

RATING BY-LAW FOR THE YEAR 1938.

THE Warracknabeal Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make a rate for the supply of water for domestic purposes otherwise than by measure of One shilling and nine pence in the pound of the annual municipal valuation of lands and tenements liable to be rated within the Warracknabeal Urban District, except such as are entitled to the provisions of section 237 of the *Water Act* 1928.

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

2. Such rates are made and shall be levied upon the occupiers or owners of the said lands and tenements for the year commencing the 1st day of January, 1938, and shall be payable on the 1st day of January, 1938, at the office of the said Trust.

3. For water supplied by the Trust for domestic as well as for other than domestic purposes by measure (except in cases of special agreement with the Trust) the minimum quantity of water to be charged for in respect of all lands and tenements shall be the quantity for which the charge of Fifteen pence per 1,000 gallons would be equal to the amount of the rate which would be payable for the lands and tenements so supplied if supplied otherwise than by measure. All water supplied by measure by the Trust in excess of such aforesaid quantity shall be charged for at the rate of Six pence per 1,000 gallons.

4. Such occupiers or owners of lands and tenements not within the Urban District of the Trust, and who have agreed with the Trust to be supplied with water by meter shall pay at the rate of One shilling and six pence per 1,000 gallons.

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

Dated this eighteenth day of October, 1937.

(SEAL) T. R. HEWITT, Chairman.  
A. C. TAYLOR, Secretary.

## WARRAGUL WATERWORKS TRUST.

RATING BY-LAW FOR THE YEAR 1938 (BY-LAW No. 29).

THE Warragul Waterworks Trust, in pursuance and exercise of the powers conferred by the Water Acts, doth hereby make a rate for the supply of water for domestic purposes otherwise than by measure of One shilling in the pound on the municipal valuation of lands and tenements within the Warragul Urban District.

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

2. For water supplied by the Trust for domestic as well as other than domestic purposes by measure (except in cases of special agreement with the Trust) the minimum quantity of water to be charged for in respect of all lands and tenements shall be the quantity for which the charge of One shilling per 1,000 gallons would be equal to the amount of rate which would be payable for the lands and tenements so supplied if supplied otherwise than by measure.

3. All water supplied by the Trust in excess of such aforesaid quantity shall be charged for at the rate of One shilling per 1,000 gallons within the water area. The charges for water supplied by measure shall be payable on demand.

4. The minimum charge per annum for services to all Government premises shall be Two pounds ten shillings, and for excess water over 50,000 gallons the charge shall be One shilling per 1,000 gallons.

5. Such rates and charges are made for the year commencing on the first day of January, 1938, and shall be due and payable on the first day of March, 1938.

Passed this 13th day of October, 1937.

(SEAL) E. E. HENSHALL, Chairman.  
N. O. SELK, Secretary.

The foregoing rating By-laws made by the Ballarat Water Commission and the Bridgewater, Charlton, Kilmore, Murchison, Portland, Rushworth, Warburton, Warracknabeal, and Warragul Waterworks Trusts were approved by the Governor in Council, on the 29th November, 1937.

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

19 George V. No. 3632, Sections 106 and 124.  
19 George V. No. 3792, Section 27.

#### NOTICE.

**A** RULE to administer the estate of each of the under-mentioned deceased persons has been granted to me, and creditors, next of kin, and all others having claims against the estate of any of the persons so mentioned are required to send particulars of their claims to the Curator of the Estates of Deceased Persons, No. 267 Queen-street, Melbourne, on or before the 7th February, 1938, or they will be excluded from the distribution of the estate when the assets are being distributed:—

HOUSE, EMMA LOUISA, formerly of 125 Powlett-street, East Melbourne, and of Euroa, but late of 27 Agnes-street, Jolimont, spinster, died on the 9th September, 1937, intestate.

HOGAN, JESSIE WILSON, late of Linton, married woman, died on the 7th December, 1934, intestate.

KEMPSON, PERCY ALEXANDER, late of 112 Murray-street, Caulfield, draper, died on the 16th June, 1936, intestate.

PATERSON, ISABELLA, late of 5 Hall-street, Coburg, spinster, died on the 6th September, 1937, intestate.

ROWBOTTOM, AGNES JESSIE (also known as Agnes Rowbottom), formerly of 1 Charnwood-road, St. Kilda, but late of 20 High-street, Windsor, widow, died on the 19th September, 1936, intestate.

M. M. PHILLIPS,  
Curator of the Estates of Deceased Persons.  
Melbourne, 25th November, 1937.

#### RAILWAYS CLASSIFICATION BOARD.

AWARD No. 54 OF 12TH NOVEMBER, 1937.

Relating to Hours of Duty of Certain Employees.

**T**HE Railways Classification Board, in pursuance of the powers in that behalf conferred by the provisions of the Railways Act 1928 (No. 3759), hereby determines and awards as follows (that is to say):—

AWARD No. 8.—DIVISION 2.—ORDINARY HOURS OF DUTY.  
Clause 1 of this Division shall be amended by including in the exceptions the following:—

"Leading Hand Painter—88 hours per fortnight."

Provided that any reduction in the rates of pay consequent upon this provision shall be applied by deducting an amount not exceeding 5s. from the first fortnightly pay period from the commencement of which the reduction in hours applies, and an additional amount not exceeding 5s. from each succeeding fortnightly pay period until the difference in the rates is extinguished.

Dated this twelfth day of November, One thousand nine hundred and thirty-seven.

H. C. WINNEKE,  
Chairman, Railways Classification Board.

Approved by the Governor in Council  
(to come into operation as from the 14th November, 1937).  
29th November, 1937.

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

#### NOTICES TO MARINERS.—VICTORIA.

**T**HE following Notices to Mariners which have been received from the Harbor Master, Geelong, are published for general information.

A. D. MACKENZIE,

Port Officer,  
Ports and Harbors Branch, Department of Public Works,  
Melbourne, 22nd November, 1937.

[No. 26 of 1937.]

AUSTRALIA.—VICTORIA.

PORT OF GEELONG.

Inner Harbor—Dredging in Progress.

Former Notice.—No. 20 of 1937 hereby cancelled.

Position.—Lat. 38 deg. 09 min. S., Long. 144 deg. 22 min. E.  
At the outer end of Yarra Pier, West side, working inwards.

Remarks.—Dredging at North Wharf, Corio Quay, has been completed, and dredge Wallaroo has been removed to Yarra Pier. The regulation day and night signals will be exhibited.

[No. 27 of 1937.]

AUSTRALIA.—VICTORIA.

PORT OF GEELONG.

Point Richards Channel.—Moorings and buoys withdrawn.

Former Notice.—No. 14 of 1936 hereby cancelled.

Positions.—(a) About 2 miles 329 deg., (b) about 1.9 miles 329 deg. from Point Richards Beacon, Lat. 38 deg. 07 min. S., Long. 144 deg. 38 min. E.

Details.—The moorings and unlighted red barrel buoys have been withdrawn.

Charts Affected.—2731, 1171.

Publications Affected.—General Notice to Mariners Respecting Navigation in Victorian Waters, 1927; Australia Pilot, vol. 11, 1929, page 73.

I. SAUNDERS,

Harbor Master.

Geelong, 19th November, 1937.

Licensing Act 1928.

#### REGISTRATION OF A BREWER.

**T**HE Richmond (Nathan System) Brewing Company Proprietary Limited, of Church-street, Richmond, has this day caused to be registered its name and a particular description of its premises at 65 Murray-street, Colac, in the Licensing District of Polwarth, wherein it is proposed to carry on the business of a brewer during the year 1938.

Dated at Colac this 26th day of November, 1937.

A. H. A. STEWART,  
Clerk of the Licensing Court for the said  
Licensing District.

The Licensing Act.

#### ADDITIONAL VICTUALLER'S LICENCE.

PILBTA-MERINGUR AREA.

**N**OTICE is hereby given that a poll by ballot of the voters within the above proclaimed area appearing on the roll certified by me will be taken on Thursday, the 9th day of December, 1937, on the question of granting an additional victualler's licence in such area, and that the following polling places have been appointed for the purpose of taking such poll, viz.:—

Meringur Hall, Meringur.  
Merrilee Hall, Merrilee.  
Werrimull Hall, Werrimull.

Hours of Polling.—Eight o'clock in the forenoon to Seven o'clock in the afternoon of the said day.

DIXON HEARDER,

A Member of the Licensing Court, Returning Officer.  
Crown Law Offices, Melbourne, 24th November, 1937.

#### THE LICENSING ACT.

**W**HEREAS the licence for the licensed premises known as the Mandurang Hotel, situate at Mandurang, in the Waranga Licensing District, has been surrendered: Notice is hereby given that the amount of compensation payable to the owner and occupier of such premises, pursuant to the provisions of the Licensing Act, is as under:—

Owner, £525. Occupier, £50.

Dated at Melbourne this 26th day of November, 1937.

A. W. DIXON,

Registrar of Licensing Courts.

## APPLICATIONS FOR MINING LEASES.

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

- 8940, Ballarat; James Alexander Charles Thomas; 15r. 1r 16p.; Parish of Dereel.  
8697, Castlemaine; John Till; 95a. 1r. Op.; Parishes of Fryers and Castlemaine.  
6847, Maryborough; James Philip Shelton; 162a. 3r. 37p.; Parish of Wedderburne.

## APPLICATIONS FOR MINING LEASES AND LICENCE ABANDONED.

- 7661, Beechworth; Ernest Sydney Bigelow; 115 acres; Parish of Buckland.  
7896, Beechworth; William George; 134a. 2r. 25p.; Porepunkah.  
6818, Mineral; Oriel Harold Kingston Grant; 80 acres; Parish of Wyeboon.  
1263, Tailings Licence; John Daniel Morrison; 34a. 3r. 2p.; Parish of Chillern.

## APPLICATIONS FOR MINING LEASES REFUSED.

- 7935, Beechworth; Walter Digby; 200 acres; Porepunkah.  
7936, Beechworth; Beechworth Alluvials Limited; 350 acres; Porepunkah.  
7943, Beechworth; Edmund James Ernest Paseoe; 4,000 acres; Havilah.  
7953, Beechworth; Alfred James Showers; 500 acres; Eurobin.

## LICENCE GRANTED TO LET TRIBUTE.

- 9988, Bendigo; New Red White & Blue Consolidated Company N. L.

## LICENCE GRANTED TO TRANSFER MINING LEASE.

- 6765, Mineral; Herbert Francis Christensen, James Millar Anderson, and Sydney Charles Chandler to Australian Paper Manufacturers Limited.

## LICENCES GRANTED TO MORTGAGE MINING LEASES.

- 9986, Bendigo; Central Blue Gold Mines No Liability (without prejudice to the rights of the Minister of Mines under mortgage registered in the Office of Titles on 23rd April, 1937).  
9990, Bendigo; Central Blue Gold Mines No Liability (without prejudice to the rights of the Minister of Mines under mortgage registered in the Office of Titles on 23rd April, 1937).  
16731, Bendigo; Central Blue Gold Mines No Liability

E. J. HOGAN,  
Minister of Mines.

## MINING LEASES DECLARED VOID.

- \*7473, Beechworth; Thomas Mitchell and Sydney John Casey.  
7572, Beechworth; Edward Clarence Dyason.  
7846, Beechworth; Champion Amalgamated Gold Mines N. L.  
6222, Maryborough; Lamplough Gold Mining Company Ltd  
\*6372, Maryborough; Norman Henry Eastman and Henry Robert Grainger.  
10144, Bendigo; Virginia Consols Gold Mining Company N. L.

\* Applicant for forfeiture will be granted a new lease under section 91 of the *Mines Act 1928*.

GEO. BROWN,  
Secretary for Mines.

## AUCTION SALES ACT 1928.

**N**OTICE is hereby given that a Special Meeting of Justices will be held at the Court House, Swan Hill, on Thursday, the 30th day of December, 1937, at Ten a.m., for the purpose of considering an application by James Gregory Haflon, of Ultima, for an auctioneer's licence. Dated at Swan Hill this 29th day of November, 1937.—J. C. BELL, Clerk of Petty Sessions.

## DEPARTMENT OF LANDS AND SURVEY.

At the Executive Council Chamber, Melbourne, the twenty-ninth day of November, 1937.

## PRESENT:

His Excellency the Governor of Victoria.  
Mr. Bailey | Mr. Tuckett  
Mr. Mackrell | Mr. Hyland.

## UNUSED AND UNMADE ROAD CLOSED.

**H**IS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby direct that, in pursuance of the provisions of section 304 of the *Land Act 1928*, the unused and unmade road referred to hereunder be closed, viz:—

Parish of Timboon, County of Heytesbury, being the road lying between allotments 75A, 75C, 75D, and 75E, and allotments 74F, 74C, and 74E, excepting that portion traversed by the Country Roads Board road near the south-east angle of allotment 74F, and being more particularly shown in red colour on plan marked T/20.11.37 attached to Lands correspondence C.78836.—(T.182(7) (C.78836).

Parish of Jumbunna East, County of Mornington, being the road lying between allotments 5A and 6, Parish of Jumbunna East, and allotments 49 and 50, Parish of Jeetho West.—(J.42(7) (J.41(6) (Misc.1729).

Parish of Fryers, County of Talbot, being the road lying to the north of allotment 35, section 12, and shown in red colour on plan with memorandum to the Secretary of the Shire of Newstead, dated 26th August, 1937, attached to Lands correspondence C.84480.—(F.47(4) (C.84480).

## LAND TEMPORARILY RESERVED.

**H**IS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby, in pursuance of the provisions of the *Land Act 1928*, reserve, temporarily, and also except from occupation for mining purposes, under any miners' right, the land hereinafter described:—

Moe.—Site for Court House.—1 rood 35 6/10 perches, Township of Moe, Parish of Moe, County of Buln Buln: Commencing at a point bearing N. 45 deg. 30 min. W. 75 5/10 links from the south-west angle of allotment 2, section 7; bounded thence by a road bearing N. 45 deg. 30 min. W. 338 5/10 links, and N. 8 deg. 0 min. E. 73 links to the railway reserve; thence by that reserve bearing south-westerly 335 8/10 links in the arc of a circle whose centre lies 4,900 links southerly, and chord bears S. 71 deg. 14 min. E. 335 2/10 links; and thence by a line bearing S. 23 deg. 6 min. W. 210 4/10 links to the commencing point.—(W.498B(2) (Rs.4746).

## LAND SET APART UNDER SECTION 6 OF THE DISCHARGED SOLDIERS SETTLEMENT ACT 1917.—ORDERS PARTLY RESCINDED.

**H**IS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby rescind as to part the undermentioned Orders in Council setting apart lands under section 6 of the *Discharged Soldiers Settlement Act 1917*:—

(1) The Order of the 25th February, 1919, published in the *Government Gazette* of the 5th March, 1919, at page 733, in so far as it relates to allotment 11, Parish of Pines.

(2) The Order of the 12th October, 1928, published in the *Government Gazette* of the 17th October, 1928, at page 2788, in so far as it relates to allotment 85, Parish of Maintonoon (now known as allotment 85, Parish of Wappan).

(3) The Order of the 10th June, 1924, published in the *Government Gazette* of the 18th June, 1924, at page 2117, in so far as it relates to allotment 12, Parish of Ginquam.

(4) The Order of the 3rd August, 1921, published in the *Government Gazette* of the 10th August, 1921, at page 2972, in so far as it relates to allotment 8 (now known as allotments 2 and 3), Parish of Karadoc.

(5) The Order of the 3rd August, 1921, published in the *Government Gazette* of the 10th August, 1921, at page 2972, in so far as it relates to allotment 9 (now known as allotments 1 and 1A), Parish of Karadoc.

## UNUSED AND UNMADE ROAD TAKEN OVER BY THE CLOSER SETTLEMENT COMMISSION.

**H**IS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby, in pursuance of the provisions of section 95 of the *Closer Settlement Act 1928*, approve that the former unused and unmade road lying between allotments 86 and 60, and allotment 94 in the Parish of Narravaturk, be taken over by the Closer Settlement Commission at a valuation of Ten shillings (10s.) per acre.

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

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

## VEGETATION AND VINE DISEASES ACT 1928 (No. 3797).

At the Executive Council Chamber, Melbourne, the  
29th day of November, 1937

## PRESENT:

His Excellency the Governor of Victoria.	
Mr. Bailey	Mr. Tuckett
Mr. Mackrell	Mr. Hyland.

## REGULATIONS.

UNDER the powers in that behalf conferred by the *Vegetation and Vine Diseases Act 1928* to make Regulations for the purpose of regulating the bringing into any specified portion of Victoria any particular kind of tree, plant, or vegetable likely to spread any disease, His Excellency the Governor of the State of Victoria, by and with the advice of the Execu-

live Council thereof, doth hereby make the following Regulation, that is to say—

No potatoes shall be brought into that portion of Victoria not described in the schedule to the Proclamation of the Governor in Council made on the twenty-ninth day of November, 1937, from those portions of Victoria set out and described in such schedule unless the approval, in writing of the Minister, or officer authorized for that purpose by the Minister, is first obtained, and the conditions relating to delivery, transport, and disposal of such potatoes which may be imposed by the Minister for the purpose of minimizing the spread of the disease Corky or Powdery Scab of Potato (*Spongospora subterranea*) are complied with.

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

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

## MILK BOARD ACTS 1933, 1934, 1936.

At the Executive Council Chamber, Melbourne, the twenty-ninth  
day of November, 1937.

## PRESENT:

His Excellency the Governor of Victoria.	
Mr. Bailey	Mr. Tuckett
Mr. Mackrell	Mr. Hyland.

## REGULATIONS.

IN pursuance of the powers conferred by the Milk Board Acts 1933, 1934, 1936, and every other power enabling him in that behalf, His Excellency the Governor of the State of Victoria, with the advice of the Executive Council thereof, doth hereby make the following Regulations (that is to say):—

## 1. MILK PURCHASE BOOK.

Every dairyman shall from day to day keep in the manner and in the form contained in Schedule XVIII. hereto a record of all milk purchased by him for sale or distribution in the metropolis. The said record shall be made in ink, and entered in a book kept solely for that purpose.

## 2. MILK SALES BOOK (DAIRYMEN).

Every dairyman shall from day to day keep in the manner contained in Schedule XIX. hereto a record of all milk sold or distributed by him in the metropolis. The said record shall be made in ink, and entered in a book kept solely for that purpose.

## 3. MILK SALES BOOK (OWNERS OF DAIRY FARMS).

Every owner of a dairy farm shall from day to day keep in the manner and in the form contained in Schedule XX. hereto a record of all milk sold by him to a dairyman for sale or distribution in the metropolis. The said record shall be made in ink, and entered in a book kept solely for that purpose.

## 4. BOOKS AND RECORDS TO BE RETAINED.

Every dairyman, every owner of a dairy farm, every owner of a milk depot, and every holder of a milk carrier's licence shall retain in his possession all records and books required to be kept or made by him pursuant to the provisions of the Milk Board Acts or any Regulations made thereunder for at least twelve months.

Milk Board Acts 1933, 1934, 1936.

SCHEDULE XVIII.—REGULATIONS.

MILK PURCHASE BOOK.

Record of milk purchased during the month of .....19.....

From Whom Purchased.			Contract Daily Quantity.	Gallons.		
Name—		Address—				
Date.	Daily Purchases (Quarts).		£	s.	d.	
	A.M.	P.M.				
1						
2						
3						
4						
5						
6						
7						
8						
9						
10						
11						
12						
13						
14						
Total						
15						
16						
17						
18						
19						
20						
21						
22						
23						
24						
25						
26						
27						
28						
29						
30						
31						
Total						

Total purchases for month—..... gallons.

Signature of Dairyman.....

Milk Board Acts 1933, 1934, 1936.

SCHEDULE XIX.—REGULATIONS.

MILK SALES BOOK.

Particulars to be recorded—

Retail Sales or Distribution.

- (a) Name and address of each person to whom milk is sold or distributed by delivery.
- (b) Daily quantity of milk sold or distributed to each person by delivery, including cash sales.
- (c) Daily quantity of milk sold or distributed at dairy premises.
- (d) Total daily quantity of milk sold or distributed by retail.

*Sales other than Sales by Retail.*

- (c) Name and address of—
  - (i) dairyman,
  - (ii) prescribed charitable institution,
  - (iii) any other person
 to whom milk is sold other than by retail (that is, in quantities exceeding two gallons to any person on any day).
- (f) Daily quantity of milk sold to any person in bottles and in bulk and the respective prices charged for same.
- (g) Total daily quantity of milk sold in bottles and in bulk.

Milk Board Acts 1933, 1934, 1936.

SCHEDULE XX.—REGULATIONS.

MILK SALES BOOK.

Record of milk sold to dairymen during the month of.....19.....

			To Whom Sold.		Contract Daily Quantity.			
			Name—	Address—				
Date.	Daily Purchases (Quarts).					Gallons.		
	A.M.	P.M.						
1			Total sales for period 1st to 14th ..... quarts = ..... gallons @ ..... per gallon .. .. Less cartage deduction (if any) @ ..... per gallon .. .. Net amount due .. Amount outstanding at commencement of period .. .. Gross amount due .. Payment received by Cheque on ..... Cash .. .. Balance due ..			£	s.	d.
2								
3								
4								
5								
6								
7								
8								
9								
10								
11								
12								
13								
14								
Total								
15			Total sales for period 15th to end of month .. .. ..... quarts = ..... gallons @ ..... per gallon .. .. Less cartage deduction (if any) @ ..... per gallon .. .. Net amount due .. Amount outstanding at commencement of period .. .. Gross amount due .. Payment received by Cheque on ..... Cash .. .. Balance due ..					
16								
17								
18								
19								
20								
21								
22								
23								
24								
25								
26								
27								
28								
29								
30								
31								
Total								

Total sales for month—..... gallons.

Signature of Owner.....

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

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



## Apprenticeship Acts.

## APPRENTICESHIP COMMISSION OF VICTORIA

At the Executive Council Chamber, Melbourne, the  
twenty-ninth day of November, 1937.

## PRESENT:

His Excellency the Governor of Victoria.  
Mr. Bailey | Mr. Tuckett  
Mr. Mackrell | Mr. Hyland.

AMENDMENT OF ENGINEERING TRADES  
REGULATIONS (No. 2).

IN pursuance of the powers conferred by the Apprenticeship Acts and the *Acts Interpretation Act 1928*, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby make the following Regulations (that is to say):—

1. Regulation 7 of the Engineering Trades Regulations (No. 2) shall be and the same is hereby rescinded as from the first pay period to commence in December, 1937.

2. Such rescission shall not affect any right accrued or accruing to any person or any liability of any person under the said rescinded Regulation before the commencement of these Regulations.

3. For the said rescinded Regulation substitute the following:—

“7. The minimum rates of pay to be paid to apprentices as wages in each year of their apprenticeship course shall be as follows as from the first pay period to commence in December, 1937, and all indentures heretofore executed under the provisions of the Acts and the Regulations made in respect of the aforesaid trades shall be deemed to be amended accordingly:—

(a) With respect to the term of apprenticeship of five years:—

1st year—at the rate of 15s. 0d. per week.  
2nd year—at the rate of 21s. 6d. per week.  
3rd year—at the rate of 34s. 3d. per week.  
4th year—at the rate of 55s. 9d. per week.  
5th year—at the rate of 69s. 9d. per week.

(b) With respect to the term of apprenticeship of four years:—

1st year—at the rate of 18s. 0d. per week.  
2nd year—at the rate of 33s. 3d. per week.  
3rd year—at the rate of 55s. 9d. per week.  
4th year—at the rate of 69s. 9d. per week.

AMENDMENT OF MOULDING TRADES REGULATIONS  
(No. 2).

IN pursuance of the powers conferred by the Apprenticeship Acts and the *Acts Interpretation Act 1928*, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby make the following Regulations (that is to say):—

1. Regulation 8 of the Moulding Trades Regulations (No. 2) shall be and the same is hereby rescinded as from the first pay period to commence in December, 1937.

2. Such rescission shall not affect any right accrued or accruing to any person or any liability of any person under the said rescinded Regulation before the commencement of these Regulations.

3. For the said rescinded Regulation substitute the following:—

“8. The minimum rates of pay to be paid to apprentices as wages in each year of their apprenticeship course shall be as follows as from the first pay period to commence in December, 1937, and all indentures heretofore executed under the provisions of the Acts and the Regulations made in respect of the aforesaid trades shall be deemed to be amended accordingly:—

(a) With respect to the term of apprenticeship of five years:—

1st year—at the rate of 15s. 0d. per week.  
2nd year—at the rate of 21s. 6d. per week.  
3rd year—at the rate of 34s. 3d. per week.  
4th year—at the rate of 55s. 9d. per week.  
5th year—at the rate of 69s. 9d. per week.

(b) With respect to the term of apprenticeship of four years:—

1st year—at the rate of 18s. 0d. per week.  
2nd year—at the rate of 33s. 3d. per week.  
3rd year—at the rate of 55s. 9d. per week.  
4th year—at the rate of 69s. 9d. per week.

AMENDMENT OF MOTOR MECHANICS REGULATIONS  
(No. 2).

IN pursuance of the powers conferred by the Apprenticeship Acts and the *Acts Interpretation Act 1928*, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby make the following Regulations (that is to say):—

1. Regulation 8 of the Motor Mechanics Regulations (No. 2) shall be and the same is hereby rescinded as from the first pay period to commence in December, 1937.

2. Such rescission shall not affect any right accrued or accruing to any person or any liability of any person under the said rescinded Regulation before the commencement of these Regulations.

3. For the said rescinded Regulation substitute the following:—

“8. The minimum rates of pay to be paid to apprentices as wages in each year of their apprenticeship course shall be as follows as from the first pay period to commence in December, 1937, and all indentures heretofore executed under the provisions of the Acts and the Regulations made in respect of the aforesaid trades shall be deemed to be amended accordingly:—

(a) With respect to the term of apprenticeship of five years:—

1st year—at the rate of 15s. 0d. per week.  
2nd year—at the rate of 21s. 6d. per week.  
3rd year—at the rate of 34s. 3d. per week.  
4th year—at the rate of 55s. 9d. per week.  
5th year—at the rate of 69s. 9d. per week.

(b) With respect to the term of apprenticeship of four years:—

1st year—at the rate of 18s. 0d. per week.  
2nd year—at the rate of 33s. 3d. per week.  
3rd year—at the rate of 55s. 9d. per week.  
4th year—at the rate of 69s. 9d. per week.

AMENDMENT OF ELECTRICAL TRADES REGULATIONS  
(No. 3).

IN pursuance of the powers conferred by the Apprenticeship Acts and the *Acts Interpretation Act 1928*, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby make the following Regulations (that is to say):—

1. Regulation 4 of the Electrical Trades Regulations (No. 3) shall be and the same is hereby rescinded as from the first pay period to commence in December, 1937.

2. Such rescission shall not affect any right accrued or accruing to any person or any liability of any person under the said rescinded Regulation before the commencement of these Regulations.

3. For the said rescinded Regulation substitute the following:—

“4. The minimum rates of pay to be paid to apprentices as wages in each year of their apprenticeship course shall be as follows as from the first pay period to commence in December, 1937, and all indentures heretofore executed under the provisions of the Acts and the Regulations made in respect of the aforesaid trades shall be deemed to be amended accordingly:—

(a) Apprentices whose indentures were executed before the 17th day of June, 1936:—

1st year—at the rate of 17s. 3d. per week.  
2nd year—at the rate of 23s. 0d. per week.  
3rd year—at the rate of 37s. 0d. per week.  
4th year—at the rate of 55s. 9d. per week.  
5th year—at the rate of 69s. 9d. per week.

(b) Apprentices whose indentures were executed on and after the 17th day of June, 1936:—

1st year—at the rate of 15s. 0d. per week.  
2nd year—at the rate of 21s. 6d. per week.  
3rd year—at the rate of 34s. 3d. per week.  
4th year—at the rate of 55s. 9d. per week.  
5th year—at the rate of 69s. 9d. per week.

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

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

## BUSH FIRE BRIGADES ACT 1933.

At the Executive Council Chamber, Melbourne, the  
twenty-ninth day of November, 1937.

## PRESENT:

His Excellency the Governor of Victoria.  
Mr. Bailey | Mr. Tuckett  
Mr. Mackrell | Mr. Hyland

## BUSH FIRE BRIGADES COMMITTEE.

## REGULATIONS.

WHEREAS by section 15 of the *Bush Fire Brigades Act 1933* the Governor in Council is enabled to make Regulations for or with respect to such matters and things as are authorized or permitted to be prescribed or are necessary or expedient to be prescribed for carrying the said Act into effect: And whereas under the said section it is provided that any Regulation under this Act may be revoked by the Governor in Council by Order published in the *Government Gazette*: Now therefore I, the Governor of the State of Victoria, by and with the advice of the Executive Council of the said State, do hereby revoke the Regulations made on the seventeenth day of September, 1934, and published in the *Government Gazette*, No. 154, dated 19th September, 1934, and, in lieu thereof, do hereby make the following Regulations, that is to say:—

1. These Regulations may be cited as the *Bush Fire Brigades Regulations 1937*.

2. In these Regulations—

- "Act" means the *Bush Fire Brigades Act 1933*, as amended by any Act.  
 "Brigade" means a bush fire brigade registered under the *Bush Fire Brigades Act 1933*.  
 "Bush Fire District" means a bush fire district specified in the Schedule to the *Bush Fire Brigades Act 1933*.  
 "Committee" means the *Bush Fire Brigades Committee* appointed under the *Bush Fire Brigades Act 1933*.  
 "Officer" means a captain, first lieutenant, second lieutenant, or lieutenant.  
 "Lieutenant" includes "first lieutenant" and "second lieutenant".  
 "Subscription member" means any member who under the constitution, Rules, or Regulations of the brigade has paid or is liable for the payment of membership fees or charges.

*Registration of Brigades.*

3. Any association formed or to be formed for the purpose of extinguishing fires within any bush fire district desiring to be registered as a bush fire brigade under the *Bush Fire Brigades Act 1933* shall make application to the Committee in the form set forth in the First Schedule hereto.

There shall be lodged with the application—

- (1) a list of the persons who on the date of the application are members of the said association, specifying subscription, transport, and honorary members;
- (2) a copy of the constitution, rules, and regulations of the said association;
- (3) a list showing the names, addresses, and occupations of the captain, first lieutenant, second lieutenant, and all additional lieutenants of the association stated in order of seniority, and verified by the president of the said association or the chairman of the meeting at which they were elected, and the secretary.

4. No such application shall be made unless a resolution authorizing the same shall have been passed by a majority of members present at a general meeting of the association of which notice specifying the intention to submit and, if thought necessary, to pass such resolution has been duly given to all members.

5. The Committee, after due inquiry and upon being satisfied that the association should be registered, shall register the same and issue a certificate of registration in the form set forth in the Second Schedule hereto or to the like effect.

6. Such registration certificate shall remain the property of the Committee, and if the registration of the brigade is at any time cancelled, or if the brigade is amalgamated with any other brigade, or is reduced in classification, or disbanded or otherwise ceases to exist, such certificate shall be void, and shall within seven days after the happening of any such event be returned to the Committee.

*Election of Captains and Lieutenants.*

7. Every brigade shall meet not later than the fifteenth day of December in each year and elect by ballot a captain, first lieutenant, second lieutenant, and such additional lieutenants as are considered necessary, and determine the order of seniority of any such additional lieutenants.

8. Notice of intention to elect a captain and lieutenants shall be given in the notice convening the meeting.

9. A return showing the names, addresses, and occupations of the officers elected, and stating their order of seniority, shall be forwarded to the Committee within seven days of their election.

10. The captain and lieutenants shall hold office until the 31st day of December in the year of their election, provided, however, that in the case of any officer who is elected during the months of October, November, or December, the Committee may approve of his holding office until the 31st day of December in the following year. If, during the period for which he is elected, an officer is removed from or resigns his office or ceases to be a member of the brigade, such officer shall thereupon cease to enjoy the powers and authorities or the benefit of any immunity conferred by the Act. If any officer gives notice of his intention to resign his office, the Committee shall forthwith be informed of such notice. If any officer dies, resigns, or is dismissed from his office, notice of such death, resignation, or dismissal shall within seven days thereof be communicated to the Committee.

11. Elections to fill any vacancy caused by the death, resignation, dismissal, or any event other than retirement by effluxion of time shall be held as soon as may be after the occurrence of the vacancy, and notice of intention to hold such election shall be given to members. A captain or lieutenant elected to fill any such vacancy shall hold office for the unexpired portion of the term for which the officer whom he succeeds was appointed. Notice of any such election shall be given to the Committee within seven days thereof.

12. No member shall be eligible for the position of captain or lieutenant of any brigade unless, prior to the commencement of his term in such office, he shall have attained the age of 25 years.

13. Every captain and lieutenant shall be issued with a certificate of authority in the form set forth in the Third Schedule hereto or to the like effect, which certificate shall become void at the expiry of the period indicated on the certificate or on the earlier resignation, dismissal, or cessation of membership of the holder of any such certificate.

14. Brigades shall be classified according to the following scale:—

- A—301 and over.
- B—251 to 300.
- C—201 to 250.
- D—151 to 200.
- E—50 to 150.
- F—Up to 50.

15. Every brigade shall keep a register of its members, and shall enter therein the names and addresses of the members, distinguishing between subscription members, transport members, and honorary members.

16. Every brigade shall within seven days after the annual general meeting for the election of officers in every year send to the Committee a return stating the names and addresses of all persons who on the date of the return are members of the brigade, distinguishing between subscription members, transport members, and honorary members.

17. Every brigade and every association applying for registration shall, when so required by the Committee, make available its financial and other records for the purpose of verification of the membership.

18. If at any time the membership of a brigade is reduced below the number specified for the classification in which such brigade is included, and remains so reduced for a period of more than eight weeks, or is increased beyond the said specified number, notice thereof shall be given to the Committee within seven days of the expiration of the said period of eight weeks in the case of a reduction, and within seven days of an increase, and the certificate of registration shall be returned.

19. Where under these regulations it is provided that any notice, list, return, or other information shall be supplied to the Committee, the same shall be supplied by the president of the brigade, the chairman of any meeting whereat was decided any matter concerning which information is required, and the secretary, and, where it is provided that any meeting shall be convened, the same shall be convened by the president or chairman of the brigade and the secretary.

*Duties of Captains and Lieutenants.*

20. It shall be the duty of the captain to control and direct at any fire the members of the brigade and any persons who voluntarily place their services at his disposal, and, subject to the Act and the regulations thereunder, to take all measures which in the circumstances are reasonable and appear to him to be necessary or expedient for the protection of life and property, and for the purpose of extinguishing or preventing the spread of fire, and in particular to give the necessary directions for entering any land or premises, pulling down or removing any fences, or burning any grass, trees, scrub, or vegetation.

21. Where any fence is pulled down or removed or any premises are entered by a member of the brigade or any person who has placed his services at the disposal of the captain or a lieutenant, it shall be the duty of the captain to take such action as is necessary to ensure that the fence is temporarily repaired in an appropriate manner and the premises safely secured as soon as may be, and the owner or occupier of the property notified of such pulling down, removal, or entry.

22. Where it is found necessary to remove stock, the captain shall notify or cause to be notified the owner thereof of such removal as soon as possible.

23. In the absence of the captain, the senior officer present on the particular occasion shall perform his duties.

#### FIRST SCHEDULE.

*Bush Fire Brigades Act 1933.*

##### APPLICATION FOR REGISTRATION.

To the Secretary,

Bush Fire Brigades Committee.

At a meeting of the [name of Brigade] Bush Fire Brigade (being an association formed for the purpose of extinguishing fires in the Bush Fire District), held on 19, at [name of town], and attended by [number] members, a resolution was carried by a majority of members present thereat approving of application being made for the registration of this brigade as a Bush Fire Brigade under the *Bush Fire Brigades Act 1933*, and, in accordance with such resolution, application for registration is hereby made.

On behalf of the Brigade,

President or Chairman.  
Secretary.

Date 19

Address to which brigade's correspondence is to be directed—

#### SECOND SCHEDULE.

*Bush Fire Brigades Act 1933.*

##### CERTIFICATE OF REGISTRATION NO.

This is to certify that the [name of Brigade] Bush Fire Brigade (being an association formed for the purpose of extinguishing fires in the Bush Fire District) has been registered by the Bush Fire Brigades Committee as a Class Brigade in accordance with the provisions of the *Bush Fire Brigades Act 1933* and the Regulations thereunder.

On behalf of the Committee,

Chairman.  
Secretary.

Dated at Melbourne the day of

(This certificate is the property of the Bush Fire Brigades Committee, and must be returned to it within seven days if the brigade is amalgamated with any other brigade, has its registration cancelled, disbanded, or otherwise ceases to exist, or has its classification reduced.)

#### THIRD SCHEDULE.

*Bush Fire Brigades Act 1933.*

##### CERTIFICATE OF AUTHORITY.

This is to certify that Mr. of has been approved by the Bush Fire Brigades Committee to exercise the powers and authorities conferred by section 10 of the *Bush Fire Brigades Act 1933* as a Bush Fire Brigade for the period commencing on the day of 19 and ending on the day of 19.

On behalf of the Committee,

Chairman.  
Secretary.

Dated at Melbourne this day of 19

NOTE.—Where this certificate is issued to any person holding the office of lieutenant, the aforesaid powers and authorities may be exercised by such person only in the absence of the captain and other lieutenants (if any) senior to such person, and this certificate shall have effect accordingly.

And the Honorable Albert Eli Lind, His Majesty's Minister of Forests for the State of Victoria, shall give the necessary directions herein accordingly.

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

*Country Roads Act 1928 (No. 3662).*

#### COUNTRY ROADS BOARD.

At the Executive Council Chamber, Melbourne, the 29th day of November, 1937.

##### PRESENT:

His Excellency the Governor of Victoria,  
Mr. Bailey Mr. Tuckett  
Mr. Mackrell Mr. Hyland.

#### DECLARATION OF THE NEW BLACKWARRY-YARRAM ROAD IN THE SHIRE OF ALBERTON.

WHEREAS by sections 21 and 78 of the *Country Roads Act 1928 (No. 3662)* it is amongst other things enacted that when the Country Roads Board under the provisions of the Country Roads Act has taken the land necessary for constructing a road or deviation it shall as soon as it thinks such road or deviation is fit to be used as a public highway by Resolution declare the road or deviation to be a developmental road or part thereof and that upon publication in the *Government Gazette* of the Order of the Governor in Council confirming such Resolution such road or deviation shall thereupon be a developmental road or part thereof within the meaning of the *Country Roads Act 1928*: And whereas the said Board has by Resolution declared the road on the land described in the Schedule to such Resolution to be part of a developmental road: Now therefore His Excellency the Governor of the State of Victoria by and with the advice of the Executive Council thereof doth hereby confirm the said Resolution.

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

Whereas the land the site of the road the course of which is below set out was taken by the Board under the provisions of the Country Roads Act for the purpose of constructing such new road which new road has now been laid out and formed on the same: And whereas the said Board (being the Country Roads Board incorporated under the said Act) thinks that the road aforesaid is fit to be used as a public highway such Board at a meeting now holden acting under the authority conferred upon it by Sections 21 and 78 of the *Country Roads Act 1928* doth by this present resolution hereby declare the said new road the course of which is described in the Schedule hereto with the commencing and terminating points thereof respectively specified to be part of a developmental road within the meaning and for the purposes of the *Country Roads Act 1928*.

##### SCHEDULE.

Shire of Alberton.

2. *Blackwarry-Yarram Road (159)*.—All those pieces of land in the Parish of Bulga the boundaries of which are as follow:—

- (a) Commencing at the most westerly angle of allotment 20c, section A, of the said parish; thence by lines bearing respectively 39 deg. 11 min. 447 links, 88 deg. 35 min. 124 links, 149 deg. 5 min. 481 links, 81 deg. 58 min. 269 links, 254 deg. 34 min. 301 links, 332 deg. 12 min. 466 links, 277 deg. 7 min. 132 links, 214 deg. 21 min. 366 links, 244 deg. 47 min. 412 links, 303 deg. 59 min. 570 links, 275 deg. 49 min. 331.8 links, 308 deg. 8 min. 19.4 links, 95 deg. 47 min. 384 links, 124 deg. 26 min. 506 links and 69 deg. 56 min. 336 links to the point of commencement.

- (b) Commencing at an angle in the north-eastern boundary of allotment 20c, section A, of the said parish formed by the intersection of lines bearing 146 deg. 51 min. and 122 deg. 13 min.; thence by lines bearing respectively 122 deg. 13 min. 241 links, 156 deg. 13 min. 190 links, 169 deg. 15 min. 544 links, 118 deg. 17 min. 321 links, 78 deg. 45 min. 309 links, 256 deg. 28 min. 303 links, 292 deg. 28 min. 339 links, 348 deg. 19 min. 715 links and 308 deg. 13 min. 275 links to the point of commencement—which said pieces of land are particularly delineated and shown coloured red on survey plan No. 2856 lodged in the office of the Country Roads Board.

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

(SEAL.) W. McCORMACK, Chairman.  
W. L. DALE, Member.  
W. H. NEVILLE, Acting Secretary.

#### DECLARATION OF MAIN ROAD IN THE BOROUGH OF CASTLEMAINE.

WHEREAS by the Resolution set out below and dated the twenty-second day of November, One thousand nine hundred and thirty-seven the Country Roads Board incorporated under the *Country Roads Act 1928 (No. 3662)* being of opinion that the highway in the State of Victoria set out or described in the schedule to the same is of sufficient importance to be

a main road and acting under the powers in that behalf conferred upon it by the said Act declared such highway to be a main road within the meaning and for the purposes of the Act aforesaid: And whereas the said Act amongst other things provides that the Governor in Council may by Order published in the *Government Gazette* confirm such Resolution, whereupon any road mentioned in such Resolution shall be a main road: And whereas it is deemed desirable to confirm the Resolution so made and passed by the said Country Roads Board: Now therefore His Excellency the Governor of the State of Victoria by and with the advice of the Executive Council thereof doth hereby confirm such Resolution and declare upon the publication of this Order in the *Government Gazette* the road mentioned in the Schedule to such Resolution of the Country Roads Board a main road within the meaning and for the purposes of the *Country Roads Act 1928*.

*Resolution for Declaration of a Main Road under the Country Roads Act.*

The Country Roads Board incorporated under the *Country Roads Act 1928* (Act No. 3662) at a meeting now holden being of opinion that the highway within the State of Victoria set out or described in the Schedule hereunder written is of sufficient importance to be a main road acting under the powers in that behalf conferred upon it by the said Act doth by this Resolution hereby declare such highway to be a main road within the meaning and for the purposes of the said *Country Roads Act 1928*.

SCHEDULE.

*Borough of Castlemaine.*

2. Castlemaine-Maryborough Road (3302).—Commencing at a point near the railway bridge over Johnstone-street, distant approximately 97 deg. 45 min. 170 links from the south-eastern angle of allotment 8 section 120 township and Parish of Castlemaine; thence south-westerly to the southern angle of allotment 2, section D2, of the said parish; thence north-westerly and south-westerly to the western boundary of the borough at the south-eastern angle of allotment 6 section F, Parish of Castlemaine.

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

(SEAL) W. McCORMACK, Chairman.  
W. L. DALE, Member.  
W. H. NEVILLE, Acting Secretary.

DECLARATION OF A DEVIATION FROM THE LONG-WARRY-DROUIN ROAD IN THE SHIRE OF BULN BULN.

WHEREAS by section 58 of the *Country Roads Act 1928* (No. 3662) it is amongst other things enacted that when the Country Roads Board under the provisions of the *Country Roads Act* has by Resolution declared a deviation to be a main road the said Board may also declare that such deviation shall be in lieu of any existing road or part thereof named in such Resolution and that on publication in the *Government Gazette* of the Order confirming such Resolution the existing road or part thereof shall cease to be a main road or be discontinued as provided in the Resolution: And whereas the said Board has by Resolution declared the deviation on the land described in the First Schedule to such Resolution to be a main road and has also declared that such deviation shall be in lieu of the part of the existing road being the land described in the Second Schedule to such Resolution and that such part of the said existing road shall be discontinued: Now therefore His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth hereby confirm the said resolution.

*Resolution for Declaration of a Deviation under the Country Roads Act.*

Whereas the land the site of the road the course of which is below set out was taken by the Board under the provisions of the *Country Roads Act 1928* for the purpose of constructing such road deviation which road deviation has now been laid out and formed on the same: And whereas the said Board (being the Country Roads Board incorporated under the said Act) thinks that the road aforesaid is fit to be used as a public highway such Board at a meeting now holden acting under the authority conferred upon it by section 58 of the said Act doth by this present Resolution hereby declare the said road deviation the course of which is described in the First Schedule hereto with the commencing and terminating points thereof respectively specified to be part of a main road within the meaning and for the purposes of the *Country Roads Act 1928*. And the said Board doth also declare that such deviation shall be in lieu of the existing road or part thereof described in the Second Schedule hereto and further that such part of the said existing road shall be discontinued.

FIRST SCHEDULE.

*Shire of Buln Buln.*

✓9. Longwarry-Drouin Road (2809).—All that piece of land in the Parish of Drouin West the boundaries of which are as follow:—Commencing at a point on the southern boundary of allotment 63A of the said parish distant 98 deg. 54 min. 1216.7 links from the south-western angle of the said allotment; thence by lines bearing respectively 65 deg. 38 min. 144.8 links, 43 deg. 53 min. 193 links, 49 deg. 23 min. 313.6 links, 69 deg. 51 min. 293.3 links, 87 deg. 11 min. 247 links, 75 deg. 1 min. 247.4 links, 80 deg. 7 min. 216.4 links, 76 deg. 11 min. 243 links, 83 deg. 43 min. 280 links, 98 deg. 42 min. 386.8 links 263 deg. 43 min. 647 links, 256 deg. 11 min. 247.7 links, 269 deg. 7 min. 215.3 links, 255 deg. 1 min. 245.7 links, 267 deg. 11 min. 242.5 links, 249 deg. 51 min. 260 links, 229 deg. 23 min. 290.7 links, 223 deg. 53 min. 207.4 links, 245 deg. 38 min. 11.6 links and 278 deg. 54 min. 182.3 links to the point of commencement—which said piece of land is particularly delineated and shown coloured red on survey plan No. 24 lodged in the office of the Country Roads Board.

SECOND SCHEDULE.

*Shire of Buln Buln.*

✓9. Longwarry-Drouin Road (2809).—All that piece of land in the Parish of Drouin West the boundaries of which are as follow:—Commencing at the north-eastern angle of allotment 63 of the said parish; thence by lines bearing respectively 278 deg. 54 min. 1,603.5 links, 65 deg. 38 min. 182.3 links, 98 deg. 54 min. 1451 links and 188 deg. 54 min. 100 links to the point of commencement—which said piece of land is particularly delineated and shown coloured blue on survey plan No. 24 lodged in the office of the Country Roads Board.

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

(SEAL) W. McCORMACK, Chairman.  
W. L. DALE, Member.  
W. H. NEVILLE, Acting Secretary.

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

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

All that piece of land in the Parish of Dimboola the boundaries of which are as follow:—Commencing at the south-western angle of allotment 86 of the said parish; thence by lines bearing respectively 8 deg. 17 min. 105 links, 72 deg. 4 min. 289 links, 68 deg. 44 min. 671 links, 227 deg. 17 min. 725 links and 278 deg. 16 min. 386.5 links to the point of commencement—which said piece of land is particularly delineated and shown coloured red on survey plan numbered 3805 lodged in the office of the Country Roads Board.

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

WHEREAS the Country Roads Board constituted under the *Country Roads Act 1928* (No. 3662) has represented to His Excellency the Governor in Council that it appears to it desirable that the deviation hereinafter referred to from the existing Depta-Hindmarsh Road in the Shire of Dimboola (declared to be a developmental road under the said Act which declaration was confirmed by the Order in Council published in the *Government Gazette* of the 14th May, 1924, on page 1800) should be made by the said Board: And whereas the said Board in accordance with the requirements of section 19 of the said cited Act has caused to be prepared a map plan and estimate showing the points between which and on and through what land the said deviation is proposed to be made and the cost of acquiring the land and constructing the said deviation: And whereas on an inspection of the said map and plan and a consideration of the said estimate His Excellency the Governor in Council is satisfied that there are funds legally available for acquiring the land and constructing the said deviation: Now therefore be it known by this present Order that His

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

All those pieces of land in the Parish of Babatchio the boundaries of which are as follow:—

- (a) Commencing at a point on the eastern boundary of allotment 58 of the said parish distant 352 deg. 52 min. 3.255 links from the south-eastern angle of that allotment; thence by lines bearing respectively 326 deg. 45 min. 579 links, 82 deg. 49 min. 255 links and 172 deg. 52 min. 520 links to the point of commencement.
- (b) Commencing at the south-western angle of allotment 2 of the said parish; thence by lines bearing respectively 352 deg. 49 min. 520 links, 146 deg. 42 min. 579 links and 262 degrees 49 min. 255 links to the point of commencement—which said pieces of land are particularly delineated and shown coloured red on survey plan numbered 3804 lodged in the office of the Country Roads Board.

Country Roads Act 1936 (No. 4458).

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

WHEREAS the Country Roads Board constituted under the Country Roads Act 1928 (No. 3662) and the Country Roads Act 1936 (No. 4458) has represented to His Excellency the Governor in Council that it appears to it desirable that the new Morgans road in the Shire of Alberton should be made by the said Board: And whereas the said Board in accordance with the requirements of section 19 of the said first cited Act has caused to be prepared a map plan and estimate showing the points between which and on and through what land the said new road is proposed to be made and the cost of acquiring the land and constructing the said new road: And whereas on an inspection of the said map and plan and a consideration of the said estimate His Excellency the Governor in Council is satisfied that there are funds legally available for acquiring the land and constructing the said new road: Now therefore be it known that by this present Order that His Excellency the Governor of the State of Victoria with the advice of the Executive Council thereof doth hereby approve of the said road being made, that is to say:—

All that piece of land in the Parish of Willung and being a roadway generally one chain wide the northern and eastern boundary of which commences at a point on the southern boundary of allotment 24c of the said parish distant 114 deg. 46 min. 630 links from the western angle of that allotment; thence north-easterly through the said allotment to the north-eastern angle thereof, southerly through allotment 47 and south-westerly through allotments 48 and 49A to a point on the western boundary of the allotment last named distant 212 deg. 59 min. 148 links and 198 deg. 52 min. 215.5 links from the north-western angle thereof; thence continuing south-westerly by the said western boundary of the allotment a distance of 234.7 links; thence south-easterly and south-westerly through the said allotment 49A, southerly, easterly and south-easterly through allotment 49 and continuing south-easterly through allotment 49B to a point on the south-western boundary of the allotment last named distant 129 deg. 43 min. 321 links, 114 deg. 3 min. 271 links, 118 deg. 53 min. 301 links and 97 deg. 22 min. 329.9 links from the most westerly angle of the said allotment 49B.

Also, all those pieces of land in the Parish of Willung the boundaries of which are as follow:—

- (a) Commencing at the south-western angle of allotment 22a of the said parish; thence by lines bearing respectively 351 deg. 20 min. 61.7 links, 119 deg. 35 min. 175.6 links, 94 deg. 46 min. 1210 links, 261 deg. 13 min. 792 links and 293 deg. 34 min. 618 links to the point of commencement.
- (b) Commencing at a point on the northern boundary of allotment 24d of the said parish distant 91 deg. 25 min. 1035 links, from the north-western angle of that allotment; thence by lines bearing respectively 91 deg. 25 min. 100 links, 114 deg. 46 min. 100 links and 283 deg. 5 min. 195.9 links to the point of commencement.

NOTE.—The routes of the portions of the roadway above described are more particularly delineated and shown coloured red on survey plan numbered 3826 lodged in the office of the Country Roads Board.

Country Roads Act 1928 (No. 3662).

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

WHEREAS the Country Roads Board constituted under the Country Roads Act 1928 (No. 3662) has represented to His Excellency the Governor in Council that it appears to it desirable that the deviation hereinafter referred to from the existing Metung Road in the Shire of Tambo (declared to be a

Developmental Road under the said Act which declaration was confirmed by the Order in Council published in the Government Gazette of the 18th May, 1921 on page 1744) should be made by the said Board: And whereas the said Board in accordance with the requirements of section 19 of the said cited Act has caused to be prepared a map plan and estimate showing the points between which and on and through what land the said deviation is proposed to be made and the cost of acquiring the land and constructing the said deviation: And whereas on an inspection of the said map and plan and a consideration of the said estimate His Excellency the Governor in Council is satisfied that there are funds legally available for acquiring the land and constructing the said deviation: Now therefore be it known by this present Order that His Excellency the Governor of the State of Victoria with the advice of the Executive Council thereof doth hereby approve of the said road being made, that is to say:—

All that piece of land in the Parish of Bumberrah the boundaries of which are as follow:—Commencing at the north-western angle of allotment 74b of the said parish; thence by lines bearing respectively 70 deg. 39 min. 275 links, 56 deg. 45 min. 30.3 links, 220 deg. 24 min. 439 links and 360 deg. 0 min. 226.5 links to the point of commencement—which said piece of land is particularly delineated and shown coloured red on survey plan No. 3827 lodged in the office of the Country Roads Board.

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

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

FACTORIES AND SHOPS ACT.

At the Executive Council Chamber, Melbourne, the  
29th day of November, 1937

PRESENT:

His Excellency the Governor of Victoria.  
Mr. Bailey | Mr. Tuckett  
Mr. Mackrell | Mr. Hyland

MEMBERS OF A WAGES BOARD REMOVED.

UNDER the powers in that behalf conferred by the Factories and Shops Acts, His Excellency the Governor of Victoria, by and with the advice of the Executive Council thereof, doth hereby remove C. S. THOMAS and L. WILLIAMS from the Shops Board No. 18 (Miscellaneous Shops), constituted under the said Acts, owing to their absence from the State.

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

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

APPROACHING LAND SALES.

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

	No. of Gazette.
Echuca.—Monday, 20th December, 1937	318
Geelong.—Thursday, 2nd December, 1937	267
Sale.—Friday, 3rd December, 1937	282
Swan Hill.—Tuesday, 14th December, 1937	305

Lands and Survey Office, Melbourne.

SALE OF CROWN LANDS BY PUBLIC TENDER.

TENDERS are invited for the purchase, in fee-simple, of the undermentioned lands, and will be received by the Secretary, Closer Settlement Commission, Melbourne, up to Noon on Thursday, 23rd December, 1937, endorsed "Tender for Closer Settlement Land."

Each tenderer is required to state clearly his full name, occupation and address, the lot tendered for, and the price offered. He is also to give particulars of his farming experience and means at his disposal for carrying out the conditions of sale. Tenderers may submit offers on a cash basis or on terms specified.

COMMISSION TO AGENTS:

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

## PARISH OF DREBETE, COUNTY OF GRENVILLE.

Lot 1. Area 9a. Or. 34p. allotment 256, known as Nunn's homestead, situated  $3\frac{1}{2}$  miles from Alvie railway station, and 7 miles from Beac, close to State school. Improvements consist of large house, outbuildings, and fencing.

## PARISH OF WANALTA, COUNTY OF RODNEY.

Lot 2. Area 127a. 3r. 15p. allotment 87c, formerly held by A. E. Perry. Situated about 5 miles from Colbinabbin. Improvements consist of fencing only.

Lot 3. Area 3 acres, allotment 103k, formerly held by A. E. Perry. Situated about 5 miles from Colbinabbin. Improvements include house, outbuildings, &c.

NOTE.—Tenders will be considered for lots 2 and 3 as a combined area.

## TERMS AND CONDITIONS.

Deposit to be lodged with tender.

Lots 1 and 2, 20 per cent. of price offered. Lot 3, £75.

A further payment equal to 10 per cent. of the purchase price will be payable in each of the following second, fourth, sixth, and eighth years, and the balance of the purchase money in ten years. Interest on the unpaid balance to be paid half-yearly at the rate of  $4\frac{1}{2}$  per cent. per annum.

No residence condition.

Improvements to be maintained and insured.

Crown grants on completion of purchase.

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

The highest or any tender not necessarily accepted.

J. D. COADY,

Secretary.

Melbourne, 30th November, 1937.

## HEARING OF REASONS AGAINST THE FORFEITURE OF CERTAIN LEASES BY A PERSON APPOINTED UNDER 34TH SECTION OF THE LAND ACT 1928.

NOTICE is hereby given that reasons against the forfeiture of leases in the schedule hereto, which are deemed liable to forfeiture under the provisions of the Land Acts, will be publicly heard by the person appointed by me, the responsible Minister of the Crown administering the said Acts, to hear the same and report thereon in writing to me, when the persons in the said schedule mentioned as holders of such leases will be allowed to show cause against the same at the place and on the date mentioned in the schedule hereto

A. E. LIND,

Commissioner of Crown Lands and Survey.

Department of Lands and Survey,  
Melbourne, 30th November, 1937.

## SCHEDULE.

MANSFIELD, 14th December, 1937, Land Officer—  
247/46; Thomas Kingstou O'Leary; 320 acres; Howqua.  
063/54; Bertie Walker; 640 acres; Dueran.

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

NOTICE is hereby given that at the times and places mentioned in the schedule hereunder, applications for leases and licences under the Land Acts, objections to such applications, objections to proposed proclamations, alterations, additions, diminutions, revocations or unions of commons, and reasons against forfeiture of any leases or licences under the Land Acts deemed liable to forfeiture, will be publicly heard by the persons whose names are set opposite such places respectively in such schedule, being persons appointed by me the responsible Minister of the Crown administering the Land Acts, to hear the same and report thereon in writing to me.

A. E. LIND;

Commissioner of Crown Lands and Survey, and  
President of the Board of Land and Works.

Department of Lands and Survey,  
Melbourne, 30th November, 1937.

HEYWOOD, Tuesday, 14th December, 1937, at Nine a.m.,  
H. E. Michell.

MANSFIELD, Monday, 13th December, 1937, at Two p.m.,  
K. McAllister.

MANSFIELD, Tuesday, 14th December, 1937, at Ten a.m.,  
K. McAllister.

## 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 10th November, 1937, pursuant to Orders of the 1st November, 1937.

CAMPBELLTOWN.—The Order in Council of the 27th June, 1898, temporarily reserving 2 acres in the Township of Campbelltown, as a site for the Supply of Gravel.—(C.364<sup>(3)</sup>) (2200/121).

BALLARAT EAST.—The Order in Council of the 1st May, 1882, temporarily reserving 3 roods 11 perches in the Town of Ballarat East as a site for Public Purposes, and withholding from sale, leasing, and licensing.—(B.128<sup>(15)</sup>) (88 B.49823).

BOORT.—The Order in Council of the 21st May, 1889, temporarily reserving 1 acre 0 roods 17 4-10 perches in the Township of Boort, as a site for a Rubbish Depot.—(B.654<sup>(10)</sup>) (G.29739).

KINYPNAL.—The Order in Council of the 11th August, 1898, temporarily reserving 35 acres 3 roods 34 perches, in the Parish of Kinypanal, at Korong Vale, as a site for Watering Purposes, revoked as to part by Order in Council of the 11th March, 1924, to be revoked so far as regards the portion thereof hereinafter described, viz.:—9 acres 3 roods 24 perches, Township of Korong Vale, Parish of Kinypanal, County of Gladstone: Commencing at a point bearing S. 16 deg. 30 min. W. 105 1-10 links from the south-east angle of allotment 124k; bounded thence by a road bearing S. 16 deg. 30 min. W. 567 links, by the north boundary of the Recreation Reserve bearing S. 85 deg. 34 min. W. 1,738 links; and thence by lines bearing N. 18 deg. 0 min. E. 667 links and N. 88 deg. 30 min. E. 1,686 5-10 links to the commencing point.—(K.50<sup>(c)</sup>) (Rs.4506).

The following notices were published 1° on the 10th November, 1937, pursuant to Orders of the 5th November, 1937.

EAGLEHAWK.—The Order in Council of the 1st May, 1883, temporarily reserving 81 acres 1 rood 27 perches in the Municipal District of Eaglehawk and Parish of Sandhurst as a site for Water Supply purposes, and withholding from sale, leasing, and licensing (revoked as to part by various Orders in Council), so far as regards the portion thereof hereinafter described, viz.:—1 acre 1 rood 27 perches, Borough of Eaglehawk, Parish of Sandhurst, County of Bendigo; Commencing at a point bearing N. 3 deg. 51 min. W. 783 9-10 links, from the intersection of the north side of Simpson's-road and the east side of Hill-street; bounded thence by Hill-street bearing N. 3 deg. 51 min. W. 530 1-10 links, by lines bearing N. 86 deg. 9 min. E. 228 links, S. 37 deg. 10 min. E. 123 links, S. 30 deg. 23 min. E. 78 links, and S. 7 deg. 9 min. W. 264 links; and thence by a road bearing S. 66 deg. 50 min. W. 297 links to the commencing point.—(E.116<sup>(\*)</sup>) (W.57870) (Rs.2656).

EAGLEHAWK.—The Order in Council of the 12th April, 1870, temporarily reserving 4 acres 0 roods 36 perches, being allotment 151, section N, in the Borough of Eaglehawk, as a site from whence stone may be procured under the usual stone-licenses so far as regards the portion thereof hereinafter described, viz.:—2 roods 1 perch, Borough of Eaglehawk, Parish of Sandhurst, County of Bendigo; Commencing at a point bearing S. 40 deg. 33 min. W. 179 8-10 links, from the west angle of allotment 218A, section N; bounded thence by a line bearing S. 3 deg. 51 min. E. 771 7-10 links, by the Water Reserve bearing S. 86 deg. 9 min. W. 68 8-10 links; and thence by lines bearing N. 3 deg. 51 min. W. 701 4-10 links, and N. 40 deg. 33 min. E. 98 3-10 links to the commencing point.—(E.116<sup>(\*)</sup>) (85E14333) (W.57870).

WHARPARILLA.—The Order in Council of the 28th January, 1896, temporarily reserving 20 acres 0 roods 25 perches, being part of allotment 200, Parish of Wharparilla, as a site for Water Supply purposes.—(W.132<sup>(2)</sup>) (C.84546).

The following notices were published 1° on the 17th November, 1937, pursuant to Order of the 15th November, 1937.

BEECHWORTH.—The Order in Council of the 19th October, 1915, temporarily reserving 6 acres 1 rood 12 perches in the Parish of Beechworth as a site for a Hospital for the Insane to be revoked as far as regards the portion thereof hereinafter described, viz.:—1 acre 0 roods 5 perches, Parish of Beechworth, County of Bogong; Commencing at the north-west angle of allotment 10b section A6; bounded thence by lines bearing S. 88 deg. 40 min. W. 345 links; S. 3 deg. 59 min. E. 294 links; N. 86 deg. 45 min. E. 38 5/10 links; S. 5 deg. 56 min. E. 28 links; N. 85 deg. 20 min. E. 196 links; N. 52 deg. 52 min. E.

132 links: N. 4 deg. 15 min. W. 166 4/10 links; and thence N. 4 deg. 27 min. W. 65 3/10 links to the commencing point.—(B.349 (12) (Rs.1223).

**EAGLEHAWK.**—The Order in Council of the 1st May, 1883, temporarily reserving 81 acres 1 rood 27 perches in the Municipal District of Eaglehawk and Parish of Sandhurst as a site for Water Supply purposes, and withholding from sale, leasing, and licensing (revoked as to part by various Orders in Council) to be further revoked as far as regards the portion thereof hereinafter described, viz.:—4 acres 1 rood 27 perches, more or less, Borough of Eaglehawk, Parish of Sandhurst, County of Bendigo: Commencing where the north side of Orlando-street intersects the south-west side of Tuff-street; bounded thence by Tuff-street, bearing N. 47 deg. 8 min. W. 712 links; by Præd-street, bearing S. 67 deg. 7 min. W. 380 links, more or less; by a line bearing S. 3 deg. 51 min. E. 770 links, more or less; and thence by Orlando-street, bearing N. 61 deg. 25 min. E. 940 links, more or less, to the commencing point.—(E.116 (3) (W.54433) (Rs.2656).

The following Notices were published 1° on the 24th November, 1937, pursuant to Order of the 22nd November, 1937.

**PHILLIP ISLAND.**—The Order in Council of the 7th April, 1870, temporarily reserving 600 acres 2 roods 37 perches at Phillip Island for Watering purposes revoked as to part by Order in Council of the 22nd May, 1871 to be revoked so far as regards the balance thereof comprising 256 acres 0 roods 23 perches.

The Order in Council of the 11th July, 1870, proclaiming 600 acres 2 roods 37 perches on Phillip Island a reserve for the preservation and growth of timber, revoked as to part by Order in Council of the 22nd May, 1871, to be revoked so far as regards the balance thereof comprising 256 acres 0 roods 23 perches.—(P.136 (2) (C.69054).

**SHELBOURNE.**—The Order in Council of the 16th July, 1888, temporarily reserving 3 acres 3 roods 38 perches in the Parish of Shelbourne, being part of allotment 11 of section 9, as a site for Supply of Gravel.—(S.268 (3) (W.52742) (87M44694).

The following notices were published 1° on the 1st December, 1937, pursuant to Orders of the 29th November, 1937.

The Order in Council of the 20th June, 1905, temporarily reserving 1 acre 3 roods 39 perches in the Parish of Yea as a site for a State School.—(Y57 (5) (C.84370).

**OUYEN.**—The temporary reservation by Order in Council of the 4th May, 1909, of 3 roods 8 perches of land, being allotments 14 and 15 of section 2, Township of Ouyen, as a site for Police purposes, to be revoked so far as regards the portion thereof hereinafter described, viz.:—24 2/10 perches, being allotment 16 of section 2, Township of Ouyen, Parish of Ouyen, County of Karkaroc: Commencing at the south-east angle of allotment 13 of section 2; bounded thence by a right-of-way bearing S. 2 deg. 22 min. E. 200 links, by Pickering-street bearing S. 87 deg. 33 min. W. 75 8/10 links, by a line bearing N. 2 deg. 22 min. E. 200 links; and thence by allotment 13 aforesaid bearing N. 87 deg. 38 min. E. 75 8/10 links to the commencing point.—(O.22b\*) (C.83334) (C.43222).

**LAND PROPOSED TO BE PERMANENTLY RESERVED.**

IN pursuance of the provisions of the Land Act 1923, notice is hereby given that it is the intention of the Governor in Council to permanently reserve and except from occupation for mining purposes under any miner's right, the land hereunder described, viz.:—

The following notice was published 1° on the 1st December, 1937, pursuant to an Order of the 29th November, 1937.

**GUNBOWER WEST.**—Land proposed to be permanently reserved for Water Supply purposes, and excepted from occupation for mining purposes under any miner's right:—9 acres 3 roods 5 perches, being allotment 10b, section 4, Parish of Gunbower West, County of Gunbower: Commencing at the south-east angle of allotment 7c, section 4 (Cohuna Estate); bounded thence by allotment 7c bearing N. 0 deg. 56 min. E. 2,167 links; by a channel reserve bearing S. 18 deg. 30 min. E. 1,566 4/10 links, and S. 7 deg. 49 min. W. 753 links; and thence by a road bearing N. 83 deg. 2 min. W. 661 3/10 links to the commencing point.—(G.199L (3) (Rs.4745).

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

**THE CLOSER SETTLEMENT ACTS AND LAND ACTS.**

NOTICE is hereby given that the Leases mentioned in the Schedule hereunder have been declared void by the Closer Settlement Commission for the reasons specified.

Corr.	District.	Lessee.	Allotment.	Area.	Parish.	Remarks.
				A. R. P.		
<b>LEASES UNDER THE CLOSER SETTLEMENT ACTS AS VARIED BY THE DISCHARGED SOLDIERS SETTLEMENT ACTS.</b>						
03616	Mallee	Simpson, S. ..	13	610 0 26	Nandemarriman	Non-payment of instalments
03858	Mallee	Sheehy, J. J. ..	7	640 0 0	Nandemarriman	" " "
<b>LEASES UNDER THE CLOSER SETTLEMENT ACTS.</b>						
674	Irrigable	Bridges, D. E. (executrix of the will of E. N. Bridges, deceased)	56b, sec. C	16 2 17	Tongala	Non-payment of instalments
156	Geelong	Carter, R. H. ..	21, sec. 1	230 2 38	Paaratte	" " "
<b>LEASE UNDER THE LAND ACTS AS VARIED BY THE DISCHARGED SOLDIERS SETTLEMENT ACTS.</b>						
396	Eastern	Dominey, H. W. ..	17a, sec. C	53 2 13	Nowmerella	Non-payment of rent
<b>LEASE UNDER THE LAND ACTS.</b>						
02029	Mallee	Doering, D. C. T. ..	1	608 2 25	Carwarp	Non-payment of rent

**THE CLOSER SETTLEMENT ACTS.**

NOTICE is hereby given that the Surrender of the Lease mentioned in the Schedule hereunder has been accepted by the Closer Settlement Commission for the reason specified.

Corr.	District.	Lessee.	Allotment.	Area.	Parish.	Remarks.
				A. R. P.		
<b>LEASE UNDER THE CLOSER SETTLEMENT ACTS.</b>						
5341	Geelong	Mewha, A. J. ..	29A	19 0 0	Irrewarra	New lease to issue for amended area

J. D. COADY,  
Secretary, Closer Settlement Commission.

Department of Lands and Survey,  
Melbourne, 30th November, 1937.

LIST OF CROWN LANDS AVAILABLE.

THE undermentioned areas are available for application as provided by various sections of the *Land Act 1928*, and all applications received on or before Wednesday, 20th December, 1937, 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, Bairnsdale, Ballarat, Beechworth, Benalla, Bendigo, Geelong, Hamilton, Horsham, Melbourne, Red Cliffs, Oneco, Sale, Seymour, and St. Arnaud.

Department of Crown Lands and Survey,

Melbourne, 1st December, 1937.

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

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

Local Land Office.	County.	Parish.	Allotment.	Section.	Area. A. B. P.	How available.		Survey Fee. £ s. d.	Valuation of Improvements (if any).	Location of Land, &c.	Nearest Railway Station or Township and Distance in miles therefrom.	How accessible.	Water Supply.	General Description of Land—Sol, Timber, Suitability (Grazing, &c.).
						Classification.	Value per Acre. £ s. d.							
Sale ..	Buln Buln	Stratbroke	41	A	639 0 19	3rd	0 10 0	14 7 6	To be valued	In east of parish (57/40) ..	18 miles from Sale R.S.	By road ..	To be conserved	Undulating country, sandy soil, suitable for grazing
" ..	" ..	" ..	42, 43	A	566 3 29	3rd	0 10 0	14 7 6	To be valued	In east of parish (56/40) ..	18 miles from Sale R.S.	By road ..	To be conserved	Undulating country, light sandy soil, suitable for grazing
Beechworth ..	Delatite ..	Matong ..	2B	A	200 0 0	4th	0 5 0	20 5 0	To be valued	In south of parish (734/46)	20 miles from Whitfield R.S.	By road ..	Frontage to Rose River	Raagy country, suitable for grazing
Geelong ..	Heytesbury	Paaratte ..	25c	5	175 0 0	3rd	0 10 0	10 17 6	To be valued	In south-east of parish (J.20010)	9 miles from Timboon R.S.	By road ..	To be conserved	Mostly high country, grey sandy and loamy soil, suitable for grazing; timbered with stringy-bark
" ..	" ..	" ..	25d	5	175 0 0	3rd	0 10 0	10 17 6	To be valued	In south-east of parish (J.20010)	9 miles from Timboon R.S.	By road ..	To be conserved	Mostly high country, grey sandy and loamy soil, suitable for grazing; timbered with stringy-bark
Hamilton ..	Normanby	Mouzie ..	9	8	180 0 0	3rd	0 10 0	8 12 6	To be valued	In north-east of parish (Z.23380)	10 miles from Portland R.S.	By road ..	To be conserved	Undulating country, brown loamy rises; timbered with gum and messmate
" ..	" ..	" ..	10	8	180 0 0	3rd	0 10 0	8 12 6	To be valued	In north-east of parish (Z.23380)	10 miles from Portland R.S.	By road ..	To be conserved	Undulating country, brown loamy rises; timbered with gum and messmate
" ..	" ..	" ..	10A	8	75 0 0	3rd	0 10 0	6 7 6	To be valued	In north-east of parish (Z.23380)	10 miles from Portland R.S.	By road ..	To be conserved	Undulating country, brown loamy rises; timbered with gum and messmate

(c) Subject to special mining condition, section 81, *Land Act 1928*.



## Closer Settlement Act 1928, Part II.

## ALLOTMENTS AVAILABLE FOR DISCHARGED SOLDIERS.

THE Allotments mentioned in the Schedule hereunder are available for application under the *Closer Settlement Act 1928, Part II.*, for Discharged Soldiers who hold Qualification Certificates and may be taken up under Conditional Purchase Lease.

Estate.	Parish.	Allotment.	Section.	Area.		Term.	Capital Value.	
				A.	R. P.		£	s. d.
Korumburra (1, 2, 3)	.. ..	Korumburra	..	93	0 3	31½ years	1,691	3 3
Jumbunna (1, 3)	.. ..	Jumbunna	..	67	3 38	31½ years	62	1 3
		Wonthaggi North	..	55A				

(1) Settler in occupation.—(2) Tentative valuation of improvements, £284 17s., to be paid for in addition.—(3) Pursuant to section 30, *Closer Settlement Act 1932*, and until further legislation is passed, payments at the rate of 1½ per cent. per annum in reduction of principal and 4½ per cent. per annum as interest, to be calculated on the amount of the lessee's liability from day to day in respect of the land.

J. D. COADY,  
Secretary, Closer Settlement Commission.

Department of Lands and Survey,  
Melbourne, 30th November, 1937.

## THE CLOSER SETTLEMENT ACT 1928, PART I.

THE Farm Allotment mentioned in the Schedule hereunder is hereby proclaimed available for application and may be taken up under Conditional Purchase Lease.

Estate.	Parish.	Allotment.	Section.	Area.		Capital Value.		Deposit, Including Lease and Registration Fees.	Term.	Remarks.
				A.	R. P.	£	s. d.			
Narre Warren (1, 2, 3, 4)	Berwick	Part 14	2	9	1 31	406	4 0	12 9 0	31½ years	277/113 206

(1) Lessee in occupation.—(2) Subject to adjustment after survey.—(3) Improvements, £42 18s., to be paid for in addition.—(4) Pursuant to section 30, *Closer Settlement Act 1932*, and until further legislation is passed, payments at the rate of 1½ per cent. per annum in reduction of principal and 4½ per cent. per annum as interest, to be calculated on the amount of the lessee's liability from day to day in respect of the land.

The incoming lessee must pay the valuation of improvements, if any.

J. D. COADY,  
Secretary, Closer Settlement Commission.

Department of Lands and Survey,  
Melbourne, 30th November, 1937.

## TENDERS.

## MEAT FREEZING WORKS, LANDS, BUILDINGS, AND PLANT FOR SALE.

THE WIMMERA INLAND FREEZING CO. LTD. WORKS AT MURTOA. TENDERS, addressed to the undersigned, will be received at the Accounts Branch, State Treasury, up to 12 noon on Saturday, the 8th January, 1938, for the purchase of—

- (a) The whole of the land, buildings, and plant; or alternatively,  
(b) Any building or buildings, machinery, steam boilers, digesters, gas engines, steam engines, or oil engines, refrigerating machinery, pipe coils, &c., water tanks, scrap metal, furniture, benches, timber, and sundries.

All the above can be inspected at the works on application to the caretaker on the premises.

*Deposit.*—Where the amount tendered is £5 or under, the full amount must accompany the tender. Other tenders must be accompanied by a deposit of 10 per cent. of the amount tendered, but not less than £5.

The highest or any tender not necessarily accepted.

A. S. PENROSE,  
Receiver, the Wimmera Inland Freezing Company Limited,  
Accounts Branch, State Treasury, Public Offices, Melbourne.

## PUBLIC WORKS OFFICE, MELBOURNE.

TENDERS will be received at this office until TEN A.M. on the days and for the purposes undermentioned.

Particulars may be learnt at this office, and also at the offices named in each instance.

The Board of Land and Works will not necessarily accept the lowest or any tender.

*NOTE.*—Plans and specifications will not be shown at school buildings during the Christmas vacation; from the 16th December, 1937, to the 10th February, 1938.

9th December, 1937.

Ballarat.—Supply and installation of one steam jacketted pan, Mental Hospital. Particulars at Inspector of Works Office, Ballarat. Deposit, £3.

Bright.—Repairs, painting, Court House. Particulars at Inspector of Works Office, Wangaratta; Police Stations, Wangaratta, Bright. Deposit, £2.

Brighton.—Water service, new steel windows, Technical School. Particulars at Technical School, Brighton. Deposit, £2.

Brunswick.—New water service, Girls' School. Deposit, £2.

Bruthen.—General repairs, additions, painting, Police Station. Particulars at Police Stations, Bruthen, Bairnsdale, Sale; Inspector of Works Office, Bairnsdale. Deposit, £2.

Coleraine.—Repairs, renovations, Court House. Particulars at Police Stations, Casterton, Coleraine; Inspector of Works Office, Hamilton. Deposit, £2.

Collingwood.—Installation and re-conditioning of electric light and power mains, Technical School. Preliminary deposit, £5. Final deposit, 2 per cent.

Foster.—Repairs, painting, school and residence, State School No. 1172. Particulars at Inspector of Works Office, Korumburra; Police Station, Leongatha; State School, Foster. Deposit, £3.

Glenferrie.—New conveniences and sewerage buildings, State School No. 1508. Preliminary deposit, £5. Final deposit, 2 per cent.

Janefield.—Provision of septic tank at Secretary's Residence, Mental Hospital. Deposit, £2.

Korrine.—New school, State School No. 4558. Particulars at Inspector of Works Office, Korumburra; Police Stations, Wonthaggi, Leongatha. Preliminary deposit, £5. Final deposit, 2 per cent.

Melbourne.—Extension of incinerator flue, Public Library. Deposit, £2.

Moreland.—Repairs, fencing, internal renovations, State School No. 2837. Particulars at State School, The Avenue, Moreland. Preliminary deposit, £5. Final deposit, 2 per cent.

Murraydale.—Repairs, painting, State School No. 3797. Particulars at Inspector of Works Office, Bendigo; Police Stations, Kerang, Swan Hill. Deposit, £2.

Oakleigh South.—External renovations, painting, State School No. 4176. Particulars at State School, Oakleigh South. Preliminary deposit, £3. Final deposit, 2 per cent.

Prahran.—New water service, School and Caretaker's quarters, State School No. 2855. Particulars at State School, Prahran. Deposit, £2.

Richmond.—Installation of basin and sink, extension of gas service, Technical School. Particulars at Technical School, Richmond. Preliminary deposit, £3. Final deposit, 2 per cent.

South Warrnambool.—Repairs and renovations, Closer Settlement Commission Residence, 54 Harris-street. Particulars at Police Stations, Terang, Mortlake; Inspector of Works Office, Warrnambool. Deposit, £2.

Toorak.—Internal renovations, State School No. 3016. Particulars at State School, Toorak. Preliminary deposit, £5. Final deposit, 2 per cent.

Wooragee.—Repairs, painting, State School No. 653. Particulars at State School, Wooragee; Inspector of Works Office, Wangaratta; Police Stations, Wangaratta, Beechworth. Deposit, £3.

16th December, 1937.

Alexandra.—Repairs, Police Station. Particulars at Police Stations, Mansfield, Alexandra; Inspector of Works Office, Seymour. Preliminary deposit, £5. Final deposit, 2 per cent.

Ararat.—Installation of heating service, "J" Ward, Mental Hospital. Particulars at Inspector of Works Office, Ballarat. Preliminary deposit, £5. Final deposit, 2 per cent.

Beechworth.—Alterations and additions, Mental Hospital. Particulars at Mental Hospital, Beechworth; Inspector of Works Office, Wangaratta; Police Station, Wangaratta. Deposit, £3.

Chiltern.—Repairs, painting, fencing, Court House. Particulars at Inspector of Works Office, Wangaratta; Police Stations, Chiltern, Benalla, Wangaratta. Deposit, £2.

Coburg.—Repairs, painting, Court House. Deposit, £3.

Fitzroy.—Repairs, painting, Court House. Preliminary deposit, £3. Final deposit, 2 per cent.

Fitzroy.—Remodelling conveniences, State School No. 450. Preliminary deposit, £5. Final deposit, 2 per cent.

Geelong.—Court furniture and fittings, Public Offices. Particulars at Inspector of Works Office, Geelong. Preliminary deposit, £5. Final deposit, 2 per cent.

Gresswell.—Provision of grease traps, Sanatorium. Deposit, £2.

Illowa.—Repairs, renovations, fencing, State School No. 600. Particulars at Police Stations, Koroit, Port Fairy; Inspector of Works Office, Warrnambool; State School, Illowa. Deposit, £4.

Jack River.—Repairs, painting, State School No. 2765. Particulars at Inspector of Works Office, Korumburra; Police Stations, Yarram, Leongatha; State School, Jack River. Deposit, £2.

Kyneton.—Repairs, painting, new roof, Court House. Particulars at Police Stations, Kyneton, Castlemaine, Woodend. Deposit, £4.

Macarthur.—Erection of sleep-out, State School No. 1571. Particulars at Police Station, Peshurst; Inspector of Works Office, Hamilton, Warrnambool; State School, Macarthur. Deposit, £2.

Melbourne.—Additional accommodation for Warders, Law Courts. Deposit, £2.

Newfield.—New timber, building, State School No. 2001. Particulars at Police Stations, Colac, Camperdown; Inspector of Works Office, Warrnambool; State School, Newfield. Preliminary deposit, £5. Final deposit, 2 per cent.

Powelltown.—Re-blocking, alterations, painting, and repairs, State School No. 3957. Particulars at State School, Powelltown; Police Stations, Lilydale, Warburton, Box Hill. Preliminary deposit, £5. Final deposit, 2 per cent.

Portable Schools.—Supply and erection of four (4) portable timber buildings at Maiden Gully School No. 1592, Whoronly North School No. 4542, Wabba School No. 3683, and Talgitcha School No. 3347. Tender to be submitted for each building separately. Particulars at Inspector of Works Office, Ballarat, Bendigo, Wangaratta, and Geelong. Deposit, £3 each building. Final deposit, 2 per cent.

Quambatook.—Repairs, renovations, Police Station. Particulars at Inspector of Works Office, Bendigo; Police Stations, Quambatook, Kerang, Inglewood. Deposit, £2.

Royal Park.—Repairs, painting, Medical Superintendent's quarters, Mental Hospital. Preliminary deposit, £5. Final deposit, 2 per cent.

Royal Park.—Installation of hot water service, T. B. Block Homes for Aged and Infirm. Preliminary deposit, £4. Final deposit, 2 per cent.

Stawell.—New flooring, repairs, State School No. 502. Particulars at Inspector of Works Office, Stawell; State School, Stawell; Police Station, Ararat. Preliminary deposit, £4. Final deposit, 2 per cent.

Wangaratta.—New buildings, Public Offices. Particulars at Inspector of Works Office, Wangaratta. Preliminary deposit, £50. Final deposit, 2 per cent. Quantities available Public Works Department, Melbourne.

Warrnambool.—Additions, repairs, renovations, Technical School. Particulars at Inspector of Works Office, Warrnambool. Preliminary deposit, £10. Final deposit, 2 per cent.

Williamstown.—Painting, repairs, Police Station. Particulars at Police Station, Williamstown. Deposit, £2.

23rd December, 1937.

Ballarat (Urquhart-street).—Fencing and retaining wall, State School No. 2103. Particulars at Inspector of Works Office, Ballarat; State School, Ballarat. Deposit, £4.

Balmoral.—Repairs, renovations, State School No. 29. Particulars at Police Stations, Balmoral, Natimuk; Inspector of Works Office, Horsham; State School, Balmoral. Deposit, £3.

Colac.—Fencing, Court House. Particulars at Police Station, Colac; Inspector of Works Office, Geelong. Deposit, £2.

Daylesford.—Additional store to Science Room, Technical School. Particulars at Police Stations, Trentham, Kyneton; Technical School, Daylesford. Deposit, £2.

Elginville North.—New timber school, State School No. 4551. Particulars at Police Stations, Cobden, Terang, Camperdown; Inspector of Works Office, Warrnambool. Preliminary deposit, £5. Final deposit, 2 per cent.

Ellerslie.—Teacher's residence, State School No. 1401. Particulars at Police Stations, Mortlake, Terang; Inspector of Works Office, Warrnambool. Preliminary deposit, £10. Final deposit, 2 per cent.

Emu Creek.—Alterations and additions, &c., State School No. 228. Particulars at Inspector of Works Office, Bendigo; State School, Emu Creek. Deposit, £2.

Flinders, Geelong.—Remodelling boys' conveniences, State School No. 260. Particulars at Inspector of Works Office, Geelong. Deposit, £4.

Grass Flat.—Additions, State School No. 3192. Particulars at Police Stations, Natimuk, Dinboola; Inspector of Works Office, Horsham; State School, Grass Flat. Deposit, £2.

Kennington.—Renovations, repairs, State School No. 3686. Particulars at Inspector of Works Office, Bendigo; State School, Kennington. Deposit, £2.

Meredith.—Weatherboard cottage, C.R.B. Patrolman. Particulars at Police Station, Meredith; Inspector of Works Office, Ballarat, Geelong. Preliminary deposit, £10. Final deposit, 2 per cent.

Nicholl's Point.—Repairs, painting, State School No. 3163. Particulars at Inspector of Works Office, Redcliffs; Police Stations, Mildura, Merbein; State School, Nicholl's Point. Deposit, £3.

Nullawarre.—Renovations, State School No. 1652. Particulars at Inspector of Works Office, Warrnambool; Police Station, Terang. Deposit, £2.

Tutye South.—Alterations, painting, &c., State School No. 4022. Particulars at Inspector of Works Office, Redcliffs; State School, Tutye South; Police Stations, Mildura, Quyen. Deposit, £2.

Warrnambool.—Erection of bicycle shed, High School. Particulars at Inspector of Works Office, Warrnambool; High School, Warrnambool. Deposit, £2.

Watchem.—Repairs to fencing, State School No. 3224. Particulars at Inspector of Works Office, Maryborough; State School, Watchem; Police Stations, Donald, Wycheproof. Deposit, £2.

13th January, 1938.

Carlton.—New Chemistry School, University. Preliminary deposit, £200. Final deposit, 2 per cent.

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

GEO. L. GOUDIE,  
Commissioner of Public Works.

Melbourne, 1st December, 1937.

## TENDERS FOR GRAZING LANDS.

FOR THE PERIOD 1ST JANUARY, 1938, TO 30TH SEPTEMBER, 1938, WITH THE RIGHT OF RENEWAL ANNUALLY FOR A FURTHER PERIOD OF FOUR (4) YEARS, EXCEPT WHERE OTHERWISE STATED.

Tender Forms can be obtained on application to the Lands Department, Melbourne, or any of the Land Offices in the Country.

Tenders should be placed in the Lands Department Tender-box, State Treasury Buildings, Melbourne, C.2, at or before Noon on Monday, 20th December, 1937.

NOTE.—No tender will be accepted unless the rent for the full period and fee of Seven shillings and six pence for licence are forwarded.

TENDERS will be accepted at or before Noon on Monday, 20th December, 1937, for the right to depasture stock on the following unappropriated portions of land subject to the Regulations approved by the Governor in Council, and also the subjoined special conditions.

Every licence granted under section 121 of the *Land Act 1928* shall be subject to the conditions set forth in the Schedule hereto and to such special conditions and payment in advance of such fee as the Minister may determine, and shall be issued by an officer of the Department of Lands and Survey duly authorized in that behalf.

## CONDITIONS.

1. The issue of this licence shall not prevent the land comprised therein, or any part or parts thereof, being sold, leased, licensed, alienated, or dealt with under any of the provisions of the *Land Acts*, except under the 121st section of the *Land Act 1928*, or being resumed by order of the Governor or Administrator of the Government of Victoria, with the advice of the Executive Council.

2. In case the said land, or any part thereof, should be sold, leased, licensed, alienated, dealt with, or resumed as aforesaid, the licensee shall not be entitled to any compensation other than that which the responsible Minister of the Crown for the time being administering the *Land Acts* may think fit.

3. This licence is subject to the rights of the holders of miner's rights or of mining leases now issued or hereafter to be issued to enter upon the allotment hereby licensed, and to search for gold and to mine thereon, and to erect and occupy mining plant and machinery, without making any compensation to the licensee, his executors, administrators, or assigns, for surface or other damage.

4. Subject to these conditions, the licensee shall be entitled to use the land for the purpose for which this licence has been granted until such land, or any part thereof, has been sold, leased, licensed, alienated, dealt with, or resumed as aforesaid, and thereupon all the interest of the licensee therein shall cease and be determined.

5. No land comprised in roads from time to time surveyed and marked out within the boundaries of the land comprised in this licence shall be deemed within its operation.

6. This licence shall entitle the holder thereof, during the period for which it is granted, to use the land therein comprised for depasturing purposes only, but shall not confer any right to build thereon, or to cultivate or, without the permission of the Minister, fence any portion thereof, or construct a dam or tank.

7. The taking in of stock for agistment or otherwise allowing the use of the land, or part thereof, without the authority in writing by the Minister, is forbidden.

8. That in the event of the Minister granting permission to fence the whole or any part of this area, the licensee shall provide gates or slip-panels in suitable places for the convenience of the public. No compensation will be allowed for fencing erected on boundaries of allotments alienated or in course of alienation.

9. That where improvements are authorized under section 123 of the *Land Act 1928* the licensee shall notify, on completion, that such improvements have been made, otherwise the work will not be recognized.

10. The interest in this licence shall not be transferred without the consent of the Minister, and the payment of a fee of Ten shillings.

11. The licensee shall be liable to forfeiture if the licensee commit a breach of or neglect to comply with these conditions.

12. The publication of a notice in the *Government Gazette*, purporting to declare that the Governor or Administrator, with the advice aforesaid, has forfeited this licence, shall be conclusive evidence that the licence is forfeited.

13. The ring-barking of the timber upon the land by the licensee is forbidden, and he shall not be entitled to destroy or cut and take away any such timber.

14. Free access to water shall be kept open at all times for travelling or other stock and for persons desiring to take water for domestic purposes.

15. The licensee shall destroy all noxious weeds on the land, and on the half-width of the adjoining roads, and shall be responsible for the destruction of noxious weeds under the *Vermin and Noxious Weeds Act 1928* in like manner as holders of freehold lands.

16. The licensee shall keep the land free from vermin, and, should he fail to do so, the licence shall be liable to forfeiture.

17. This licence is issued subject to the right of saw-millers to graze on this area such horses and bullocks as are actually used in connexion with their licensed operations on this land.

18. The licensee shall thoroughly and effectively protect the land within the boundaries of his licensed area from fire, and shall extinguish any fire which may break out on such area or may spread to it. In the event of the area being damaged by fire, the licence may be forfeited, unless the licensee satisfy the Minister that neither he, directly or indirectly, nor his workmen or servants, were in any way responsible for such fire.

19. The licensee shall not interfere in any way with any survey marks on the land hereby licensed.

20. The licensee shall pay shire rates and all other charges for the period of occupation.

## SPECIAL CONDITIONS.

1. The period of occupation, except where otherwise stated, will be for Nine (9) months from 1st January, 1938, to 30th September, 1938, with the right of renewal annually for a further four years.

2. The rent for the full period—for which the licence will be issued, and the fee for licence—must accompany the tender, otherwise the offer of the next highest tenderer who complies with this condition may be accepted.

3. Separate tenders must be lodged for each block.

4. Tenders to be addressed to the Secretary for Lands (Tender-box), Melbourne.

5. The highest or any tender not necessarily accepted.

6. Tenderers must give their full name, occupation, and ordinary postal address.

7. The areas are given as more or less, and all appropriated, alienated, or licensed lands (if any) within the boundaries are excluded.

8. The outgoing tenant has the option to remove any existing fencing owned by him within one month, or he may arrange with the incoming tenant to pay for it in accordance with the provisions of section 124, *Land Act 1928*.

This does not apply to cases where the land was the subject of an expired Grazing Area Lease. In all such cases, the ingoing tenant will be held responsible for the care and maintenance of any improvements.

Plans can be seen and information may be obtained in this office.

Section 121, *Land Act 1928*, provides—

1. Where a licensee under section 121 of the *Land Act 1928* has, with the consent of the Minister, enclosed with a substantial fence the land which is the subject of his licence, he may impound any cattle, sheep, or other animals found trespassing thereon.

2. Where the licensee holds land under the said section which is unfenced, he may, in any court of competent jurisdiction, sue the owner of any cattle, sheep, or other animals for damages arising from trespass by such cattle, sheep, or other animals.

A. E. LIND,

Commissioner of Crown Lands and Survey.

Department of Lands and Survey,  
Melbourne, 26th November, 1937.

	Area.
Lot 1 (Block A2396)—	
Parish of Gonzago, being allotment 2A, section 11, and allotments 1 and 2A, section 13. Formerly licensed to W. Murphy. Period of occupation, nine months from 1st January, 1938, with the right of renewal annually for four years from 1st October, 1938.—( <i>Alexandra 30/121.</i> )	1,072
Lot 2 (Block A2397)—	
Parish of Knockwood, being grazing block 21, County of Wonnangatta. Portion formerly licensed to J. H. Seymour. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—( <i>Alexandra 32/121.</i> )	15,500

Acres.		Acres.
26,000	<p><b>Lot 3 (Block A2398)</b>— Parishes of Pinnak and Yalmy, being grazing block 30, County of Croajingolong. Formerly licensed to M. W. Cowell and E. A. McRae. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Bairnsdale 162/121.)</p>	
16,000	<p><b>Lot 4 (Block A2399)</b>— Parish of Loongelaat, being grazing block 32, County of Croajingolong. Formerly licensed to M. W. Cowell. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Bairnsdale 044/121.)</p>	
598	<p><b>Lot 5 (Block A2400)</b>— Parish of Tyirra, being allotments 2, 2A, 2B. Formerly licensed to J. E. Sinnott. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Bairnsdale 43/121.)</p>	
321	<p><b>Lot 6 (Block A2401)</b>— Allotments 13C, 13E, section 4, Parish of Wy-Yung, County of Dargo. Formerly licensed to L. Bishop. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Bairnsdale 38/121.)</p>	
521	<p><b>Lot 7 (Block A2402)</b>— Parish of Tyirra, being allotments 4 and 4A, section A. Formerly licensed to D. R. Websdale. Period of occupation, ten months from 1st January, 1938, renewable annually for four years from 1st November, 1938.—(Bairnsdale 0612/121.)</p>	
71	<p><b>Lot 8 (Block A2403)</b>— Parish of Bonegilla, being that portion of the Public Purposes Reserve lying north of allotment 10F. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Beechworth H010749.)</p>	
729	<p><b>Lot 9 (Block A2404)</b>— Parish of Koetong, being allotments 28, 28A. Formerly licensed to W. S. Cheshire. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Beechworth 0838/121.)</p>	
1,152	<p><b>Lot 10 (Block A2405)</b>— Parish of Wabonga South, being allotments 22, 22A, 22B, and the Crown land between allotments 22A and the Rose River. Formerly licensed to J. H. Porter. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Beechworth 77/121.)</p>	
400	<p><b>Lot 11 (Block A2406)</b>— Parish of Cudgewa, being allotment 56. Formerly licensed to R. Mann. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Beechworth 01208/121.)</p>	
12,500	<p><b>Lot 12 (Block A2407)</b>— Parishes of Nappa, Noyong, and Mellick-Munjie, being grazing blocks 21 and 21A, County of Tambo. Formerly licensed to T. J. A. Hodge. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Omeo 121/121.)</p>	
	<p><b>Lot 13 (Block A2408)</b>— Parish of Glencoe South, being allotment 7, section C. Formerly licensed to W. T. Flint. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Sale 55/121.)</p>	
28,000	<p><b>Lot 14 (Block A2409)</b>— Parishes of Wrixon and Nap Nap Marra, being grazing block 25, County of Tanjil. Formerly licensed to Messrs. Goldie and Killen. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Sale 66/121.)</p>	
668	<p><b>Lot 15 (Block A2410)</b>— Allotments 39, 39A, section B, Parish of Ganoo. Formerly held by E. J. White. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938. Any improvements to be maintained and protected.—(Hamilton 01684/121.)</p>	
	<p><b>Lot 16 (Block A2411)</b>— Parish of Minimay, being unoccupied Crown lands in the Township of Minimay. Formerly held by R. McLaughlin. Period of occupation, nine months from 1st January, 1938, renewable for four years from 1st October, 1938.—(Horsham 0334/121.)</p>	64
	<p><b>Lot 17 (Block A2412)</b>— Allotments 2, 3, 4, 5, of section 16, Township and Parish of Navarre. Formerly held by M. Murphy. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Stawell 0107/121.)</p>	3
	<p><b>Lot 18 (Block A2413)</b>— County of Weeah, bounded by lines commencing at the north-west corner of block 22, held by G. Crittenden; thence northerly 14 miles; thence easterly 16 miles; thence southerly 5 miles; thence westerly 5 miles; thence southerly 9 miles to the north-east corner of block 22; thence westerly to the point of commencement, and including the area previously licensed to F. A. Heinrich. Period of occupation, nine months from 1st January, 1938, to 30th September, 1938, renewable annually for four years from 1st October, 1938.—(Mallee M.31782.)</p>	114,000
	<p><b>Lot 19 (Block A2414)</b>— Parish of Lodge Park, being grazing block 9, County of Wonnangatta. Formerly licensed to M. Bullock. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Alexandra 23/121.)</p>	12,000
	<p><b>Lot 20 (Block A2415)</b>— Allotment 14A, Parish of Willenabrina. Formerly held by E. W. Friebe. Any improvements to be maintained and protected. Period of occupation, nine months from 1st January, 1938, to 30th September, 1938, renewable annually for four years from 1st October, 1938.—(Hamilton 35W/46.)</p>	48
	<p><b>Lot 21 (A2416)</b>— Town of Sale, being allotment 2A, section A, and the frontage between that allotment and the Thompson River, formerly licensed to F. Carmody. Period of occupation, nine months from 1st January, 1938, renewable annually for four years from 1st October, 1938.—(Sale 34/121.)</p>	7

**PRIVATE ADVERTISEMENTS.**

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

THE main pipe in the said streets being laid down, the owners of all tenements situated as under are hereby required, on or before the 4th January, 1938 next, to cause a proper pipe and stopcocks to be laid so as to supply water within such tenements from the main pipe.

F. L. KING, Secretary.

23rd November, 1937

STREET AND POSITION.

	<i>Caulfield.</i>
765	Matthew-street, from Lake-street eastwards 5 chains.
	<i>Coburg.</i>
	Edna-grove, from Merribel-avenue westwards 3½ chains.
	Louisville-avenue, from Prendergast-street to Ward-street.
	<i>Footscray.</i>
28,000	Everard-street, from Barkly-street to Albert-street.
	Pole-street, from Albert-street to Pentland-parade.
	<i>Kew.</i>
	Davis-street, from Sackville-street to Fitzwilliam-street.
	Mathers-avenue, from Coleman-avenue to Baker-avenue.
	Baker-avenue, from Mathers-avenue eastwards 2½ chains.
	<i>Moorabbin.</i>
668	Godfrey-street, from Bruce-street to Hayes-street.
	<i>Northcote.</i>
	Rossmoyne-street, from Victoria-road eastwards 9 chains.

*Preston.*

Dermot-street, from Bell-street to Breffna-street.  
 Cormac-street, from Dermot-street eastwards 5½ chains.  
 Breffna-street, from Dermot-street westwards 1¼ chains.  
 Breffna-street, from Dermot-street eastwards 2½ chains.

*Sandringham.*

Pellatt-street, from Beach-road to Tramway-parade.  
 Tramway-parade, from Pellatt-street north-eastwards and northwards 18 chains

*Williamstown.*

The Avenue, from Melbourne-road to George-street. 2937

## Sewerage Districts Act.

## BENDIGO SEWERAGE AUTHORITY.

## GENERAL NOTICE.

THE Bendigo Sewerage Authority having made provision for carrying off the sewage from each and every property which or any part of which is within the Sewerage Areas hereinafter described, doth hereby declare, that on and after the 1st day of January, 1938, each and every property which, or any part of which, is within the said Sewerage Areas shall be deemed to be a seweraged property within the meaning of the *Sewerage Districts Act 1928*.

The boundaries of the Sewerage Areas hereinbefore referred to are:—

## SEWERAGE AREA No. 71.

Commencing at the intersection of Baden-street and White Hills-road; thence south-easterly along Baden-street to Bobs-street; north-easterly along Bobs-street to Grace-street; north-westerly along Grace-street to the northernmost angle of Crown allotment 421A, section E, City of Bendigo, Parish of Sandhurst, south-westerly by a direct line from that point to the north-west angle of Crown allotment 116, section E, City of Bendigo aforesaid; south-westerly by the north-west boundary of that allotment to the Drain Reserve adjoining same; south-easterly along that Drain Reserve to the White Hills-road and north-easterly along that road to the point of commencement.

## SEWERAGE AREA No. 72.

Commencing at the intersection of Thistle-street and the New Chum Gully water-course; thence north-westerly along that water-course to Booth-street; southerly along Booth-street to Pallett-street; westerly along Pallett-street to the western side of Wade-street; southerly along west side of Wade-street to a point in line with southern side of Rowan-street; easterly along Rowan-street to Booth-street; southerly along Booth-street to the north-west angle of allotment 20, section 61n, City of Bendigo; easterly and southerly along the northern and eastern boundaries of that allotment to the south-west angle of Crown allotment 17, section 61b aforesaid; easterly along the southern boundary of that allotment to Ophir-street; southerly along Ophir-street to south-west angle of Crown allotment 15, section 22n, City of Bendigo; and thence north-easterly in a direct line to the point of commencement.

By order of the Bendigo Sewerage Authority,

W. H. TAYLOR, Chairman.

D. L. PARRY, Secretary.

Bendigo Sewerage Authority Offices, Bendigo, 25th November, 1937. 3083

## FIRST MILDURA IRRIGATION TRUST.

## DRAINAGE LOAN No. 3.

Notice of Intention to Borrow the sum of Seven thousand two hundred and seventy-five pounds (£7,275), for Drainage Purposes in the Irrigation District of Mildura.

TAKE notice that the Commissioners of the First Mildura Irrigation Trust propose to borrow the sum of Seven thousand two hundred and seventy-five pounds (£7,275), such sum to be raised by the issue of debentures in accordance with the provisions of the *Mildura Irrigation and Water Trusts Act 1928*, and the *Mildura Irrigation Trust (Drainage) Act 1934*, and any act amending the same.

The maximum rate of interest that may be paid is £4 7s. 6d. per centum per annum.

Such interest shall be payable half-yearly on the 17th January and 17th July in each year at the National Bank of Australasia Limited, Melbourne, or at the Trust's bankers for the time being in Melbourne.

Such principal moneys shall be repayable in full on the 17th January, 1943, at the National Bank of Australasia Limited, Melbourne, or at the Trust's bankers for the time being in Melbourne.

Such principal moneys and interest are secured upon the General Drainage Fund of the Trust.

The loan is for general drainage purposes.  
 The loan is to be liquidated by the creation of a sinking fund of not less than £110 per annum, but the Commissioners may, by arrangements with the lenders, redeem any portion of this loan on each half-yearly interest date.

Dated this twenty-seventh day of November, 1937.

E. T. HENDERSON, Chairman.

L. W. LILLEY, Commissioner.

G. LAIDLAW, Secretary.

3032

## CITY OF BALLAARAT.

## BY-LAW No. 119.

A By-law of the City of Ballaarat made under the Local Government Acts, and numbered 119, for the purpose of preventing and extinguishing fires, and for suppressing nuisances, and for carrying out the purposes provided for in Part VII., 13th schedule, of the *Local Government Act 1928*.

IN pursuance of the powers conferred by the Local Government Acts and of every other power enabling it in that behalf, the Council of the City of Ballaarat orders as follows:—

1. In this By-law, unless inconsistent with the subject or context matter:—

“Firewood” means wood for fuel and includes saplings, re-shoots, and refuse wood generally, and parts of trees suitable for use as props or supports.

“Premises” includes land whether built upon or not.

“Stack” shall include pile, stand, store, or keep.

2. Every person who shall in upon or about any place or premises within the City of Ballaarat stack or permit to be stacked firewood shall comply with the following requirements:—

(a) No firewood shall be so stacked as to prevent or impede in case of fire access to or exit from such place or any adjoining place.

(b) Firewood when stacked on end shall be so stacked that the vertical height of the stack shall not be more than 8 feet above the ground or floor upon which it is stacked.

(c) Firewood when stacked horizontally shall be so stacked that the vertical height of the stack shall not be more than 13 feet above the ground or floor on which it is stacked.

(d) No firewood shall be stacked upon the roof of any building or other construction.

3. No person shall stack or cause or permit to be stacked any firewood within 15 feet of any boundary of any place or premises unless on such boundary there is erected or constructed a wall of brick or of reinforced concrete built in accordance with clause 5 of this By-law, provided that such wall shall not be required on any boundary abutting on any street, road, lane, or right-of-way of greater width than 15 feet.

4. No person shall stack or cause or permit to be stacked against a brick or concrete wall any firewood to a greater height than 8 feet above the ground, and there shall be left a parapet wall 4 feet high above the greatest height of the stack.

5. The brick or concrete wall referred to in clauses 3 and 4 of this By-law shall be 14 inches thick and 12 feet in height above the ground, built on proper concrete footings in cement mortar all in accordance with the Building By-law No. 108 of the City of Ballaarat. Should it be desired to stack firewood against the wall of an adjoining property built on the boundary thereof such wall shall comply with the requirements of this clause, and may at the discretion of the Building Surveyor of the City, with the consent in writing of the owner of such adjoining property, be used as a wall against which firewood may be stacked.

6. No person shall deposit or keep or cause or permit to be deposited or kept rubbish of a combustible nature in any place unless such rubbish is kept in bins or otherwise protected against sparks.

7. Nothing in clauses 3, 4, and 5 of this By-law shall apply to firewood stacked on land in the occupation of factories or industries to be used by such factories or industries as fuel in their own works, nor shall such clauses apply to firewood stacked on the premises of any hotel, boardinghouse, or private residence for use as fuel in such hotel, boardinghouse, or private residence, provided that in the case of hotels, boardinghouses, and private residences the quantity of firewood to be stacked shall not exceed 20 tons in volume, based on 50 cubic feet to the ton, and no stack shall exceed 8 feet in height.

8. (a) If any person by wilful act or default contravenes any of the provisions of this By-law he shall be guilty of an offence against the By-law and liable on conviction to a penalty not exceeding £20.

(b) Any person guilty of a continuing offence against this By-law shall be liable to a penalty of not more than £5 for each day on which an offence against this By-law is continued after a conviction or order by any Court.

9. This By-law shall apply to and have operation throughout the whole of the Municipal District.

Resolution for passing this By-law agreed to by the Council of the City of Ballaarat on the 25th day of October, 1937, and confirmed on the 22nd day of November, 1937.

The seal of the Mayor, Councillors, and Citizens of the City of Ballaarat was hereunto affixed in the presence of—

\*SEAL)

J. H. TREKARDO, Mayor.

V. CHAS. JONES, Councillor.

GEO. F. MORTON, Town Clerk.

2956

## CITY OF ESSENDON.

*Regulations for the care, protection and management of the reserves for public recreation in the Parish of Dousta Galla, and known as Pascoe Reserve, corner of Pascoe Crescent and Pascoe Vale-road, Essendon; and Lincoln Park, corner of Thorn-street, Lincoln-road, and Richardson-street, Essendon.*

WHEREAS by section 182 of the Land Act 1928 it is enacted that where, under the provisions of any Act relating to Crown lands, the Governor in Council has reserved from sale permanently any Crown lands for any public purpose whatsoever, or for any of the purposes specified in section 14 of such Act, and has vested such land in trustees, or jointly in the Board of Land and Works and trustees, it shall be lawful for the trustees of any such land, with the approval of the Governor in Council, to make Rules and Regulations for all or any of the purposes mentioned in sub-section (1) of section 182, Land Act 1928: And whereas a Crown grant has issued in favour of the Board of Land and Works, and the Mayor, Councillors and Burgesses of the Town of Essendon and their successors, in respect of the land permanently reserved by Order in Council of 14th November, 1887, as a site for public recreation in the Parish of Dousta Galla, municipal district of Essendon (now called the City of Essendon): Now therefore the Board of Land and Works, and the Mayor, Councillors, and Citizens of the City of Essendon do hereby make the following Regulations in respect of the said reserves

## REGULATIONS.

1. The Reserves shall be open to the public free of charge from sunrise to sunset, and at such other hours as the trustees may from time to time determine.
2. No person shall damage any building, or the furniture or fittings thereof, in the Reserves, or interfere with, or break, or damage any of the trees, plants, shrubs, or pluck any flowers, or walk on the beds or borders, or climb, jump or get upon or over any of the fences, or gates, or rockeries, or cut or in any way damage any of the fences, gates, seats, playground features or apparatus, or other structures therein, or roll or throw stones or other missiles, or leave therein any bottles, broken glass, paper, orange or banana peel, or any refuse or rubbish whatsoever, or post bills or advertisements on any of the fences, gates, seats, playground features or apparatus, or other structure therein, or light fires therein without the permission in writing of the Trustees.
3. No person shall carry firearms in or through the Reserves, or shoot, snare, destroy, molest, or interfere in any way with any birds or animals therein, unless by authority of the Trustees.
4. No person shall sell or offer for sale within the Reserve any article of food and drink or other commodity, or operate any money-making amusement without the written permission of the Trustees.
5. No persons, except labourers or workmen employed in the Reserves, shall enter any plots or beds therein which may be enclosed or laid out for the plantation of young trees or shrubs or flowers. No person, except labourers or workmen employed in the Reserves, shall enter on any special area of land set apart for the propagation of plants or flower beds, and no person shall remove any pot plant, shrubs, or flowers from any portion of the Reserves whatsoever.
6. No person shall engage in any game or sport in the Reserves on Sundays, or on Good Friday, or Christmas Day, or Anzac Day.
7. No person shall engage in any training, or take part in any game, or amusement within the Reserve without the permission of the Trustees being first obtained.
8. No person shall bet publicly, or carry on the trade, business, calling, or occupation of a bookmaker in any portion of the Reserves, and every person infringing this Regulation shall be liable to immediate expulsion from the Reserves.
9. No person, except labourers or workmen employed in the Reserves, shall ride or drive any cycle, horse, or vehicle, or motor car or motor bicycle in or through the Reserves, or park any such cycle, vehicle, motor car, or motor bicycle in such Reserves.
10. No person shall behave in a disorderly manner, or treat or take part in any disturbance, or use indecent or abusive language, or commit any nuisance, or in any way offend against decency in the Reserves or the building or structures therein, and any person found in a state of intoxication or otherwise offending against this Regulation shall be liable to be forthwith removed from the Reserves.
11. No person shall remain in the Reserves at any time when lawfully directed by any officer or employee of the Trustees to leave the same.
12. No person shall spit or expectorate on the paths or on or in any structure or erections in the Reserves.
13. No person shall bring into the Reserves any dog.
14. No horses or cattle shall be allowed in the Reserves without the authority of the Trustees, and the owner thereof shall be liable to pay compensation for any damage done.

15. No person shall interfere with or in any way hinder or interrupt in their work any of the employees of the Trustees engaged in the Reserves, either by conversation or otherwise.

Every person offending against these Regulations shall, in accordance with the provisions of section 182 of the Land Act 1928, for each offence be liable to a penalty of not more than Five pounds (£5), and every person who so offends, and who, after he has been warned by any bailiff of Crown lands or officer or servant of the Trustees, or by a member of the Police Force, may be forthwith apprehended by such bailiff, officer, or servant, or member of the Police Force, and taken before some justice to be dealt with according to law, and shall be liable to a penalty of not more than Ten pounds (£10).

The common seal of the Mayor, Councillors, and Burgesses of the City of Essendon was heretofore affixed this 7th day of September, 1937.

LOUIS THOMPSON, Mayor.

(SEAL) P. M. SALMON, Councillor.

N. F. WELLINGTON, Town Clerk.

The common seal of the Board of Land and Works was heretofore affixed this 22nd day of September, 1937, in the presence of—

2934 (SEAL)

A. E. LIND, President.

W. McILROY, Member.

## CITY OF CHELSEA.

## BY-LAW No. 30.

A By-law of the City of Chelsea made under section 80 of the Health Act 1928, and all other powers it thereunto enabling, and numbered 30, for the disinfecting, deodorizing, and cleansing of sanitary conveniences, and the use of deodorants and disinfectants in sanitary conveniences.

IN pursuance of the powers conferred by the Local Government Act 1928 and the Health Act 1928, and every other power it thereunto enabling, the Mayor, Councillors, and Citizens of the City of Chelsea order as follows:—

1. By-law No. 28 of the City of Chelsea is hereby wholly repealed.
2. The occupier of any premises situate within the municipal area of the City of Chelsea shall at all times provide and maintain in every unsewered closet, lavatory, or privy situate on or used in connexion with such premises, a quantity of a "deodorant and disinfectant" sufficient to deodorize and disinfect the pan used therein.
3. Every person shall immediately after using any such unsewered closet, lavatory, or privy as aforesaid disinfect and deodorize the pan used therein.
4. The occupier of every such premises as aforesaid shall at all times keep and maintain the pan of every unsewered closet, lavatory, or privy situate on or used in connexion with such premises properly deodorized and disinfected with an efficient "deodorant and disinfectant."
5. The occupier of every such premises as aforesaid shall keep posted or affixed in a prominent place in every unsewered closet, lavatory, or privy situate on or used in connexion with such premises a copy of this By-law.
6. In this By-law the expression "unsewered closet, lavatory, or privy" shall not include any septic tank system.
7. Any person who shall be guilty of any wilful act or default contrary to any of the provisions of this By-law shall be liable for every offence to a penalty of not less than Ten shillings and not exceeding Twenty pounds.
8. This By-law shall apply to and have operation throughout the whole of the municipal district of the City of Chelsea.

Wood sawdust, to each pound of which has been added (and mixed therewith) 2 oz. of commercial carbolic acid containing 95 per cent. of acids derived from coal tar, including carbolic and cresylic acids, shall be deemed a sufficient deodorant and disinfectant within the meaning of this By-law, but nothing herein contained shall be construed as prohibiting the use of any other efficient deodorant and disinfectant.

Resolution for passing this By-law agreed to by the Council on the sixth day of September, 1937, and confirmed on the fourth day of October, 1937.

E. F. MEIER, Mayor.

D. G. BAILLIE, Councillor.

C. TITCHENER, Councillor.

A. S. COLLINGS, Town Clerk.

(SEAL)

Submitted to the Commission of Public Health on the 28th October, 1937.—G. H. ROBINSON, Secretary to the Commission.

Approved by the Governor in Council on the 22nd November, 1937.—C. W. KINSMAN, Clerk of the Executive Council. 2937

## CITY OF SANDRINGHAM.

## MAKING OF BY-LAWS RE GRAZING OF CATTLE AND ZONING OF AREA IN MELROSE AND STATION STREETS, UNDER BUILDING REGULATIONS.

NOTICE is hereby given that at a meeting of the Council of the City of Sandringham, held in the Council Chamber, Town Hall, Sandringham, on the 23rd day of November, 1937, the Council did agree to the following Resolutions, viz.:-

"That a By-law, a draft of which is now produced, and has been approved by the Council, be made under section 197 of the *Local Government Act 1928*, for the purpose of altering By-law No. 94 relating to the grazing or wandering of cattle upon land not enclosed by a substantial fence."

"That a By-law, a draft of which is now produced, and has been approved by the Council, be made under section 198 of the *Local Government Act 1928*, and Part V. of the 13th Schedule to such Act, for amending certain clause of By-law No. 54 in relation to the area bounded by station, Melrose-street, and the right-of-way running from Melrose-street to Station-street."

Notice is hereby further given that the said Resolutions for passing the above-mentioned Special Orders will be severally submitted for confirmation at a meeting of the Council to be held in the Council Chamber, Town Hall, Sandringham, on Tuesday, the 21st day of December, 1937, at 7.30 o'clock in the afternoon.

Copies of the above-mentioned By-laws which respectively provide, *inter alia*, for the prohibition of grazing of cattle, whether tethered or not, on any land not enclosed by a substantial fence, save and except areas specified in the Schedule to By-law No. 94, and the conditions under which buildings of the classes specified may be erected on land within the area above-mentioned are open for inspection at the Town Clerk's Office, Town Hall, Sandringham, during office hours.

Dated this 25th day of November, 1937.

2938 F. G. TRICKS, Town Clerk.

## SHIRE OF ALBERTON.

## NOTICE OF INTENTION TO BORROW THE SUM OF SIX THOUSAND POUNDS (£6,000) FOR PERMANENT WORKS AND UNDERTAKINGS IN THE SHIRE OF ALBERTON.

TAKE notice that the Council of the Shire of Alberton proposes to borrow, on the credit of the President, Councillors, and Ratepayers of the said shire, the sum of Six thousand pounds (£6,000), such sum to be raised by the issue of debentures in accordance with the provisions of the *Local Government Act 1928*.

The maximum rate of interest to be paid is £4 7s. 6d. per centum per annum.

Such moneys shall be repayable by sixty half-yearly instalments, each including principal and interest, by providing out of the municipal fund such amounts on the first day of March and the first day of September in each respective year during the currency of the loan.

Such moneys shall be repayable at Melbourne at the Bank of Australasia, or at the Council's bankers for the time being in Melbourne.

The purpose for which the loan is to be applied is—  
"For the erection of new Municipal Chambers and Hall at Yarram"—£6,000.

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

Dated this twenty-fifth day of November, One thousand nine hundred and thirty-seven.

3033 G. W. BLACK, Shire Secretary.

## SHIRE OF HEYTESBURY.

THE Council of the Shire of Heytesbury having acquired the land hereinafter described hereby, in pursuance of section 521 of the *Local Government Act 1928*, orders and directs that such land shall from the date of the publication of this Order in the *Government Gazette* be a public highway.

*Land Referred to.*

All that piece of land being part of Crown section A, known as Colantef Pre-emptive right, Parish of Purrumbete South, County of Heytesbury, commencing at a point on the southern boundary line of the said Crown section, distant 6,970 links in a line bearing south 89 deg. 56 min. east from the south-west corner of such section; and thence running north 45 deg. 57 min., west 292 3/10 links, north 65 deg. 49 min., west 311 6/10 links, north 49 deg. 10 min., west 618 3/10 links, north 35 deg. 13 min., west 2,529 2/10 links, north 30 deg. 31 min., east 737 7/10 links, north 89 deg. 55 min., west 54 links, south 32 deg. 18 min., west 724 1/2 links, south 35 deg. 27 min., east 2,486 3/10 links, south 49 deg. 9 min., east 606 9/10 links, south 66 deg. 15 min., east 328 9/10 links, south 44 deg. 42 min., east 340 7/10 links, and north 89 deg. 56 min. west to the commencing point.

Order dated the 13th day of October, 1937.

Confirmed the 10th day of November, 1937.

By order of the Council,

2935 LESLIE W. SIMPKIN, Shire Secretary.

## SHIRE OF WOORAYL.

NOTICE is hereby given that, in pursuance of section 22 of the *Pounds Act 1928*, the Council of the Shire of Woorayl has appointed Monday of each week as the day upon which cattle impounded in the pound at Meeniyan may be sold by public auction at such pound.

Notice is also hereby given that the Council of the Shire of Woorayl has approved of sale yards known as Squire, McDonald, and Watt sale yard, at Meeniyan, as a sale yard at which cattle impounded in the pound at Meeniyan may be sold by public auction.

By order,  
W. J. GRAY, F.C.I., Shire Secretary.

2961

## SHIRE OF WOORAYL.

## NOTICE OF INTENTION TO BORROW THE SUM OF FOUR THOUSAND FOUR HUNDRED POUNDS FOR PERMANENT WORKS AND UNDERTAKINGS IN THE SHIRE OF WOORAYL.

TAKE notice that the Council of the Shire of Woorayl proposes to borrow on the credit of the President, Councillors, and Ratepayers of the Shire of Woorayl the sum of Four thousand four hundred pounds (£4,400), such sum to be raised by the issue of debentures in accordance with the provisions of the *Local Government Act 1928*. The rate of interest to be paid shall not exceed £4 6s. per centum per annum.

Such moneys shall be repayable by twenty half-yearly instalments of equal amounts, each including principal and interest, by providing out of the Municipal Fund the above amounts on the first day of February and the first day of August in each respective year during the currency of the loan. Such money shall be repayable at Melbourne at the Bank of Australasia, or at the Council's bankers for the time being in Melbourne.

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

1. Drainage works, Leongatha—£2,750.
2. Drainage works, Inverloch—£900.
3. Treating roads as specified with bitumen, Leongatha—£750.

Plans and specifications and estimate of costs of the works referred to above, and a statement showing the proposed expenditure of money to be borrowed, are open for inspection at the Municipal Chambers, Leongatha.

Dated this 29th day of November, 1937.

2962 W. J. GRAY, F.C.I., Shire Secretary.

## OPTICIANS REGISTRATION BOARD.

PURSUANT to the Opticians Regulations, Hugh Lyons Gordon, Registrar of the Opticians Registration Board, hereby gives notice that Tuesday, the 21st day of December, 1937, has been fixed as the day for receiving nominations for the election of three members of the Opticians Registration Board for the period of three years from the 29th day of January, 1938, such election to be held on Thursday, the 13th day of January, 1938.

All nominations must be signed by the nominees and not less than six certified opticians, and must be posted or forwarded to the Registrar so as to reach him before noon on the said 21st day of December, 1937.

Nomination forms may be obtained from the Registrar of the Board, at 422 Collins-street, Melbourne.

H. L. GORDON, Registrar of the Opticians Registration Board, 422 Collins-street, Melbourne. 3058

NOTICE is hereby given that the partnership heretofore carried on between Vivian Alfred Reid and Agnes Emma Arnold as printers, at 548 Little Bourke-street, Melbourne, has been dissolved by mutual consent as from the twenty-fifth day of November, 1937. All debts due to and owing by the late firm will be received and paid respectively by the said Vivian Alfred Reid, who has acquired and will carry on the business at the address aforesaid.

Dated the 25th day of November, 1937.

V. A. REID,  
A. E. ARNOLD,  
Proudfoot and Horton, 87 Queen-street, Melbourne, solicitors for the said Vivian Alfred Reid. 3036

NOTICE is hereby given that the partnership heretofore subsisting between James Henderson Kilgour and James Andrew Thomas Kilgour, carrying on business as chemists at 100 Hampton-street, Hampton, under the name of "Kilgour & Co." was dissolved by mutual consent on the first day of November, 1937. The said James Andrew Thomas Kilgour will continue to carry on business under his own name at the same address, and all debts owing by the late firm will be paid by him.

Dated this 26th day of November, 1937.

J. H. KILGOUR,  
JAMES A. T. KILGOUR,  
M. Macpherson Smith, LL.B., solicitor, 422 Little Collins-street, Melbourne. 3038

NOTICE is hereby given that the partnership heretofore existing between William Stanley Holt and Albert Lloyd Eastman, carried on at 798B Burke-road, Camberwell, under the name "W. Stanley Holt, Curtain Specialist, and A. Lloyd Eastman, Radiotrician" has been dissolved as from the 31st day of August, 1937. All debts due to and owing by the late firm apart from its radio and wireless business will be received and paid by the said William Stanley Holt at the address aforesaid. All debts due to and owing by the late firm in respect of the said radio and wireless business will be received and paid by the said Albert Lloyd Eastman at his address, 21 Ebdon-street, Elsternwick.

Dated the twenty-second day of November, 1937.

W. S. HOLT.  
A. L. EASTMAN.

Proudfoot and Horton, 87 Queen-street, Melbourne, solicitors for the said parties. 3037

#### DISSOLUTION OF PARTNERSHIP.

THE partnership hitherto existing between Alfred Auburn Gillett and Albert George Pretty, trading as "A. G. Pretty," of Jindivick, storekeepers, has this day been dissolved by mutual consent so far as concerns the said Alfred Auburn Gillett, 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 Albert George Pretty, who will continue to carry on the said business under the style or firm of "A. G. Pretty."

Dated the first day of November, 1937.

A. A. GILLETT.

Witness—E. S. CAHILL, solicitor, Bendigo.

A. G. PRETTY.

Witness—BASIL TELFORD, solicitor, Drouin. 2953

NOTICE is hereby given that the partnership heretofore subsisting between Francis Patrick McGrath and David Stuart McCulloch, carrying on business at 271 Collins-street, Melbourne, agents, under the firm name or style of "Group Buying and Distributing Co.," has been dissolved as from the twenty-seventh day of November, One thousand nine hundred and thirty-seven.

Dated this thirtieth day of November, One thousand nine hundred and thirty-seven.  
DAVID STUART McCULLOCH. 3002

#### Companies Act 1928.

RE M. SIMONS MFG. PROPRIETARY LIMITED.  
(IN LIQUIDATION).

NOTICE is hereby given that a Meeting of the Creditors of the above company will be held at the offices of S. W. Garside and Co., Yorkshire House, 20 Queen-street, Melbourne, on Monday, the 6th day of December, 1937, at Two p.m., pursuant to section 189 of the Companies Act 1928.

Dated this 26th day of November, 1937.

S. W. GARSIDE, Liquidator.  
A. R. MILLIS, Liquidator.

S. W. Garside and Co., chartered accountants (Australia), 20 Queen-street, Melbourne. 3020

#### Companies Act 1928.

RE M. SIMONS MFG. PROPRIETARY LIMITED  
(IN LIQUIDATION).

NOTICE is hereby given that a First Dividend is intended to be declared in the above estate. Creditors who have not proved their debts by the 14th day of December, 1937, will be excluded from this dividend.

Dated this 26th day of November, 1937.

S. W. GARSIDE, Liquidator.  
A. R. MILLIS, Liquidator.

S. W. Garside and Co., chartered accountants (Australia), 20 Queen-street, Melbourne. 3021

Companies Act 1928.—In the matter of WILSON'S MOTOR SERVICE PROPRIETARY LIMITED (in Voluntary Liquidation).

NOTICE is hereby given that a General Meeting of Wilson's Motor Service Proprietary Limited (in Voluntary Liquidation) will be held at the office of the liquidator, 339 Collins-street, Melbourne, on Monday, 15th December, 1937, at Twelve o'clock noon, in pursuance and for the purposes of section 195 of the Companies Act 1928.

Dated this 29th day of November, 1937.

2992 L. A. WALKER, Liquidator.

#### The Companies Act 1928.

THE VICTORIAN FLYING SCHOOL AND TAXI SERVICES PROPRIETARY LIMITED (IN LIQUIDATION).

NOTICE OF INTENTION TO DECLARE DIVIDEND.

NOTICE is hereby given that a First and Final Dividend is intended to be declared in this matter. Creditors who have not proved their claim by the 14th day of December, 1937, will be excluded from this dividend.

Dated this 24th day of November, 1937.

R. J. BURNS, Liquidator.

Buckley and Hughes, 360 Collins-street, Melbourne, chartered accountants. 2999

#### The Companies Act 1928.

TOCUMWAL PASTORAL CO. PTY. LTD. (IN LIQUIDATION).

NOTICE is hereby given that a Meeting of Creditors of the above-named company, pursuant to section 189 of the Companies Act 1928, will be held at the office of Messrs. Young & Outhwaite, 368 Collins-street, Melbourne, on Friday, the 3rd day of December, 1937, at 12 noon.

Dated this 24th day of November, 1937.

2971 HERBERT TAYLOR, Liquidator.

#### The Companies Act 1928.

TOCUMWAL PASTORAL CO. PTY. LTD. (IN LIQUIDATION).

AT an Extraordinary General Meeting of the members of the above-named company duly convened and held at the registered office of the company, 368 Collins-street, Melbourne, on the 22nd day of October, 1937, the following Extraordinary Resolution was duly passed, and at a subsequent Extraordinary General Meeting of the members of the said company duly convened and held at the same place, on the 19th day of November, 1937, the said Resolution was duly confirmed as a Special Resolution:—

"That the company be wound up voluntarily and that Herbert Taylor, of 368 Collins-street, Melbourne, chartered accountant, be appointed liquidator for the purposes of such winding up."

Dated this 24th day of November, 1937.

2972 HERBERT TAYLOR, Liquidator.

In the matter of the Companies Act 1928 and in the matter of AUSTRALIAN AIR SURVEY COMPANY PROPRIETARY LIMITED (in Voluntary Liquidation).

NOTICE is hereby given that a First and Final Dividend is intended to be declared in the above matter. All creditors who have not proved their debts by Wednesday the twenty-second day of December, 1937, will be excluded from such dividend.

Dated this twenty-ninth day of November, 1937.

NORMAN N. DUTNEALL, F.C.A. (Aust.)  
W. Leslie V. Porter and Dutneall, chartered accountants (Aust.), 243 Collins-street, Melbourne. 2978

#### Companies Act 1928.

DOWARD & COMPANY PROPRIETARY LIMITED (IN VOLUNTARY LIQUIDATION).

FINAL MEETING PURSUANT TO SECTION 196 (2).

NOTICE is hereby given that a General Meeting of the above company will be duly held at the office of Messrs. G. W. Cox and Gandy, 434 Collins-street, Melbourne, on Tuesday, 11th January, 1938, at half-past One p.m., pursuant to Section 196 (2) of the Companies Act 1928, for the purpose of laying before the company an account showing the manner in which the winding up of the company has been conducted and the property of the company disposed of.

Dated this 30th day of November, 1937.

G. W. COX & GANDY, chartered accountants (Aust.), liquidators. 2969

In the Supreme Court (No. 5443, 1937).—In the matter of the Companies Act 1928, and in the matter of MEMMING PTY. LTD., whose registered office is at 374 Swanston-street, Melbourne.

NOTICE is hereby given that a petition for the winding up of the above-named company by the Supreme Court was, on the 22nd day of November, 1937, presented to the said Court by Godfrey Hirst & Co. Proprietary Limited, whose registered office is at Geelong, Victoria.

And the said petition is directed to be heard before the Court sitting at Melbourne, on the 10th day of December, 1937, at half-past Ten a.m., and any creditor or contributory of the said company desirous to support or oppose the making of an order on the said petition may appear at the time of hearing by himself or his counsel for that purpose, and a copy of the petition will be furnished to any creditor or contributory of the said company requiring the same by the undersigned on payment of the regulated charge for the same.

HARWOOD & PINCOTT, solicitors for the petitioner, 472 Bourke-street, Melbourne.

NOTE.—Any person who intends to appear on the hearing of the said petition must serve or send by post to the above-named solicitors, notice in writing of his intention to do so. The notice must state the name and address of the person or if a firm the name and address of the firm, and must be signed by the person or firm or his or their solicitor (if any), and must be served or, if posted, must be sent by post in sufficient time to reach the abovenamed not later than Four o'clock in the afternoon of the 9th day of December, 1937. 2977



*Companies Act 1928.*—In the Supreme Court of Victoria.—*Re THE PRODUCERS' WEIGHBRIDGE COMPANY PROPRIETARY LIMITED (in Voluntary Liquidation).*

NOTICE is hereby given that the Final General Meeting of the above-named company will be held at the office of Messrs. Hancock and Woodward, chartered accountants (Aust.), Risbey's Chambers, Deakin-avenue, Mildura, on Thursday, 6th January, 1938, at Ten a.m., for the purposes set out in section 196 (1) *Companies Act 1928*.

H. F. GUTHRIE, Liquidator.

Mildura, 26th November, 1937. 2942

*Companies Act 1928.*—In the Supreme Court of Victoria.—*Re YULE BROTHERS PROPRIETARY LIMITED (in Voluntary Liquidation).*

NOTICE is hereby given that the Final General Meeting of the above-mentioned company will be held at the office of Messrs. Hancock and Woodward, chartered accountants (Aust.), Risbey's Chambers, Deakin-avenue, Mildura, on Thursday, 6th January, 1938, at half-past Nine a.m. for the purposes set out in section 196 (1) *Companies Act 1928*.

H. F. GUTHRIE, Liquidator.

Mildura, 24th November, 1937. 2943

*RE THOMAS BRENTNALL*, late of Collins House, Collins-street, Melbourne, in the State of Victoria, chartered accountant (who died on the 10th day of July, 1937).

PURSUANT to the provisions of the *Trustee Act 1928*, NOTICE IS HEREBY GIVEN that THE TRUSTEES, EXECUTORS, & AGENCY COMPANY LIMITED, of 412 Collins-street, Melbourne, in the said State, the executor of the will of the above-named deceased, intends to convey or distribute the estate of the said deceased to or among the persons entitled thereto, and hereby requires all persons interested to send to it before the 15th day of February, 1938, particulars of their claims against the said estate, and at the expiration of that time the said executor may convey or distribute the said estate to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which it shall then have had notice.

DATED the 1st day of December, 1937.

MADDEN, BUTLER, ELDER, & GRAHAM, 406 Collins-street, Melbourne, proctors for the executor. 2939

*RE EDITH QUIN*, late of 30 Grey-street, Wangaratta, in the State of Victoria, widow, who died on the 7th day of September, 1937.

PURSUANT to the provisions of the *Trustee Act 1928*, NOTICE IS HEREBY GIVEN that THE UNION TRUSTEE COMPANY OF AUSTRALIA LIMITED, of 333 Collins-street, Melbourne, in the State of Victoria, and STANLEY ERNEST ELDER, of 406 Collins-street, Melbourne aforesaid, the executors of the will of the above-named deceased, intend to convey or distribute the estate of the said deceased to or among the persons entitled thereto, and hereby require all persons interested to send to the said executors, at No. 333 Collins-street, Melbourne aforesaid, before the 6th day of February, 1938, particulars of their claims against the said estate, and at the expiration of that time the said executors may convey or distribute the said estate to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which it and he shall then have had notice.

DATED the 1st day of December, 1937.

MADDEN, BUTLER, ELDER, & GRAHAM, 406 Collins-street, Melbourne, proctors for the executors. 2940

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Arthur Rintoule, late of Kinimakatka, in the State of Victoria, farmer, deceased (who died on the 29th day of September, 1937, and probate of whose will was granted by the Supreme Court of the said State, in its probate jurisdiction, on the 21st day of October, 1937, to Walter Rex Rintoule, of Woorak, in the said State, farmer, and Herbert Ralph Rintoule, of Nhill, in the said State, farmer, two of the executors named therein, leave being reserved to Adelaide Beryl Batson, the only other executor named therein, to come in and prove the same), are hereby required to send particulars, in writing, of such claims to the said Walter Rex Rintoule and Herbert Ralph Rintoule, care of Messieurs Turner and Hobday, solicitors, Nhill, on or before the 7th day of January, 1938, after which date the said Walter Rex Rintoule and Herbert Ralph Rintoule will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which they shall then have had notice. And notice is hereby further given that the said Walter Rex Rintoule and Herbert Ralph Rintoule will not be answerable or liable for the assets so distributed, or any part thereof, to any person of whose claim they shall not then have had notice.

Dated the 25th day of November, 1937.

TURNER & HOBDAY, Victoria-street, Nhill, solicitors for the said Walter Rex Rintoule and Herbert Ralph Rintoule. 2989

NOTICE TO CLAIMANTS.—*RE MARIA BOTHILDA GUINEY, DECEASED.*

THE Perpetual Executors and Trustees Association of Australia Limited, of 100 Queen-street, Melbourne, in the State of Victoria, the executor of the will of Maria Bothilda Guiney (sometimes called Maria Botilda Guiney), late of Bairnsdale, in the said State, widow, deceased (who died on the seventeenth day of September, 1937), requires all creditors, next of kin, and others having claims against the property or estate of the said deceased to send to the said association, on or before the eighteenth day of February, 1938, particulars, in writing, of such claims, after which date the said association intends to convey or distribute such property or estate to or among the persons entitled thereto, having regard only to the claims of which it shall have had notice.

Dated the twenty-sixth day of November, 1937.

J. I. LANFRANCHI, of Bairnsdale, proctor for the said association. 2941

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Frederick William Otto Langensiepen (usually known as Otto Lang), late of Wangaratta, in the State of Victoria (in the said will described as care of Michaelis, Hallenstein Proprietary Limited, 382 Lonsdale-street, Melbourne, in the said State), travelling saddle and harness maker, deceased (who died on the eleventh day of September, One thousand nine hundred and thirty-seven, and probate of whose will was granted by the Supreme Court of the said State, in its probate jurisdiction, on the nineteenth day of November, One thousand nine hundred and thirty-seven, to National Trustees, Executors, and Agency Company of Australasia Limited, of 113 Queen-street, Melbourne aforesaid), are hereby required to send particulars, in writing, of such claims to the said company, at the above-mentioned address, on or before the tenth day of February, One thousand nine hundred and thirty-eight, after which date the said company will proceed to distribute the assets of the said Frederick William Otto Langensiepen (usually known as Otto Lang), deceased, which shall have come to its hands amongst the persons entitled thereto, having regard only to the claims of which it shall then have had notice; and notice is hereby further given that the said company will not be liable for the assets so distributed, or any part thereof, to any person of whose claim it shall not have had notice as aforesaid.

Dated this twenty-fifth day of November, One thousand nine hundred and thirty-seven.

P. McSWINEY, of Reid-street, Wangaratta, proctor for the said company. 2945

*RE LOUISA JANE LARCOMBE, DECEASED.*

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that Henry Larcombe, of Wairn Ponds, in the State of Victoria, grazier, and Albert Charles Larcombe, of Highton, in the said State, grazier, executors of the will of Louisa Jane Larcombe, late of Pettavel, in the said State, widow, deceased (who died on the first day of July, 1937, and probate of whose will was granted to the said Henry Larcombe and Albert Charles Larcombe by the Supreme Court of the State of Victoria, in its probate jurisdiction, on the thirtieth day of August, 1937), intend to convey or distribute the estate of the said Louisa Jane Larcombe, deceased, among the persons entitled thereto, and requires all persons and creditors interested to send particulars, in writing, of their claims against the said estate to them on or before the fourth day of February, 1938, after which date the said Henry Larcombe and Albert Charles Larcombe may convey or distribute the said estate, or any part thereof, to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which they shall then have had notice; and notice is hereby further given that the said Henry Larcombe and Albert Charles Larcombe will not be liable for the property so conveyed or distributed, or any part thereof, to any person of whose claim they shall not have had notice as aforesaid.

Dated this first day of December, 1937.

HARWOOD & PINCOTT, 51 Yarra-street, Geelong, proctors for the said Henry Larcombe and Albert Charles Larcombe. 2947

NOTICE is hereby given that all persons having claims in respect of the property or estate of Grace Elizabeth Ellwood, late of 47 Hope-street, Geelong, spinster, deceased (who died on the tenth day of May, 1937, and probate of whose will was granted by the Supreme Court of Victoria on the ninth day of August, 1937, to Thomas Ellwood, of 47 Hope-street, Geelong, in the said State, foreman), are hereby required to send particulars of such claim to the said Thomas Ellwood, c/o Messrs. Wighton and McDonald, solicitors, at the address below set out, on or before the second day of February, 1938, after which date the said Thomas Ellwood will convey or distribute such property or estate to or among the persons entitled of whose claims he has had notice.

Dated this twenty-sixth day of November, 1937.

WIGHTON & McDONALD, 53 Yarra-street, Geelong, proctors for the executor. 2948

**RE JOHN PASS, DECEASED.**

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that Daniel Joseph Connell, of Wangaratta, in the State of Victoria, solicitor, the executor to whom probate of the will of John Pass, late of Wangaratta aforesaid, gentleman, deceased (who died on the fourteenth day of October, 1937), was granted by the Supreme Court of the said State on the eleventh day of November, 1937, intends to convey or distribute the estate of the said deceased to or among the persons entitled thereto, and requires all persons and creditors interested to send to him, at his address aforesaid, particulars, in writing, of their claims against the said estate on or before the first day of February, 1938, after which date the said executor may convey or distribute such estate to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which he shall then have had notice, and further, that he will not be liable to any person of whose claim he shall not have had notice as aforesaid.

Dated the first day of December, 1937.

DANIEL J. CONNELL, of Reid-street, Wangaratta, proctor for the executor. 2946

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of William Gottlob Miller, late of Yanac South, in the State of Victoria, farmer, deceased (who died on the 3rd day of September, 1937, and probate of whose will was granted by the Supreme Court of the said State, in its probate jurisdiction, on the 11th day of November, 1937, to Elizabeth Ann Miller, widow, and Norman Ewan Miller, farmer, both of Yanac South aforesaid), are hereby required to send particulars, in writing, of such claims to the said Elizabeth Ann Miller and Norman Ewan Miller, care of Messieurs Turner & Hobday, solicitors, Nhill, on or before the 7th day of January, 1938, after which date the said Elizabeth Ann Miller and Norman Ewan Miller will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which they shall then have had notice. And notice is hereby further given that the said Elizabeth Ann Miller and Norman Ewan Miller will not be answerable or liable for the assets so distributed, or any part thereof, to any person of whose claim they shall not then have had notice.

Dated the 25th day of November, 1937.

TURNER & HOBDAY, Victoria-street, Nhill, solicitors for the said Elizabeth Ann Miller and Norman Ewan Miller. 2990

**NOTICE TO CREDITORS.**

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of James McDonald, late of Propodolah, in the State of Victoria, farmer, deceased intestate (who died on the 15th day of July, 1937, and letters of administration of whose estate were granted by the Supreme Court of the said State, in its probate jurisdiction, on the twenty-second day of September, One thousand nine hundred and thirty-seven, to John Fraser McDonald, of Kaniva, in the said State, stock and station agent), are hereby required to send particulars, in writing, of such claims to the said John Fraser McDonald, care of Messrs. Turner & Hobday, solicitors, Nhill, on or before the first day of February, One thousand nine hundred and thirty-eight, after which date the said John Fraser McDonald will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which he shall then have had notice. And notice is hereby further given that the said John Fraser McDonald will not be answerable or liable for the assets so distributed, or any part thereof, to any person of whose claim he shall not then have had notice.

Dated the 23rd day of November, 1937.

TURNER & HOBDAY, Victoria-street, Nhill, proctors for the said John Fraser McDonald. 2991

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having claims against the property or estate of George Michael Prendergast, late of 83 Chapman-street, North Melbourne, in the State of Victoria, member of the Legislative Assembly of the said State, deceased (who died on the 28th day of August, 1937, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, on the 9th day of November, 1937, to William Endersby Prendergast, of 30 Maroo-street, Hughesdale, in the said State, superintendent, the sole executor named in and appointed by the said will), are required to send particulars of such claims, in writing, addressed to the executor, care of the undersigned proctor, on or before the 19th day of February, 1938, after which date the executor will proceed to convey or distribute the said estate, or any part thereof, to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which he shall then have had notice; and notice is further given that the executor will not be liable to any person of whose claim he shall not have had notice as aforesaid.

Dated this twenty-ninth day of November, 1937.

W. A. PRENDERGAST, M.A., LL.B., 118 Queen-street, Melbourne, proctor for the executor. 2970

NOTICE is hereby given that all persons having claims in respect of the property or estate of Robert Park Bennett, late of Emerald (formerly of Terang), agent, deceased (who died on the 21st day of January, 1937, and probate of whose will was granted by the Supreme Court of the State of Victoria, on the 9th day of September, 1937, to The Ballarat Trustees, Executors, and Agency Company Limited, of Lydiard-street, Ballarat, and James Young, of Hamilton, grazier, the executors named in the said will), are hereby required to send particulars of such claims to the said executors, at the office of The Ballarat Trustees, Executors, and Agency Company Limited, Malop-street, Geelong, on or before the fourth day of February, 1938, after which date the said executors will convey or distribute such property or estate to or among the persons entitled of whose claims they have had notice.

Dated this twenty-ninth day of November, 1937.

WIGHTON & McDONALD, of 53 Yarra-street, Geelong, proctors for the executors. 2958

**NOTICE TO CREDITORS AND OTHERS.—DANIEL BOURKE, DECEASED.**

PURSUANT to the *Trustee Act 1928*, notice is hereby given that William Michael Bourke, of "Whitefield," Denison, via Heyfield, grazier, and Robert levers Bourke, of Benalla, stock and station agent, the executors of the will of Daniel Bourke, late of No. 57 Sutherland-road, Arundale, retired grazier, deceased (who died on the second day of October, 1937), require all creditors, next of kin, and others interested to send to the said executors, to the care of the undersigned, on or before the fifth day of February, 1938, particulars, in writing, of their claims against the estate of the said deceased, after which date the said executors intend to convey or distribute the said estate to or amongst the persons entitled thereto, having regard only to the claims, whether formal or not, of which they shall then have had notice.

Dated this twenty-ninth day of November, 1937.

GAVAN DUFFY & KING, No. 125 Queen-street, Melbourne, solicitors for the said executors. 2975

**NOTICE TO CREDITORS AND OTHERS.—MARY MATILDA GIPSON, DECEASED.**

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having any claims against the estate of Mary Matilda Gipson, late of Punt-road, Richmond, in the State of Victoria, widow, deceased (who died on the twenty-third day of September, 1937, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, to Alfred Clark, of Arundel-crescent, Surrey Hills, in the said State, master builder, on the twentieth day of November, 1937), are hereby required to send particulars, in writing, of such claim to the said Alfred Clark, on or before the first day of February, 1938, after which last-mentioned date the said Alfred Clark will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which he shall then have had notice; and will not be liable for the assets so distributed, or any part thereof, to any person of whose claim he shall not then have had notice.

Dated the twenty-seventh day of November, 1937.

MARTIN & MARTIN, solicitors, 314 Collins-street, Melbourne. 2976

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Bertha Jane Kilfoyle, late of 14 McCracken-avenue, Northcote, in the State of Victoria, married woman, deceased (who died on the thirtieth day of September, One thousand nine hundred and thirty-seven, probate of whose will was granted by the Supreme Court of the said State in its probate jurisdiction on the eighteenth day of November, One thousand nine hundred and thirty-seven, to Leslie Gordon Atkinson, formerly of St. Kilda-road, Melbourne, and now of 1 St. George's-road, Toorak, in the State of Victoria, director, and Alfred Audley, of 1 Stirling-street, Kew, in the said State, manager), are hereby required to send particulars, in writing, of such claims to the said Leslie Gordon Atkinson and Alfred Audley, care of John Bertram Plant, of 365 Collins-street, Melbourne, solicitor, on or before the sixth day of February, One thousand nine hundred and thirty-eight, and after which date the said Leslie Gordon Atkinson and Alfred Audley will proceed to distribute the assets of the said Bertha Jane Kilfoyle, deceased, which shall have come to their hands among the persons entitled thereto having regard only to the claims of which they shall then have had notice. And notice is hereby further given that the said Leslie Gordon Atkinson and Alfred Audley will not be liable for the assets so distributed, or any part thereof, to any person of whose claim they shall not have had notice as aforesaid.

Dated the first day of December, One thousand nine hundred and thirty-seven.

JOHN B. PLANT, LL.B., of 368 Collins-street, Melbourne, proctor. 2979

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of John Young, late of Macarthur, in the State of Victoria, store-keeper, deceased (who died on the 13th day of February, 1937, and probate of whose will was granted by the Supreme Court of the said State, in its probate jurisdiction, on the 7th day of June, 1937, to David Webster Robertson, of Byaduk, in the said State, farmer), are hereby required to send particulars, in writing, of such claims to the undersigned, at his office hereunder mentioned, on or before the 4th day of February, 1938, after which date the said David Webster Robertson will proceed to distribute the assets of the said John Young which have come to his hands, amongst the persons entitled thereto, having regard only to the claims of which he shall then have had notice. And notice is hereby further given that the said David Webster Robertson will not be liable for the assets so distributed, or any part thereof, to any person of whose claim he shall not have had notice as aforesaid.

Dated the 26th day of November, 1937.

J. L. R. BAKER, of 69-71 Thompson-street, Hamilton,  
proctor for the said David Webster Robertson. 3082

NOTICE is hereby given that all persons interested in or having claims upon the estate of William Thomas May, late of 130 Clark-street, Port Melbourne, in Victoria, retired railway employee, deceased (who died on 8th June, 1937, and probate of whose will has been granted to Rudolph Charles Tilley, of Bay-street, Port Melbourne), are hereby requested to send particulars, in writing, of their claims to the said executor, on or before the 4th day of February, 1938, after which date the said executor may convey or distribute the said estate to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which he shall then have had notice.

Dated this 30th day of November, 1937.

W. E. PEARCEY & IVEY, 443 Little Collins-street, Melbourne, proctors to the said executor. 2974

NOTICE TO CREDITORS.—RE CATHERINE WALSH,  
DECEASED.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Catherine Walsh, late of "The Grove," Warragul, in the State of Victoria, widow, deceased (probate of whose will has been granted by the Supreme Court of Victoria, in its probate jurisdiction, to William Byrne, of Warragul aforesaid, retired railway employee, Frank Gibbons, of Warragul, farmer, and Bridget Kelly, of Warragul aforesaid, married woman, the executors appointed by the said will), are required to send in particulars, in writing, of such claims to the said executors in care of the undersigned, on or before the 8th day of February, 1938, after which date the said executors will distribute the assets amongst the persons entitled thereto, having regard only to the claims of which the executors shall then have had notice.

Dated the 27th day of November, 1937.

M. DAVINE, Warragul, proctor for the executors. 3060

NOTICE TO CREDITORS.—RE JOHANNA MARY HARVEY,  
DECEASED.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Johanna Mary Harvey, late of Yarragon, in the State of Victoria, but formerly of "Belle Vue," Forest-street, Bendigo, in the said State, widow, deceased (probate of whose will has been granted by the Supreme Court of the State of Victoria, in its probate jurisdiction, to Patrick John O'Malley, of "Loretto," 84 Martin-street, Gardenvale, in the said State, water commissioner, the executor appointed by the said will), are required to send in particulars, in writing, of such claims to the said executor in care of the undersigned, on or before the 1st day of February, 1938, after which date the said executor will distribute the assets amongst the persons entitled thereto, having regard only to the claims of which the executor shall then have had notice.

Dated the 24th day of November, 1937.

M. DAVINE, Warragul, proctor for the executor. 3070

RE EDWARD MORRIS, DECEASED.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that Gordon Edward Morris and Albert Evan Morris, both of Horefield, both farmers, the executors of the will of Edward Morris, late of Augustine-street, Coloma, retired farmer, deceased (who died on the 18th day of August, 1937), require all creditors, next of kin, and others having claims against the property or estate of the said deceased, to send to the said executors, in care of the undersigned, on or before the thirty-first day of January, 1938, particulars, in writing, of such claims, after which date the said executors intend to convey or distribute such property or estate to or among the persons entitled thereto, having regard only to the claims of which they shall then have had notice.

Dated the twenty-fourth day of November, 1937.

WILLAN & McKENZIE, of Kerang, proctors for the said executors. 2949

No. 332.—14932.—4

STATUTORY NOTICE TO CREDITORS.—RE ROBERT  
ARTHUR SMITH, DECEASED.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Robert Arthur Smith, late of Shepparton, in the State of Victoria, farmer, deceased (who died on the 6th day of July, 1937, and probate of whose will was on the 21st day of October, 1937, granted by the Supreme Court of the State of Victoria, in its probate jurisdiction, to Clarence Heathcote Maxwell Smith, labourer, and Arthur John Cecil Smith, linesman, both of Shepparton aforesaid), are hereby requested to send particulars, in writing, of such claims to the executors at the office of the undersigned, on or before the 13th day of February, 1938, after which date the said executors will proceed to distribute the assets of the said Robert Arthur Smith, deceased, among the persons entitled thereto, having regard only to the claims of which the said executors shall then have had notice in writing, and the said executors will not be liable for the assets so distributed, or any part thereof, to any person of whose claim the said executors shall not then have had notice as aforesaid.

Dated this 25th day of November, 1937.

SUTHERLAND & CAMERON, Fraser-street, Shepparton,  
proctors for the said applicant. 3075

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having any claim against the estate of William Holt, late of 38 Windsor-crescent, Surrey Hills, in the State of Victoria, retired store-keeper, deceased (who died on the 16th day of September, 1937, and probate of whose will was on the 22nd day of November, 1937, granted by the Supreme Court of the said State, in its probate jurisdiction, to The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, in the said State), are hereby required to forward particulars, in writing, of such claims to the said company, at its above-mentioned address, on or before the fifth day of February, 1938, after which date the said company will proceed to convey or distribute the said estate, or any part thereof, to or among the persons entitled thereto, having regard only to the claims of which it shall then have had notice in writing as aforesaid; and notice is further given that the said company will not be liable to any person of whose claim it shall not have had notice as aforesaid.

Dated this first day of December, 1937.

GEO. J. WISE, 418 Little Collins-street, Melbourne, proctor  
for the applicant. 3057

NOTICE is hereby given that all persons having claims upon the estate of John Devenish, late of 2 Falshaw-place, North Melbourne, in the State of Victoria, soapmaker, deceased, intestate (who died on the 3rd day of October, 1937, and letters of administration to whose estate were granted by the Supreme Court of Victoria, in its probate jurisdiction, on the 29th day of October, 1937, to Bertie Devenish of 2 Falshaw-place, North Melbourne aforesaid, soapmaker, a brother and one of the next of kin of the said deceased), are hereby required to send particulars, in writing, of such claims to the said Bertie Devenish, care of Mr. T. A. Kennedy, solicitor, of 485 Bourke-street, Melbourne, in the said State, on or before the 9th day of February, 1938, after which date he will proceed to convey or distribute the said estate, or any part thereof, to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which he shall then have had notice; and notice is further given that he will not be liable to any person of whose claim he shall not have had such notice as aforesaid.

Dated this 25th day of November, 1937.

T. A. KENNEDY, LL.B., 485 Bourke-street, Melbourne,  
proctor for the said administrator. 3066

RE FLORENCE ALICE HALL, DECEASED.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having any claim against the estate of Florence Alice Hall, late of 365 St. Kilda-street, Brighton, in the State of Victoria, widow, deceased (who died on the 24th day of October, 1937, and probate of whose will and one codicil thereto, was on the 15th day of November, 1937, granted by the Supreme Court of the State of Victoria, in its probate jurisdiction, to Harry Tolhurst McKean, of 84 William-street, Melbourne, solicitor, the sole executor named in the said will), are hereby required to send particulars, in writing, of such claims to the said executor at his above-mentioned address, on or before the 3rd day of February, 1938, after which date the said executor will proceed to distribute the assets of the said deceased which shall have come to his hands amongst the persons entitled thereto, having regard only to the claims of which he shall then have had notice; and notice is hereby further given that the said executor will not be liable for the assets so distributed, or any part thereof, to any person of whose claims he shall not then have had notice as aforesaid.

Dated this twenty-ninth day of November, 1937.

HARRY T. MCKEAN, 84 William-street, Melbourne, proctor.  
3071

NOTICE is hereby given that all persons having claims upon the estate of Agnes Teresa Carter, late of 191 Nicholson-street, Carlton, in the State of Victoria, widow, deceased (who died on the 4th day of November, 1937, and probate of whose will was granted by the Supreme Court of Victoria, in its probate jurisdiction, on the 26th day of November, 1937, to William Hughes, of 13 Trafford-street, Brunswick, in the said State, tinsmith, the executor thereof), are hereby required to send particulars, in writing, of such claims to the said William Hughes, care of Mr. T. A. Kennedy, solicitor, of 485 Bourke-street, Melbourne, in the said State, on or before the 9th day of February, 1938, after which date he will proceed to convey or distribute the said estate, or any part thereof, to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which he shall then have had notice. And notice is further given that he will not be liable to any person of whose claim he shall not have had such notice as aforesaid.

Dated this 27th day of November, 1937.

T. A. KENNEDY, LL.B., 485 Bourke-street, Melbourne, 3072  
proctor for the said executor.

*RE* ELSPETH MABEL NETHERWAY, DECEASED.

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Elspeth Mabel Netherway, late of Duke-street, Daylesford, in the State of Victoria, widow, deceased (who died on the fourteenth day of September, One thousand nine hundred and thirty-seven, and probate of whose last will and testament was on the twenty-third day of November, One thousand nine hundred and thirty-seven, granted by the Supreme Court of Victoria, to The Ballarat Trustees, Executors, & Agency Company Limited, of Lydiard-street, Ballarat), are hereby required to send particulars, in writing, of such claims to The Ballarat Trustees, Executors, & Agency Company Limited, at its address Lydiard-street, Ballarat, on or before the eighth day of February, One thousand nine hundred and thirty-eight. And notice is hereby given that after that day the said company will proceed to convey or distribute the said estate to or among the persons entitled thereto, having regard only to the claims of which the said company shall then have had notice, and the said company will not be liable for the assets so conveyed or distributed to any person of whose claim it shall not then have had notice.

Dated the thirtieth day of November, One thousand nine hundred and thirty-seven.

H. A. M. BROMFIELD, of Vincent-street, Daylesford, 3074  
proctor for the said company.

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having claims in respect of the property or estate of William Benjamin Harper, late of Allansford-road, Warrnambool, in the State of Victoria, rate collector, deceased (who died on the fifteenth day of May, One thousand nine hundred and thirty-seven, and probate of whose will was granted by the Supreme Court of Victoria on the third day of November, One thousand nine hundred and thirty-seven, to the Union Trustee Company of Australia Limited, of 333 Collins-street, Melbourne, in the said State), are hereby required to send particulars of such claims to the said company, at its above-mentioned address, on or before the eighth day of February, One thousand nine hundred and thirty-eight, after which date the said company will convey or distribute such property or estate to or among the persons entitled of whose claims it has had notice.

Dated the twenty-fourth day of November, One thousand nine hundred and thirty-seven.

A. J. MOLONEY, LL.M., barrister and solicitor, 67 Kepler-street, Warrnambool, proctor for the said company. 3067

NOTICE TO CREDITORS AND OTHERS.—*RE* MARY JANE SMITH, DECEASED.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Mary Jane Smith, late of 29 Milton-street, West Melbourne, in the State of Victoria, spinster, deceased (who died on the 3rd day of October, 1937, and probate of whose will was granted to The Trustees, Executors, and Agency Company Limited, of 412 Collins-street, Melbourne, in the said State, on the 23rd day of November, 1937), are hereby required to send particulars of such claims, in writing, to the said company, at its address above-mentioned, on or before the 3rd day of February, 1938; and notice is hereby given that after that day the said company will proceed to distribute the assets of the said Mary Jane Smith, deceased, which shall have come to the hands or possession of the said company, amongst the persons entitled thereto, having regard only to the claims of which the said company shall then have had notice, and the said company will not be liable for the assets, or any part thereof, so distributed to any person of whose claim the said company shall not then have had notice.

Dated the 27th day of November, 1937.

WILLIAM S. COOK & McCALLUM, of Temple Court, 422 Collins-street, Melbourne, proctors for the said executor. 3005

NOTICE TO CREDITORS.—*RE* JOHN BERNARD SCANLON, DECEASED.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of John Bernard Scanlon, late of Cora Lynn, via Garfield, in the State of Victoria, farmer, deceased (probate of whose will has been granted by the Supreme Court of the State of Victoria, in its probate jurisdiction, to Teresa Scanlon, of Cora Lynn, via Garfield afore-said, widow, the executrix appointed by the said will), are required to send in particulars, in writing, of such claims to the said executrix, in care of the undersigned, on or before the 1st day of February, 1938, after which date the said executrix will distribute the assets amongst the persons entitled thereto, having regard only to those claims of which the executrix shall then have had notice.

Dated the 24th day of November, 1937.

M. DAVINE, Warragul and Bunyip, proctor for the executrix. 3068

PURSUANT to the *Trustee Act 1928*, notice is hereby given that The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, in the State of Victoria, and Wilfred Gillman Hall, solicitor, and Francis John Victor Wilcox, solicitor, both of 20 Queen-street, Melbourne afore-said, the executors to whom probate of the will and a first codicil thereto of Ellen Jane Cragge Flanagan (sometimes known as Ellen Jane Cragge Coop), formerly of Wolseley-parade, Kensington, in the said State, married woman, but late of 217 Latrobe-street, Melbourne, in the said State, widow, deceased (otherwise known as Janet Cooper, of 521 Royal-parade, Parkville, in the said State, Ellen Brown, of Federal Coffee Palace, Collins-street, Melbourne, and of Alexandra-parade, Clifton Hill, in the said State, and also known as Helen Masson and Janet Cragge (who died on the fourteenth day of May, 1937), was granted by the Supreme Court of the said State of Victoria, in its probate jurisdiction, on the 17th day of November, 1937, intend to convey or distribute the estate of the said deceased to or among the persons entitled thereto, and hereby require all creditors and persons interested to send to the executors, in care of the said The Equity Trustees, Executors, and Agency Company Limited, particulars, in writing, of their claims against the said estate on or before the 4th day of February, 1938, after which date the said executors will convey or distribute the said estate to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which it and they shall then have had notice, and that it and they will not be liable for the assets so distributed, or any part thereof, to any person of whose claim it and they shall not have had notice as aforesaid.

Dated the 1st day of December, 1937.

A. G. HALL & WILCOX, proctors, 20 Queen-street, Melbourne. 3022

PURSUANT to the provisions of the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Laura Mary England, late of Highbury-grove, East Prahran, in the State of Victoria, widow, deceased (who died on the thirty-first day of October, 1937, and probate of whose will was granted by the Supreme Court of the said State, in its probate jurisdiction, on the twenty-fifth day of November, 1937, to Irene Eva Long, of Highbury-grove, East Prahran afore-said, married woman, the sole executrix named in and appointed by the said will), are hereby required to send particulars, in writing, of such claims to the said executrix, care of the undersigned, Messrs. Maddock Jamieson and Lonie, proctors for the said executrix, on or before the first day of February, 1938, after which date the said executrix will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which she shall then have had notice. And notice is hereby further given that the said executrix will not be liable for the assets, or any part thereof, so distributed to any person of whose claim she shall not then have had notice.

Dated the first day of December, 1937.

MADDOCK, JAMIESON & LONIE, of 136 and 138 Queen-street, proctors for the said executrix. 2980

NOTICE is hereby given that all persons having claims in respect of the property or estate of Catherine Sarah Deakin, late of 27 Adams-street, South Yarra, in the State of Victoria, spinster, deceased (who died on the third day of November, 1937, and application for a grant of probate of whose will has been made by Ivy Deakin Brookes, of 206 Walsh-street, South Yarra afore-said, married woman), are required to send particulars of such claims to the said Ivy Deakin Brookes, care of her undersigned proctors, on or before the first day of February, 1938, after which date it is the intention of the said Ivy Deakin Brookes, to convey or distribute such property or estate to or among the persons entitled.

Dated this 30th day of November, 1937.

LUCAS & MUMME, Tavistock House, 383 Little Flinders-street, Melbourne, proctors for the executrix. 3029

**RE WILLIAM EDWARD MOFFAT, DECEASED.—NOTICE TO CLAIMANTS AND OTHERS.**

NOTICE is hereby given that The Equity Trustees, Executors, and Agency Company Limited, Charles Alexander Berglund, and Arthur Bowen Carne, the executors of the will of William Edward Moffat, late of 140 Keele-street, Collingwood, in Victoria, retired plumber, deceased, intend to convey or distribute the estate of the said deceased to or among the persons and institutions entitled thereto, and require all persons interested to send to the said The Equity Trustees, Executors, and Agency Company Limited, at its address, 472 Bourke-street, Melbourne, on or before the 10th day of February, 1938, particulars of their claims against the said estate, and at the expiration of the said date the said executors may convey or distribute the said estate to or among the persons and institutions entitled thereto, having regard only to the claims, whether formal or not, of which the said executors shall then have had notice.

Dated this 22nd day of November, 1937.

A. C. McLEAN, of 150 Queen-street, Melbourne, proctor for the said executors. 3064

NOTICE is hereby given, pursuant to *Trustee Act 1928*, that all persons having any claim against the estate of Margaret Bodelia Ryan, late of Casterton, in the State of Victoria, married woman, deceased (who died on the 13th day of September, 1937, and probate of whose will was granted on the 16th day of November, 1937, to John Thomas Ryan, of Ross-street, Toorak Hill, Casterton aforesaid, sheep-drover, by the Supreme Court of Victoria, in its Probate Jurisdiction), are hereby required to forward particulars, in writing, addressed to the executor, care of the undersigned, on or before the tenth day of February, 1938, after which day the executor will proceed to convey or distribute the said estate, or any part thereof, to or among the persons entitled thereto, having regard only to the claims, whether formal or not, of which he shall then have had notice; and notice is further given that the executor will not be liable to any person of whose claim he shall not have had notice as aforesaid.

Dated this 24th day of November, 1937.

J. WELDON POWER & BENNETT, of Horsham, proctors for the executor. 3077

In the Supreme Court of the State of Victoria.—*Fi Fa.*

NOTICE is hereby given, that under and by virtue of a certain process issued out of the Supreme Court of the State of Victoria, and directed to the Sheriff, requiring him to levy certain moneys of the real and personal estate of Ethel Hoepner, of 14 Balston-street, Balaclava, married woman, such sum to be payable out of her separate property, and not otherwise, and it is ordered that execution hereon be limited to her separate property, not subject to any restriction against anticipation, unless by reason of section 22 of the *Married Women's Property Act 1928*, the property shall be liable to execution notwithstanding such restriction, the said Sheriff will, on Thursday, the sixth day of January, 1938, at the hour of half-past Eleven o'clock in the forenoon, cause to be sold, at the Police Station, 88 Chapel-street, St. Kilda (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 Ethel Hoepner, as aforesaid, in and to all that piece of land being part of Crown portion 158A, Parish of Prahran, at St. Kilda, County of Bourke, and being the whole of the land comprised in certificate of title, volume 4021, folio 804009.

N.B.—Terms: Cash. No cheques taken.

Dated at Melbourne this 27th day of November, 1937.

3063 FRANCIS H. TUCKER, Sheriff's Officer.

**MINING NOTICES.**

**LINTON GOLD MINING COMPANY NO LIABILITY.**

**EXTRAORDINARY MEETING.**

NOTICE is hereby given that an Extraordinary Meeting of shareholders will be held at the Shire Hall, Linton, on Saturday, 11th December, 1937, at Two o'clock p.m.

**BUSINESS.**

To pass the following Extraordinary Resolution, namely:— That the directors be empowered to borrow money and to give a mortgage and bill of sale and such other necessary security over the assets of the company for the repayment of same with or without interest.

Office: Sussex-street, Linton. D. GARVEY, Manager. 2857

**SOUTH GORDON GOLD NO LIABILITY.**

AN Extraordinary Meeting of the shareholders in the above company will be held at the Board Room, Fifth Floor, 422 Collins-street, Melbourne, on Monday, the 17th January, 1938, at 12 noon, pursuant to a requisition from William Joseph Staley, the holder of more than one-tenth of the issued shares in the Company.

**BUSINESS.**

To consider and if thought fit to carry into effect the objects specified in such requisition, viz.:—

(a) To pass a resolution to the effect that the meeting is dissatisfied with the conduct of Clifford Francis Michell, Mendel Finkelstein, Alfred John Phillips, and Colin Dougall McDonald as directors, and calls on them to retire, and determines that it is inexpedient that they should be allowed to act any further as directors of the company.

(b) To pass a resolution or resolutions pursuant to Rule 9 of the rules and regulations of the company, removing all or such one or more of them the said Clifford Francis Michell, Mendel Finkelstein, Alfred John Phillips, and Colin Dougall McDonald from the office of directors or director as the meeting shall decide.

(c) To appoint such qualified person or persons as the meeting shall resolve to fill the places of the directors or director so removed.

(d) To pass a resolution instructing the directors of the company to remove Frank Cooper the existing manager from office, and authorizing them to appoint such other persons in his place as the meeting shall resolve.

(e) To pass a resolution to the effect that the meeting is dissatisfied with the management of the company's mine and that William Joseph Staley be instructed to act as superintendent of the company's mine and to report to shareholders on the Company's mine generally.

(f) To determine the future operations of the company.

By Order of the Board,

FRANK COOPER, Manager.  
Haden Smith and Fitchett, 405 Collins-street, Melbourne, solicitors for the company. 2981

**THE DEREEL GOLD MINING COMPANY NO LIABILITY.**

NOTICE.—A Call, the Thirteenth (13th) of Three pence (3d.) per share (making shares 7s. paid up), has been made on the capital of the company, due and payable at the office of the company, 32 Lydiard-street north, Ballarat, on Wednesday, 8th December, 1937.

2954 LIDDON THOMAS, Manager.

**THE EXCHEQUER EXTENDED NO LIABILITY.**

NOTICE.—A Call the sixth (6th) of Ten shillings (10s.) per share (making shares £8 10s. paid up), has been made on the capital of the company, due and payable at the office of the company, 32 Lydiard-street north, Ballarat, on Wednesday, 8th December, 1937.

2955 LIDDON THOMAS, Manager.

**LINTON GOLD MINING COMPANY NO LIABILITY.**

NOTICE.—A Call (the 17th) of One penny per share has been made on the capital of the company, due and payable at the registered office, Sussex-street, Linton, on Wednesday, 8th December, 1937.

2957 D. GARVEY, Manager.

**MONUMENT HILL CONSOLIDATED (BENDIGO) NO LIABILITY.**

NOTICE.—A Call (the 13th) of Three pence per share has been made on the capital of this company, due and payable at the company's office, Charing Cross, Bendigo, on Wednesday, 8th December, 1937.

2960 J. J. STANISTREET (McCull, Rankin, and Stanistreet), Manager.

**NEW ALISON MINING COMPANY NO LIABILITY.**

A CALL (the 29th) of Three pence per share (making shares paid up to Twelve shillings and three pence per share) has been made on the capital of the company, due and payable at the company's office, View Point, Bendigo, on Wednesday, 8th December, 1937.

2959 A. G. PALMER, Manager.

**LITTLE 180 GOLD MINE NO LIABILITY.**

NOTICE is hereby given that a Call (the 35th) of Three pence per share (making shares 12s. 6d. paid up) has been made upon the contributing shares in the above-named company, due and payable at the registered office, Temple Court, 422 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board, FRANK COOPER, Manager. 2983

**ARGUS HILL CHEWTON GOLD NO LIABILITY.**  
**N**OTICE is hereby given that a Call (the 3rd) of Three pence per share (making shares 2s. 9d. paid up) has been made upon the contributing shares in the above-named company, due and payable at the registered office, Temple Court, 422 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
 2984 FRANK COOPER, Manager.

**NEW CHUM SYNCLINE GOLD MINE NO LIABILITY.**  
**N**OTICE is hereby given that a Call (the 39th) of Six pence per share (making shares 13s. paid up) has been made upon the contributing shares in the above company, due and payable at the registered office, Temple Court, 422 Collins-street, Melbourne, on Wednesday, the 8th December, 1937.

By order of the Board,  
 2985 FRANK COOPER, Manager.

**GRANITES DEVELOPMENT NO LIABILITY.**  
**N**OTICE is hereby given that a Call (the 18th) of Three pence per share (making shares paid to 4s. 7d.) has been made on contributing shares in the above company, due and payable at the registered office, Temple Court, 422 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
 2986 ALFRED J. PHILLIPS, Manager.

**GLEN INNES DREDGING NO LIABILITY.**  
**N**OTICE is hereby given that a Call (the 4th) of Six pence per share (making shares 1s. 9d. paid up) has been made on contributing shares in the above company, due and payable at the registered office, Temple Court, 422 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
 2987 ALFRED J. PHILLIPS, Manager.

**NEW ENGLAND TIN MINES NO LIABILITY.**  
**N**OTICE is hereby given that a Call (the 3rd) of Three pence per share has been made upon all the contributing shares in the above company (making the amount now called up equal to 3s. 3d. per share), due and payable at the registered office, 125 Queen-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
 2993 E. ARNOLD, Manager.

**GUILDFORD PLATEAU GOLD MINES NO LIABILITY.**  
**N**OTICE is hereby given that a Call (the 54th) of Two pence per share has been made upon all the shares in the above company (making the amount now called up equal to 18s. 6d. per share), due and payable at the registered office, 125 Queen-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
 2994 E. ARNOLD, Manager.

**CHEWTON PROSPECTING SYNDICATE N. L.**  
**N**OTICE is hereby given that a Call (the 4th) of Five shillings (5s.) per share (making shares fully paid up to £2) has been made on the contributing shares in the above company, due and payable at the registered office of the company, 31 Queen-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
 2996 JOHN W. BARRETT, Manager.

**BUCKET DREDGING AREAS NO LIABILITY.**  
**N**OTICE is hereby given that a Call (the 1st) of Two pounds (£2) per share (making shares £7 paid up) has been made on the contributing shares in the above company, due and payable at the registered office of the company, 31 Queen-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
 2997 JOHN W. BARRETT, Manager.

**MARYBOROUGH GOLD NO LIABILITY.**  
**N**OTICE is hereby given that a Call (the 3rd) of One shilling and three pence per share has been made on all the issued contributing shares in the capital of the company (making 8s. 9d. paid up), due and payable at the registered office of the company, 360 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
 3000 JOHN F. HUGHES, Legal Manager.

**NEW LONG TUNNEL GOLD MINES N. L.**  
**N**OTICE is hereby given that a Call (151st) of One penny (1d.) per share on all shares in the company has been made, due and payable to the legal manager, at the office of the company, 5th Floor, 84 William-street, Melbourne, on Wednesday, the 8th December, 1937.

By order of the Board,  
 E. C. CANDY, Legal Manager.

26th November, 1937.

**ROMA BLOCKS OIL COMPANY NO LIABILITY**

**N**OTICE is hereby given that a Call (the 31st) of Three pence per share has been made on all the issued contributing shares in the capital of the company (making 11s. 6d. paid up), due and payable at the registered office of the company, 360-366 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
 3003 L. B. TOMLINS, Legal Manager.

**MAXWELL CONSOLIDATED NO LIABILITY.**

**N**OTICE is hereby given that a Call (the 28th) of One penny per share has been made on all the issued contributing shares in the capital of the company (making 2s. 11d. paid up), due and payable at the registered office of the company, 360-366 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
 3004 HADDON A. SMITH, Legal Manager.

**GLEESONS AMALGAMATED GOLD MINES NO LIABILITY, TEN MILE.**

**N**OTICE.—A Call (9th) of Two pence per share has been made on the capital of the company, due and payable at the company's office, Scottish House, 90-92 William-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
 3006 JOHN DITCHBURN, Manager.

**WHITE HORSE GOLD MINES NO LIABILITY.**

**N**OTICE is hereby given that a Call (the 2nd) of Six pence per share has been made on the contributing shares of the company, numbered 20,001 to 60,000 (making such shares paid up to 2s. 9d. each), due and payable at the registered office of the company, 95 Queen-street, Melbourne, on Wednesday, 8th December, 1937.

F. H. TADGELL, Manager.  
 Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3008

**NEW YILGARN GOLD MINES NO LIABILITY.**

**N**OTICE is hereby given that a Call (the 9th) of Three pence per share has been made on the contributing shares of the company, numbered 1 to 96,225 (making such shares paid up to 3s. each), due and payable at the registered office of the company, 95 Queen-street, Melbourne, on Wednesday, 8th December, 1937.

F. H. TADGELL, Manager.  
 Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3010

**EUREKA VINEYARD GOLD NO LIABILITY.**

**N**OTICE is hereby given that a Call (the 6th) of Three pence per share has been made on the contributing shares of the company, numbered 20,001 to 60,000 (making such shares paid up to 4s. 3d. each), due and payable at the registered office of the company, 95 Queen-street, Melbourne, on Wednesday, 8th December, 1937.

F. H. TADGELL, Manager.  
 Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3012

**WATTLE GULLY EXTENDED NO LIABILITY.**

**N**OTICE is hereby given that a Call (the 10th) of Six pence per share has been made on the contributing shares of the company, numbered 20,001 to 60,000 (making such shares paid up to 5s. 3d. each), due and payable at the registered office of the company, 95 Queen-street, Melbourne, on Wednesday, 8th December, 1937.

F. H. TADGELL, Manager.  
 Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3014

**NORTH NELL GWYNNE GOLD MINES NO LIABILITY**

**N**OTICE is hereby given that a Call (the 12th) of Three pence per share has been made on the contributing shares of the company, numbered 15,001 to 60,000 (making such shares paid up to 6s. 3d. each), due and payable at the registered office of the company, 95 Queen-street, Melbourne, on Wednesday, 8th December, 1937.

F. H. TADGELL, Manager.  
 Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3016

**NORTH WATTLE GULLY GOLD MINES NO LIABILITY.**

**N**OTICE is hereby given that a Call (the 15th) of Three pence per share has been made on the contributing shares of the company, numbered 20,001 to 60,000 (making such shares paid up to 6s. each), due and payable at the registered office of the company, 95 Queen-street, Melbourne, on Wednesday, 8th December, 1937.

F. H. TADGELL, Manager.  
 Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3018

## PRECIOUS METALS RECOVERY NO LIABILITY.

NOTICE is hereby given that a Call (the 2nd) of One shilling per share has been made on the contributing shares of the company, numbered 5,001 to 25,000 (making such shares paid up to 4s. each), due and payable at the registered office of the company, 95 Queen-street, Melbourne, on Wednesday, 8th December, 1937.

F. H. TADGELL, Manager.  
Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3019

## TONGKAIH COMPOUND No. 3 NO LIABILITY.

NOTICE is hereby given that a Call (the 5th) of One shilling per share (making shares 10s. paid up) has been made upon the contributing shares in the above company, due and payable to me at the registered office of the company, National Mutual Building, 395 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
3023 C. CAMERON, Manager.

## THE NEW CARSHALTON GOLD MINING COMPANY NO LIABILITY.

NOTICE is hereby given that a Call (the 36th) of One penny per share (making the amount now called up 10s. 11d. per share) has been made upon all the contributing shares in the company, due and payable at the registered office, 317 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
3025 A. LEO. KAINES, Manager.

## BUNINYONG RAND MINES NO LIABILITY.

NOTICE is hereby given that a Call (the 14th) of Six pence per share (making shares 9s. paid up) has been made upon the capital of the company, due and payable at the registered office of the company, 430 Little Collins-street, Melbourne, on Wednesday, the 8th day of December, 1937.

By order of the Board,  
A. E. LLEWELLYN, Manager.  
430 Little Collins-street, Melbourne, C.1, 30th November, 1937. 3026

## CHEWTON GOLD MINES N. L.

NOTICE is hereby given that a Call (the 24th) of Three pence per share (making shares 8s. paid up) has been made upon the capital of the company, due and payable at the registered office of the company, 430 Little Collins-street, Melbourne, on Wednesday, the 8th day of December, 1937.

By order of the Board,  
A. E. LLEWELLYN, Manager.  
430 Little Collins-street, Melbourne, C.1, 30th November, 1937. 3027

## POST OFFICE HILL GOLD MINES N. L.

A CALL (the 9th) of Three pence per share (making shares 4s. 6d. paid up) has been made on the contributing shares in the above-named company, due and payable at the registered office, Temple Court, 422 Collins-street, Melbourne, on Wednesday, the 8th December, 1937.

By order of the Board,  
3030 WILBUR MEAGHER, Manager.

## MAYFAIR GOLD MINE NO LIABILITY.

NOTICE is hereby given that a Call (the 1st) of One shilling and three pence (1s. 3d.) per share (making the shares paid to 2s. 6d. each) has been made upon the contributing shares in the above company, due and payable at the registered office, 360 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
GUY N. MOORE, Manager.  
360 Collins-street, Melbourne, C.1, 30th November, 1937. 3034

## ILLABAROOK ALLUVIAL MINES N. L.

NOTICE is hereby given that a Call (the 7th) of Three pence per share has been made on the capital of the company, due and payable at the registered office of the company, 70 Elizabeth-street, Melbourne, on Wednesday, the eighth day of December, 1937.

R. A. RANKIN  
3035 (McColl, Rankin, and Stanistreet), Manager.

## HERCULES GOLD MINING COMPANY NO LIABILITY.

A CALL (the 15th) of Three pence per share has been made on the capital of the company (making the shares paid to Four shillings and six pence), due and payable at the company's office, 379 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

H. L. STEWART  
3040 (J. G. Stanfield and Stewart), Manager.

## HERCULES No. 1 GOLD MINING COMPANY NO LIABILITY.

A CALL (the 53rd) of Three pence per share has been made on the capital of the company (making the shares paid to Fourteen shillings and six pence), due and payable at the company's office, 379 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

H. L. STEWART  
3041 (J. G. Stanfield and Stewart), Manager.

## IRONBARK GOLD MINING COMPANY NO LIABILITY.

A CALL (the 73rd) of Three pence per share has been made on the capital of the company (making the shares paid to Nineteen shillings), due and payable at the company's office, 379 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

H. L. STEWART  
3042 (J. G. Stanfield and Stewart), Manager.

## REDBANK DREDGING NO LIABILITY.

A CALL (the 1st) of One shilling per share has been made on the capital of the company (making the shares paid to Three shillings), due and payable at the company's office, 379 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

H. L. STEWART  
3043 (J. G. Stanfield and Stewart), Manager.

## TOOMBON GOLD MINING COMPANY NO LIABILITY.

A CALL (the 19th) of Three pence per share has been made on the capital of the company (making the shares paid to Eight shillings and six pence), due and payable at the company's office, 379 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

H. L. STEWART  
3044 (J. G. Stanfield and Stewart), Manager.

## BUNDI TIN DREDGING COMPANY N.L.

## NOTICE OF CALL.

NOTICE is hereby given that a Call (No. 13) of Six pence per share (making shares called up to 28s. 6d. per share) has been made on all the shares of the company, payable to the secretary, at the New South Wales office, B.N.Z. Chambers, George and Wynyard streets, Sydney, on Wednesday, 8th December, 1937.

By order of the Board,  
3045 GODFREY DARLING, Manager.

## LODDON DEEP LEADS NO LIABILITY.

## CALL NOTICE.

NOTICE is hereby given that a Call (the 9th) of Ten pounds per share (making shares paid up to Sixty pounds each) has been made on all shares in the above company, due and payable at the registered office of the company, 422 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
H. W. PERCIVAL, Manager.  
Temple Court, 422 Collins-street, Melbourne, C.1, 27th November, 1937. 3047

## SVEA GOLD MINES NO LIABILITY.

## CALL NOTICE.

NOTICE is hereby given that a Call (the 7th) of One pound per share, making shares paid up to Eight pounds ten shillings, each has been made on the contributing shares numbered 201 to 250, inclusive, in the above company, due and payable at the registered office of the company, 422 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
H. W. PERCIVAL, Manager.  
Temple Court, 422 Collins-street, Melbourne, C.1.  
NOTE.—Exchange must be added to country cheques. 3048

## KIANDRA GOLD MINES NO LIABILITY.

NOTICE is hereby given that a Call (the 7th) of One penny per share on the uncalled capital of the company (making such shares paid to 4s. 1d. each) has been made, due and payable at the office of Donald B. Leigh, 145 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,  
3049 R. RUDD, Manager.

## BIG HILL GOLD MINING COMPANY NO LIABILITY.

NOTICE is hereby given that a Call (the 31st) of Three pence per share (making shares paid up to 7s. 5d.) has been made on the contributing shares in the above company, due and payable at the registered office, 379 Little Collins-street, Melbourne, on Wednesday, the 8th day of December, 1937.

By order of the Board,  
3051 K. W. STEEDMAN, Manager.

## MYRTLEFORD GOLD REEF'S NO LIABILITY.

## NOTICE OF CALL.

NOTICE is hereby given that a Call (the 1st) of Ten shillings per share has been made on the capital of the company, same to be due and payable at the office of the company, 422 Collins-street, Melbourne, on Wednesday, 8th December, 1937.

By order of the Board,

3052 H. S. ARCHDALL, Legal Manager.

## NEW GARFIELD GOLD N. L.

## NOTICE OF CALL.

NOTICE is hereby given that a Call (the 4th) of Three pence per share has been made upon the capital of the company, same to be due and payable at the office of the company, 173 Barker-street, Castlemaine, on Wednesday, 8th December, 1937.

By order of the Board,

3053 H. S. ARCHDALL, Legal Manager.

## WATTLE GULLY UNITED N. L.

## NOTICE OF CALL.

NOTICE is hereby given that a Call (the 5th) of Three pence per share has been made upon the capital of the company, same to be due and payable at the office of the company, 173 Barker-street, Castlemaine, on Wednesday, 8th December, 1937.

By order of the Board,

3055 H. S. ARCHDALL, Legal Manager.

## BIG HILL GOLD MINING COMPANY NO LIABILITY.

NOTICE is hereby given that a Call (the 31st) of Three pence per share (making shares paid up to 7s. 5d.) has been made on the contributing shares in the above company, due and payable at the registered office, 379 Little Collins-street, Melbourne, on Wednesday, the 8th day of December, 1937.

By order of the Board,

3059 K. W. STEEDMAN, Manager.

## FLETCHERS GOLD MINE N. L.

## NOTICE OF CALL.

NOTICE is hereby given that a Call (the 10th) of Three pence per share (making shares paid to 3s. 6d.) has been made on the contributing shares of the above-named company, and is due and payable at the office of the company, 397 Little Collins-street, Melbourne, on Wednesday, the 8th day of December, 1937.

By order of the Board,

3073 WM. B. WATSON, Manager.

## WILUNA AJAX GOLD MINES NO LIABILITY.

A CALL (the 15th) of One penny (1d.) per share (making the shares 2s. 5d. paid up) has been made on the contributing shares of the above-named company, due and payable at the registered office, Temple Court, 422 Collins-street, Melbourne, on Wednesday, the 8th December, 1937.

R. H. WILLIS, Legal Manager.

422 Collins-street, Melbourne. 3076

## GLENFINE SOUTH CONSOLIDATED GOLD MINES NO LIABILITY.

ALL shares forfeited for non-payment of the 6th (November) Call of Six pence per share will be sold by public auction at the Stock Exchange of Melbourne, on Friday, 10th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

By order of the Board,

360 Collins-street, Melbourne. 2973 E. R. HODGE, Manager.

## NORTH KALGURLI CENTRAL GOLD N. L.

NOTICE is hereby given that all shares forfeited for non-payment of No. 11 (August) Call of Three pence per share will be sold by public auction at the Stock Exchange Hall, 428 Chancery-lane, Melbourne, on Friday, 17th September, 1937, at a quarter to Twelve a.m., unless previously redeemed.

By order of the Board,

ALFRED J. PHILLIPS, Manager.  
Temple Court, 422 Collins-street, Melbourne. 2982

## GRANITES DEVELOPMENT NO LIABILITY.

NOTICE is hereby given that all shares on which No. 17 (November) Call of Three pence per share remains unpaid will be forfeited and sold by public auction at the Stock Exchange Hall, 428 Chancery-lane, Melbourne, on Friday, 10th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

By order of the Board,

ALFRED J. PHILLIPS, Manager.  
Temple Court, 422 Collins-street, Melbourne. 2988

## GUILDFORD PLATEAU GOLD MINES NO LIABILITY.

NOTICE is hereby given that all shares forfeited for non-payment of the 53rd (November) Call of Two pence per share and all previous calls will be sold by public auction at the Stock Exchange Hall, 428 Little Collins-street, Melbourne, on Thursday, 9th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

By order of the Board,

2995 E. ARNOLD, Manager.

## KING ISLAND SCHEELITE NO LIABILITY.

## NOTICE OF FORFEITURE.

NOTICE is hereby given that all contributing shares in the above-named company on which the 1st Call of One shilling (1s.) per share remains unpaid have become forfeited, and will be sold at the Stock Exchange of Melbourne on Friday, the 10th day of December, 1937, at a quarter to Twelve a.m., if not previously redeemed.

By order of the Board,

450 Collins-street, Melbourne, C.1, 24th November, 1937.  
2998 A. R. BRUHN, Manager.

## WHITE HORSE GOLD MINES NO LIABILITY.

ALL shares upon which the 1st Call of Three pence per share remains unpaid are forfeited, and will be sold by public auction at the Stock Exchange, Melbourne, on Thursday, 9th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

F. H. TADGELL, Manager.

Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3007

## NEW YILGARN GOLD MINES NO LIABILITY.

ALL shares upon which the 8th Call of Three pence per share remains unpaid are forfeited, and will be sold by public auction at the Stock Exchange, Melbourne, on Thursday, 9th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

F. H. TADGELL, Manager.

Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3009

## BUREKA VINEYARD GOLD NO LIABILITY.

ALL shares upon which the 5th Call of Three pence per share remains unpaid are forfeited, and will be sold by public auction at the Stock Exchange, Melbourne, on Thursday, 9th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

F. H. TADGELL, Manager.

Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3011

## WATTLE GULLY EXTENDED NO LIABILITY.

ALL shares upon which the 9th Call of Three pence per share remains unpaid are forfeited, and will be sold by public auction at the Stock Exchange, Melbourne, on Thursday, 9th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

F. H. TADGELL, Manager.

Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3013

## NORTH NELI, GWYNNE GOLD MINES NO LIABILITY.

ALL shares upon which the 11th Call of Three pence per share remains unpaid are forfeited, and will be sold by public auction at the Stock Exchange, Melbourne, on Thursday, 9th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

F. H. TADGELL, Manager.

Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3015

## NORTH WATTLE GULLY GOLD MINES NO LIABILITY.

ALL shares upon which the 14th Call of Three pence per share remains unpaid are forfeited and will be sold by public auction at the Stock Exchange, Melbourne, on Thursday, 9th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

F. H. TADGELL, Manager.

Dickenson and Tadgell, chartered accountants (Aust.), 95 Queen-street, Melbourne. 3017

## TONGKAH COMPOUND No. 3 NO LIABILITY.

NOTICE is hereby given that all shares forfeited for non-payment of the 4th (November, 1937) Call of One shilling per share and previous call will be sold by public auction at the Stock Exchange Hall, Little Collins-street, Melbourne, on Friday, 10th December, 1937, at a quarter to Twelve a.m., unless the said calls be previously paid.

By order of the Board,

3024 C. CAMERON, Manager.



**NORTH CHEWTON GOLD MINES NO LIABILITY.**  
**N**OTICE is hereby given that all shares forfeited for non-payment of the 2nd Call of Three pence per share and any previous call will be sold by public auction at the Stock Exchange Hall, 428 Chancery-lane, Melbourne, on Friday, the 10th day of December, 1937, at a quarter to Twelve a.m., unless redeemed on or before Thursday, the 9th day of December, 1937, at Five p.m.

By order of the Board,  
 A. E. LLEWELLYN, Manager.  
 430 Little Collins-street, Melbourne, C.1, 30th November, 1937. 3028

**POST OFFICE HILL GOLD MINES N. L.**  
**N**OTICE is hereby given that all shares forfeited for non-payment of the 8th (November, 1937) Call of Three pence per share and previous calls will be sold by public auction in the Stock Exchange vestibule, 428 Little Collins-street, Melbourne, on Thursday, the 9th day of December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

By order of the Board,  
 WILBUR MEAGHER, Manager.  
 3031

**DEVONSHIRE CONSTELLATION AMALGAMATED GOLD MINES NO LIABILITY.**

**N**OTICE is hereby given that all shares forfeited for non-payment of the 2nd (October) Call of One penny per share will be sold by public auction at the Stock Exchange Hall, 428 Little Collins-street, Melbourne, on Tuesday, 14th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

F. L. SMYTH, Manager.  
 Commercial Union Buildings, 413 Collins-street, Melbourne. 3039

**UPPER BARKLY ALLUVIAL N. L.**  
**A**LL shares on which Call No. 12 of Five shillings per share and previous calls remain unpaid are forfeited, and will be sold by public auction at the Stock Exchange of Melbourne on Friday, 10th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

J. BARNACLE, Manager.  
 379 Collins-street, Melbourne. 3046

**KIANDRA GOLD MINES NO LIABILITY.**  
**N**OTICE is hereby given that all shares on which the November Call (the 6th) of One penny per share and any previous calls remain unpaid are forfeited and will be sold by public auction at the Stock Exchange, Little Collins-street, Melbourne, on Thursday, 9th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

By order of the Board,  
 R. RUDD, Manager.  
 3050

**NEW GARFIELD GOLD NO LIABILITY.**  
**A**LL shares forfeited for non-payment of the 3rd and previous Call will be sold by public auction at the Stock Exchange Hall, Melbourne, on Thursday, 9th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

By order of the Board,  
 H. S. ARCHDALL, Legal Manager.  
 3054

**WATTLE GULY UNITED NO LIABILITY.**  
**A**LL shares forfeited for non-payment of the 4th or previous Call will be sold by public auction at the Stock Exchange Hall, Melbourne, on Thursday, 9th December, 1937, at a quarter to Twelve a.m., unless previously redeemed.

By order of the Board,  
 H. S. ARCHDALL, Legal Manager.  
 3056

**MYRTLEFORD GOLD REEPS NO LIABILITY.**  
**N**OTICE is hereby given that an increase in the capital of the above-named company was resolved on on the twenty-fifth day of November, 1937. The mode adopted for the increase is by raising the amount of each of the Two thousand five hundred shares existing in the company from One pound to Ten pounds, thus making the capital of the company £25,000 divided into 2,500 shares of £10 each.

Dated this twenty-ninth day of November, 1937.  
 H. S. ARCHDALL, Manager.  
 S. C. Stephens, solicitor, 220 Collins-street, Melbourne. 2950

**BIG HILL GOLD MINING COMPANY NO LIABILITY.**  
**I**N accordance with sections 306 and 310 respectively of the Companies Act 1928, notice is hereby given that the registered office of Big Hill Gold Mining Company No Liability is now situated at "Collins Gate," 379 Little Collins-street, Melbourne, and that Keith Watson Steedman is now the manager of the said Big Hill Gold Mining Company No Liability.

Dated this eighth day of November, 1937.  
 The common seal of Big Hill Gold Mining Company No Liability was hereto affixed in the presence of—  
 R. EUSTACE TRACEY, Director.  
 H. L. RALPH, Director.  
 K. W. STEEDMAN, Manager.  
 3061

Companies Act 1928, Sections 306 and 310.

**MEYH GOLD NO LIABILITY.**

NOTICE OF REGISTERED OFFICE AND LEGAL MANAGER.

**M**EYH Gold No Liability hereby gives notice that the registered office of the company is at 485 Bourke-street, Melbourne, in the State of Victoria, and that Mr. Robert Haydon Morrison, of 485 Bourke-street, Melbourne, accountant, is manager of the said company.

Dated this twenty-sixth day of November, 1937.  
 The common seal of Meyh Gold No Liability was hereto affixed by order of the Directors in the presence of—

(SEAL) WILSON HERIOT, Director.  
 WILLIAM O'HARA, Director.  
 R. H. MORRISON, Manager.  
 3062

Companies Act 1928.—Tenth Schedule.

**LUCKY RISE NO LIABILITY.**

**I** THE undersigned, do hereby make application to register Lucky Rise No Liability as a no-liability company under the provisions of Part II. of the Companies Act 1928.

1. The name of the company is to be Lucky Rise No Liability.
2. The place of mining operations is at Bethanga.
3. The registered office of the company will be situated at 379 Little Collins-street, Melbourne.
4. The value of the company's property, including claim and machinery, is Eight hundred pounds.
5. The number of shares in the company is Seven hundred and fifty, of One pound each.
6. The number of shares subscribed for is Seven hundred and fifty.
7. The name of the manager is Keith Watson Steedman.
8. The names and addresses and occupations of the shareholders, and the number of shares held by each at this date, are as below:—

Name.	Address, Occupation.	Number of Shares.
Errol Reuben	Broadbent, Bethanga, mining engineer	500
Theodore Bosch,	50 Grant-avenue, Rose Park, South Australia, investor	125
Henry Phillis,	23 Beach-road, Mile End, South Australia, investor	125
		<hr/> 750

Dated this 29th day of November, 1937.  
 K. W. STEEDMAN, Manager.  
 Witness to signature—B. SIMPSON.

I, KEITH WATSON STEEDMAN, do solemnly and sincerely declare that—

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

K. W. STEEDMAN.  
 Taken before me, at Melbourne, this twenty-ninth day of November, 1937.—R. EUSTACE TRACEY, J.P. 3060

**INSOLVENCY NOTICE.**

The Insolvency Acts.—In the Court of Insolvency, Central District.

**A** FIRST and Final Dividend is intended to be declared in the matter of John Taylor and Albert Edward Blurton, trading as John Taylor & Co., of 531A Collins-street, Melbourne, in the State of Victoria, merchants, whose estate was sequestrated on the 22nd April, 1926. Creditors who have not proved their debts by the 16th December, 1937, will be excluded.

Dated this 24th of November, 1937.  
 G. M. FOSBERY, Trustee.  
 G. M. Fosbery, trustee, 379 Collins-street, Melbourne. 3065

**IMPOUNDINGS.**

**B**UNYIP.—Impounded at Bunyip.

1 black pony mare, aged, white blazed face, hind fetlocks white, like J near shoulder  
 If not claimed and expenses paid, to be sold on 17th December, 1937.  
 M. KENNEDY,  
 Poundkeeper.  
 3079—4/8

**CARLSRUHE.**—Impounded at Carlsruhe, 26th November, 1937, by A. E. East, C.R.B. Inspector.  
 1 strawberry roan cow, piece out point and back near ear  
 1 yellow and white cow, point off near ear, piece out back off ear  
 1 white cow, dark red spots on head and neck, point off near ear, three notches off the back and one on the front off ear  
 If not claimed and expenses paid, to be sold on 9th December, 1937.  
 H. F. WALSH,  
 Poundkeeper.  
 2964—7/4

**CHUCA.**—Impounded by the Borough Ranger.  
 3 woolly crossbred lambs, split top of off ear  
 If not claimed and expenses paid, to be sold on 9th December, 1937.  
 E. SURRY,  
 Poundkeeper.  
 2967—4/

**FOSTER.**—Impounded from Mt. Best.  
 1 black and white bull, notch out of point of off ear, no visible brand  
 If not claimed and expenses paid, to be sold on 16th December, 1937.  
 I. MORRIS,  
 Poundkeeper.  
 2951—4/8

**MAFFRA.**—Impounded by J. A. Campbell.  
 1 black or brown Jersey heifer, no visible brand  
 1 black cow, white flanks, quarter out front near ear, top off ear, like C or G behind off shoulder  
 1 black Jersey cow, two nicks out back off ear and nick out front off ear  
 If not claimed and expenses paid, to be sold on 17th December, 1937.  
 R. ROWLEY SKEELS,  
 Poundkeeper.  
 2966—6/8

**NICHOLLS POINT.**—Impounded in Nicholls Point Pound.  
 1 bay gelding, hack, star, off hind foot white, shod hind foot, hobble on near front, foot, like Crown over Three near shoulder, 59 near cheek  
 If not claimed and expenses paid, to be sold on 16th December, 1937.  
 B. E. MCGINNISKIN,  
 Poundkeeper.  
 3081—5/4

**NUMURKAH.**—Impounded at Numurkah, by J. Baldwin, per A. Allen.  
 1 draught mare, white feet, blaze, like V on near shoulder, small roan patch on neck.  
 If not claimed and expenses paid, to be sold on 17th December, 1937.  
 W. SCOTT,  
 Poundkeeper.  
 3078—5/4

**ORBOST.**—Impounded in Orbost Pound.  
 1 baldy yearling heifer, two splits in near ear, branded on near shoulder  
 1 baldy yearling steer, branded on near shoulder  
 If not claimed and expenses paid, to be sold on 10th December, 1937.  
 H. DOMINEY,  
 Poundkeeper.  
 2944—5/4

**OUYEN.**—Impounded at Ouyen, 21st November, 1937.  
 1 black and white heifer, about 2 years, no visible brand  
 If not claimed and expenses paid, to be sold on 11th December, 1937.  
 THOMAS WALSH,  
 Poundkeeper.  
 2931—4/

**OXLEY.**—Impounded at Oxley.  
 1 roan heifer, about 18 months, no visible brand  
 If not claimed and expenses paid, to be sold on 16th December, 1937.  
 J. H. SIMPSON,  
 Poundkeeper.  
 3084—4/

**RED CLIFFS.**—Impounded at Red Cliffs.  
 1 silver Jersey steer, notch near ear  
 If not claimed and expenses paid, to be sold on 16th December, 1937.  
 D. J. CHARLES,  
 Poundkeeper.  
 3080—4/

**RUPANYUP.**—Impounded in Rupanyup Pound, by E. Sinclair, Ranger, off Murtoa-street.  
 1 Jersey steer, 18 months, notch out of near ear  
 1 Shorthorn bull, about 18 months, hair off end of tail  
 If not claimed and expenses paid, to be sold on 11th December, 1937.  
 D. MUNRO,  
 Poundkeeper.  
 2968—5/4

**SHEPPARTON.**—Impounded at Shepparton.  
 1 dark Jersey bull, about 12 months, no visible brand  
 If not claimed and expenses paid, to be sold on 9th December, 1937.  
 W. J. WHEELER,  
 Poundkeeper.  
 2932—4/

**STRATFORD.**—Impounded at Stratford, by E. Rawson.  
 1 brown Poll bullock, top off off ear, two slits near ear, like F off rump  
 If not claimed and expenses paid, to be sold on 13th December, 1937.  
 W. J. MILDENHALL,  
 Poundkeeper.  
 2952—4/8

**TRARALGON.**—Impounded at Traralgon, 22nd November, 1937, by Road Ranger; from Tyers-road.  
 1 fawn Jersey heifer, notch out top both ears, no visible brand  
 1 brown baldy cow, slit near ear, like ML near rump  
 If not claimed and expenses paid, to be sold on 20th December, 1937.  
 H. F. DU VE,  
 Poundkeeper.  
 2963—5/4

**WANGARATTA.**—Impounded by Herdsman, Wangaratta.  
 1 red and white heifer, notch out top off ear, notch bottom off ear, no visible brand  
 1 red poley heifer, slit near ear, top off ear, P off rump  
 1 red heifer, top off off ear, slit near ear, P off rump  
 2 red heifers, P off rump  
 If not claimed and expenses paid, to be sold on 16th December, 1937.  
 KEITH R. ROBERTSON,  
 Poundkeeper.  
 2933—6/8

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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. 333]

THURSDAY, DECEMBER 2.

[1937

Factories and Shops Acts.

## COMMERCIAL CLERKS BOARD.

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

## DETERMINATION OF THE COURT OF INDUSTRIAL APPEALS.

As altered by the above-mentioned Board and adjusted pursuant to section 21 of the *Factories and Shops Act 1934* (No. 4275).

**L** FRANCIS ANTHONY MARZORINI, in pursuance of the powers contained in the *Factories and Shops Acts* and in consequence of the provisions contained in a Determination made on the 16th August, 1937, by the Court of Industrial Appeals, and published in the *Government Gazette* on the 30th August, 1937, hereby issue an adjusted Determination showing the adjusted wages rates to be paid, as from the beginning of the first pay period to commence in December, 1937, to any person or persons or classes of persons (other than persons employed by any banking company, insurance company, trustee company, barrister or solicitor, but including persons employed in his practice by a barrister and solicitor as a typewriter or stenographer) employed in connexion with some trade or business as a clerk, collecting clerk, time-keeping clerk, despatch clerk, store clerk, weighing clerk, cashier, typewriter, stenographer, or bookkeeper.

(1) WAGES PER WEEK OF 46 HOURS IN RETAIL SHOPS, AND 43 HOURS IN ALL OTHER PLACES.

## APPRENTICES OR IMPROVERS.

MALES						FEMALES			
Experience.	Commencing Age.					Experience.	Apprentices.	Improvers.	
	Under 16 Years.	16 Years.	17 Years.	18 Years.	19 Years or Over.			Typists or Stenographers.	All other Improvers.
	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>	<i>s. d.</i>	
1st year—						1st year ..	17 0	22 9	17 0
1st six months ..	17 0	17 0	17 0	17 0	22 9	2nd year ..	21 3	27 3	21 3
2nd six months ..	17 0	17 0	20 3	23 3	28 3	3rd year ..	27 3	33 0	27 3
2nd year ..	22 9	22 9	28 3	35 0	39 3	4th year ..	35 0	39 3	35 0
3rd year ..	28 3	30 3	40 9	47 3	52 0	5th year, and until 21 years of age	43 0	46 3	43 0
4th year—									
1st six months ..	37 3	43 0	47 3	60 0	72 3				
2nd six months ..	37 3	43 0	60 0	61 0	72 3				
5th year—									
1st six months ..	50 0	54 3	71 3	75 6	..				
2nd six months ..	51 0	69 0	71 3	75 6	..				
6th year ..	68 0	75 6	..	..	..				
And until 21 years of age ..	71 3	..	..	..	..				

## PROPORTION (in any place).

**APPRENTICES.**

One apprentice to every two or fraction of two workers receiving not less than the minimum wage.  
An indenture of apprenticeship prescribed by the Board was approved on 13th February, 1924.

**IMPROVERS.**

One improver to one or two  
Two improvers to three or four  
Three improvers to five or six  
And thereafter one improver to every three or fraction of three } Workers receiving not less than the minimum wage.

**JUVENILE WORKERS OTHER THAN APPRENTICES AND IMPROVERS.**

In cases where only one person coming within the scope of this Determination is employed, and such person is under 21 years of age, and in cases where a person is employed in connexion with copying work for a Directory, and such person is under 21 years of age, the lowest rate of wages per week to be paid to such person in either of such cases shall be the rate fixed for an improver, male or female (as the case may be), of the like experience.

**OTHER EMPLOYEES.**

**WAGES PER WEEK OF 46 HOURS IN RETAIL SHOPS, AND 43 HOURS IN ALL OTHER PLACES.**

	Within the Metropolitan District as Defined in the Factories and Shops Acts and Order in Council thereunder.		Within the Cities of Ballarat, Bendigo, Geelong, Geelong West and Warrnambool, and such portion of the City of Sandringham as is not included in the Metropolitan District; the Town of Newtown and Chilwell; and the Boroughs of Eaglehawk and Sebastopol.		All other Parts of Victoria where this Determination Applies.	
	Males.	Females.	Males.	Females.	Males.	Females.
	s. d.	s. d.	s. d.	s. d.	s. d.	s. d.
Stenographers, typistes, or operators of comptometers, or ledger-keeping machines .. .. .	..	56 9	..	52 6	..	48 6
All other adults .. .. .	89 0	54 3	86 0	51 0	83 6	48 6

(2) **TIMES OF BEGINNING AND ENDING WORK.**

	Time of Beginning Work.	Time of Ending Work.
On the usual weekly half holiday .. .. .	8 a.m.	1 p.m.
On all other days of the week .. .. .	8 a.m.	6.15 p.m.

Provided that for clerks employed in retail shops the time of beginning and ending work on the day on which the usual late trading night is observed or the day immediately preceding a public holiday shall be:—

Time of Beginning Work.	Time of Ending Work.
9 a.m.	9 p.m.

(3) **OVERTIME.**

- (a) Within the hours fixed in clause (2) in excess of the hours fixed for an ordinary weeks work .. } Time and a half.
- (b) Outside the hours fixed in clause (2) .. .. . }

(4) **TERMS OF ENGAGEMENT.**

All employees (other than casuals) shall be paid the full weekly wage fixed herein irrespective of the number of hours worked not exceeding 46 in retail shops or 43 in any other place.

(5) **CASUAL LABOUR.**

Casual hands, i.e., persons who are employed during any week for not more than one-half of the maximum number of hours fixed in this Determination as a week's work, shall be paid at the rate of time and a half on the hourly rate calculating *pro rata* by dividing the weekly rate by the number of hours fixed for a week's work.

(6) **SPECIAL RATES FOR SUNDAYS AND PUBLIC HOLIDAYS.**

The special rate to be paid to a clerk or cashier employed in hotel, guest house, boarding house, coffee palace, or restaurant shall be at the rate of time and a half, and the special rate to be paid to any other persons shall be the rate of double time for all work done on Sundays, New Year's Day, Australia Day (26th January), Good Friday, Easter Monday, Labour Day (21st April) (within the Metropolitan District as defined in the Factories and Shops Acts and Order in Council thereunder, and the cities of Ballarat, Bendigo, Geelong, Geelong West, and Warrnambool, and such portion of the city of Sandringham as is not included in the Metropolitan District; the town of Newtown and Chilwell; and the boroughs of Eaglehawk and Sebastopol), Anzac Day, King's Birthday, Melbourne Cup Day (within the said Metropolitan District except in establishments where employees other than clerks are employed and such employees do not observe Cup Day as a holiday), Christmas Day, and Boxing Day; but if any other day be by Act of Parliament or Proclamation substituted for any of the above-named holidays the special rate shall only be payable for work done on the day so substituted.

Provided that this clause shall not apply to:—

Receiving clerks or punch or fare checking clerks, outfit clerks, roster clerks, or other clerks in lieu of or in substitution for any such clerks in connexion with the traffic operations of tramways or employed in tramway sheds or tramway officers; or

Counter clerks, entering clerks, cashiers, label or despatch clerks employed in daily newspapers offices.

(7) **ANNUAL HOLIDAYS.**

Any employee who has been in the service of the same employer for a period of not less than twelve months shall be granted one week's holiday on full pay in each year (exclusive of the holidays specified in clause (6)), and such holidays shall be given within three months of completion of each twelve months' service. Should an employee's services be terminated before the expiration of twelve months' service he shall be entitled to *pro rata* holidays on full pay.

(8) **HOLIDAYS AND SICK LEAVE.**

No deduction shall be made from the wages of employees granted leave for the holidays specified in clause (6) or for unavoidable absence through illness for not more than six days in any year.

(9) **TIME AND WAGES RECORDS.**

Each employer shall keep time and wages records showing the name of each employee, the hours worked each day, and the wages and overtime paid each week. The time and wages record shall be open for inspection to a duly accredited official of the Federated Clerks Union of Australia during the usual office hours at the employer's office, or other convenient place, provided that only one demand for such inspection shall be made at the same establishment in any one fortnight, and such demand shall not be made unless the Secretary of the Union suspects that a breach of this Determination has been committed.

F. A. MARZORINI,

Secretary for Labour.

Melbourne, 29th November, 1937.



# VICTORIA GOVERNMENT GAZETTE.

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No. 334]

THURSDAY, DECEMBER 2.

[1937

Factories and Shops Acts.

## DETERMINATION OF THE ENGINEERS AND BRASSWORKERS (UNSKILLED) BOARD.

Adjusted pursuant to Section 21 of the *Factories and Shops Act 1934* (4275).

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

I, FRANCIS ANTHONY MARZORINI, in pursuance of the powers contained in the Factories and Shops Acts, and in consequence of the provisions contained in a determination made on the 21st October, 1937, by the Engineers and Brassworkers (Unskilled) Board, and published in the *Government Gazette* on the 5th November, 1937, hereby issue an adjusted determination showing the adjusted wages rates to be paid as from the first pay period to commence in December, 1937, to any unskilled persons employed—

- (a) in the process, trade, or business of a brassfounder or brassfinisher, or in the process, trade, or business of a brassfounder or brassfinisher or of any electrical apparatus or machinery or parts thereof;
- (b) in the process, trade or business of a mechanical engineer, including—
- |                              |                   |                         |
|------------------------------|-------------------|-------------------------|
| (1) a patternmaker,          | (4) a blacksmith, | (7) a borer,            |
| (2) an iron or brass turner, | (5) a planer,     | (8) a milling machiner; |
| (3) a fitter,                | (6) a slotter,    |                         |
- (c) in the trade of a maker of scientific instruments, fireproof safes, strongroom doors, safe locks (four or more levers), or locks of the same quality;
- (d) in performing any engineering fitting or engineering machining work not already under the jurisdiction of the Board;
- (e) in preparing iron or steel material for reinforcing concrete for building or other purposes;
- (f) in the occupation of a coppersmith, but not including any person or classes of persons subject either to the Determination of the Tinsmiths Board or to the Determination of the Plumbers Board;
- (g) in the trade of moulding, casting, dressing, fitting, or machining any articles made of cast aluminium or from aluminium alloys;
- (h) in the trade of fitting or machining any articles made from sheet aluminium or from aluminium alloy sheets heavier in either case than 10 gauge;
- (i) in the process, trade, or business of making or repairing typewriters, book-keeping machines, adding machines, or calculating machines."

(1)

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 Warrarubool, and within Mildura and Gippsland Districts.	Other Parts of Victoria where this Determination Applies.
	£ s. d.	£ s. d.
Blacksmith's striker .. .. .	4 6 0	4 3 0
Blacksmith's striker on double fires and other assistant .. .. .	4 8 0	4 5 0
Man attending small rivet heating, bolt heating, or similar type of fires	4 8 0	4 5 0
Men engaged in the erection of block and tackle gear .. .. .	4 8 0	4 5 0
Hammer drivers .. .. .	4 8 0	4 5 0
Forger's assistant .. .. .	4 8 0	4 5 0
Motor car chassis assembler (other than assembler of engines) .. .. .	4 8 0	4 5 0
Belt repairers .. .. .	4 6 0	4 3 0
Overhead oilers .. .. .	4 6 0	4 3 0
Laggers .. .. .	4 6 0	4 3 0
All workmen engaged directly assisting workmen whose margins above the basic wage are 14s. or more .. .. .	4 6 0	4 3 0
Persons working with hammer 14 lb. weight or over—		
On repair work .. .. .	4 16 3	4 13 3
On other work .. .. .	4 8 3	4 5 3
Persons working on ship or steamer under construction or repair .. .. .	4 15 0	4 12 0

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 Warramboul, and within Mildura and Gippsland Districts.	Other Parts of Victoria where this Determination Applies.
Dresser, Fettler, and Grinder .. .. .	£ s. d. 4 8 0	£ s. d. 4 5 0
Forge assistants, i.e., under hand, hammer driver and crane man, employed on work 10 cwt. or over .. .. .	4 10 0	4 7 0
Heaters, and persons engaged cutting off in connexion with the manufacture of bolts and nuts by machinery .. .. .	4 6 0	4 3 0
Persons employed in preparing iron or steel material for reinforcing concrete for building or other purposes—		
On bending and cutting machines .. .. .	4 8 0	4 5 0
On bending and cutting machines (assistants) .. .. .	4 5 0	4 2 0
On steel fabric machines .. .. .	4 8 0	4 5 0
On steel fabric machines (assistants) .. .. .	4 3 0	4 0 0
Assemblers (leading hand) .. .. .	4 8 0	4 5 0
Assemblers (assistants) .. .. .	4 3 0	4 0 0
All others .. .. .	3 17 0	3 14 0

FEMALE AND UNAPPRENTICED JUNIOR LABOUR.

(2) (a) Adult female labour may be employed in the manufacturing and assembling of small parts of electrical and other machines and appliances, and in core-making, in which females were employed on 15th May, 1935.

The wages of adult females shall be at the following weekly rates of wage—

	Weekly Hiring.	Hourly Hiring.
	s. d.	s. d.
If of less than 12 months' experience .. .. .	47 9	50 11
If of 12 months' or more experience .. .. .	54 0	57 7

(b) Junior females may be employed in the occupations set out in sub-clause (a) of this clause at the following weekly rates of wages:—

	Weekly Hiring.	Hourly Hiring.
	s. d.	s. d.
1st year's experience .. .. .	14 0	15 0
2nd year's experience .. .. .	18 9	20 1
3rd year's experience .. .. .	28 0	29 11
4th year's experience .. .. .	35 3	37 8
5th year's experience .. .. .	40 3	43 0
Thereafter until reaching 21 years of age .. .. .	45 0	48 0

(c) Unapprenticed male juniors may be employed in or in connexion with manufacturing (as defined in clause 16 of this Determination) in all occupations, including as to core-making, employment upon all classes of work which before the making of this Determination could be done by female employees under this Determination for which apprenticeship is not provided by the Determination, except also in nut, bolt and spike manufacturing, at the following weekly rates of wages:—

	Weekly Hiring.	Hourly Hiring.
	s. d.	s. d.
1st year's experience .. .. .	15 6	16 8
2nd year's experience .. .. .	22 3	23 9
3rd year's experience .. .. .	30 6	32 7
4th year's experience .. .. .	41 3	44 1
5th year's experience .. .. .	52 6	56 1
6th year's experience .. .. .	61 3	65 5
7th year's experience .. .. .	65 0	69 5

Juniors employed under this and the immediately preceding sub-clause shall on dismissal receive from their employer a certificate of the period of employment completed. Employers who wilfully employ juniors without taking into account previous experience shall be guilty of a breach of this Determination.

(d) Unapprenticed male juniors may be employed (other than in manufacturing as defined in clause 16) in all occupations covered by this Determination for which apprenticeship is not provided, and in nut, bolt and spike manufacturing, at the following weekly rates of wages:—

	Weekly Hiring.	Hourly Hiring.
	s. d.	s. d.
Under 16 years of age .. .. .	17 0	18 3
16 and under 17 years of age .. .. .	25 0	26 8
17 and under 18 years of age .. .. .	44 0	47 0
18 and under 19 years of age .. .. .	55 9	59 6
19 and under 21 years of age .. .. .	67 0	71 6

Juniors under the age of 16 shall not be employed on oil or gas burners or fires used for heating of small articles.

Juniors under the age of 18 shall not be employed as furnacemen or assistants to furnacemen—juniors over the age of 18 so employed shall be paid 3s. per week in addition to the junior rates of wage herein prescribed.

**HOURS OF EMPLOYMENT.**

(3) With the exceptions herein set out the ordinary hours of employment shall be 44 per week, to be worked in five days of 8 hours and one day (Saturday) of 4 hours, or five days of 8 hours 48 minutes each, continuously except for meal hour 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. to noon on Saturday: Provided that the spread of hours herein prescribed may be altered by mutual agreement between an employer and his employees.

By agreement between any employer and his employees ordinary hours may be worked on the basis of 88 per fortnight with one week of 40 and one of 48 hours.

*Exceptions.*

(i) The ordinary hours of employment of forger's assistant shall be five shifts per week of nine and a half hours each, including crib time, for which no deduction of pay shall be made.

(ii) Employees working in country towns where Wednesday afternoon is recognized as the usual half working day of the week shall work the Saturday afternoon at ordinary rates: Provided that for work done after noon on a Wednesday overtime rates be paid.

**SHIFT WORK.***Continuous Work Shifts.*

(4) (a) For the purposes of this clause, the expression "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 (if any).

(b) Employees working on continuous work shifts shall work thereon such number of shifts up to six per week as may be required; no such shift to exceed 8 hours inclusive of meal breaks (if any) nor to be discontinuous except for meal breaks (if any).

(c) The ordinary hours of actual work or duty exclusive of meal breaks off duty (if any) of employees working on continuous work shifts shall not exceed—

- (i) 8 in any one day; nor
- (ii) 48 in any one week; nor
- (iii) an average of 44 per week during the period of employment upon such shifts; nor
- (iv) such average reduced to 43 hours 5 minutes if such shifts include Sunday shifts; nor
- (v) a total of 176 hours during any four weeks of the period of employment upon such shifts; nor
- (vi) such total reduced to 172 hours 20 minutes during any such four weeks if such shifts include Sunday shifts.

Provided that such average and total shall not be so reduced to 43 hours 5 minutes and 172 hours 20 minutes if the employees on such shifts are for each ordinary hour worked thereon by them paid in the case of weekly employees at the rate of one forty-third ( $1/43$ ) of the prescribed weekly wage, and in the case of hourly employees, at the rate of forty-four forty-thirds ( $44/43$ ) of the prescribed rate for such employees which payments the employer shall have the option of making; nor shall they be so reduced if, in addition to other holidays (if any) to be given under this Determination to such employees, such employees are given in each year, one week's holiday on full pay, which week's holiday the employer shall have the option of giving.

(d) For all time of duty outside the limits of the ordinary hours prescribed in sub-clause (c) hereof, an employee on continuous work shift shall be paid at double rates. But this shall not apply to arrangements between employees themselves or in cases due to rotation of shift, or when the relief does not come on duty at the proper time: Provided that where not less than 8 hours' notice has been given to the employer by the employee that he will be absent from work, and the employee whom he should relieve is not relieved, such unrelieved employee shall be paid time and a half for all time of duty after he has finished his ordinary shift.

(e) Employees on continuous work shifts, working afternoon and night shifts, shall be paid 5 per cent. more than ordinary rates for such shifts.

(f) Employees on continuous work shifts, working any Sunday or holiday shift, shall be paid at the rate of time and a half for such shift.

*Shift Work in other than Continuous Work.*

(g) In shift work, not upon continuous work as herein defined, any afternoon or night shift which does not continue for five successive working nights or more in a five day workshop, or six successive working nights or more in a six day workshop, shall be paid for at the rate of time and a half.

(h) Except as hereinafter provided for any afternoon or night shift which has been in operation for five nights or more and less than one month 10 per cent. more than ordinary rates shall be paid and after such shifts have continued for more than one month 5 per cent. more than ordinary rates shall be paid.

(i) On ship repair work shifts may be worked for not less than three successive nights at the rate of time and a quarter, but when five or more successive night shifts have been worked the rate shall be 10 per cent. more than ordinary rates, and after such shifts have continued for more than one month 5 per cent. more than ordinary rates.

(j) Shift workers shall be paid overtime at the rate of time and a half for the first 4 hours and double time thereafter for all time worked in excess of shift hours.

(j) (i) Employees who, during a period of engagement, work only on night shifts shall be paid at the rate of time and a quarter.

(j) (ii) When employees are called on to work afternoon and night shifts only they shall change over week and week about and shall be paid 10 per cent. above ordinary rates for both shifts.

Where men work day and afternoon shifts only they shall change over week and week about and shall be paid 10 per cent. extra for afternoon shifts.

**MIXED FUNCTIONS.**

(5) 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.**

(6) (a) For all work done outside ordinary hours the rates of wage shall be time and a half for the first 4 hours and double time thereafter, such double time to continue to be paid until an employee has been relieved from work for at least 8 hours: Provided that an employee shall not be entitled to payment for such rest period.

(b) Except as provided above in computing overtime each day's work shall stand alone.

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

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

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

(f) Employees shall not work overtime while competent labour is available.

(g) 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.

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

(i) Before starting overtime after working ordinary hours a meal break of at least 45 minutes shall be allowed, unless the period of overtime is less than one and a half hours.

An employer and his employee may mutually agree to any variation of this sub-clause to meet the circumstances of the work in hand.

(j) An employee required to work overtime for more than two hours without being notified the day before that he will be so required to work, shall either be supplied with a meal by the employer or paid 1s. 6d., or if work extends into a second meal hour 2s. 6d. for the two meals, but such payment need not be made to employees living in the same locality as their work-shop who can reasonably return home for meals.

If an employee pursuant to notice has provided a meal or meals and is not required to work overtime he shall be paid for each meal so provided.

(k) Subject to the provisions of the second part of sub-clause (g) of this clause an employee shall work during meal breaks at the ordinary rate herein prescribed whenever instructed so to do 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.

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

#### HOLIDAYS AND SUNDAY WORK.

(7) (a) Employees shall be entitled to the following public holidays (without pay as hereinafter provided):—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.

#### Exceptions.

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

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

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

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

#### PIECE-WORK RATES.

(8) (a) Subject to the minimum wages herein prescribed an employer may remunerate any of his employees under any system of payment by results.

#### EXTRA RATES NOT CUMULATIVE.

(9) Extra rates in this Determination, including rates prescribed in clause 14, are not cumulative so as to exceed the maximum of double the ordinary rates.

#### PAYMENT OF WAGES.

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

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

#### CONTRACT OF EMPLOYMENT.

(11) (a) With the exceptions hereinafter stated, employment may be by the week or by the hour. If by the week it shall be terminable on either side by one week's notice given on any day or (if the employer terminate it without such notice), by payment of one week's wages.

A contract for weekly employment may be terminated by any employer, without liability to pay for more than time actually worked, for misconduct or for absence from work without reasonable excuse.

If an employee engaged by the week absents himself from duty, except on public holidays or for days for which he produces a certificate from a medical practitioner or other proof satisfactory to his employer of sickness (aggregating 4 days' sickness in each year), a sum proportionate to his time of absence may be deducted from his pay, i.e., one-sixth of the weekly wage for each day of absence, including Saturday in shops working six days and one-fifth in shops working five days per week: Provided that only time actually lost shall be deducted when an employee is absent with leave on a Saturday.

(b) If the contract of employment is for hourly hiring, the total amount of the rates prescribed in clause 1 hereof shall be increased by 5s. per week (with a proportionate amount added to the wages of females and juniors), but such amount shall not be taken into account in computing overtime, Sunday, and holiday rates.

(c) Casual employees, i.e., employees for whom a full week's work is not provided shall for any such work be paid 10 per cent. in addition to the total wage prescribed for their occupations.

#### MISCELLANEOUS PROVISIONS.

(12) (a) *Tools.*—The employer shall provide for each employee such tools as were customarily provided at the time of the making of this Determination.

(b) Employers shall provide proper washing and sanitary conveniences. In any workshop in which employees through a shop steward or committee ask for the provision of lockers and shower baths and an undertaking is given that the baths provided will be used by the majority of the workmen and that the baths and lockers will be properly cared for, a locker shall be installed by the employer for each workman, and hot and cold shower baths (away from lavatories) for all workmen employed in foundries.

#### TIME AND WAGES BOOK.

(13) Each employer shall keep a time and wages book showing the name of each employee and his occupation, the hours worked each day, and the wages and allowances paid each week.

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

#### SPECIAL RATES.

(14) In addition to the wages prescribed in clause 1 hereof the following special rates and allowances shall be paid:—

(a) Leading hands in charge of not less than 3 and not more than 10 employees, including apprentices, 6s. per week extra; more than 10 and not more than 20, including apprentices, 12s. per week extra; more than 20, including apprentices, 18s. per week extra.

(b) Working in wet places—1½d. per hour extra.  
Working in confined spaces—3d. per hour extra.  
Working in ship's bilges or in boiling-down works, lead works, sanitary works or slaughter-yards—1d. per hour extra.

(c) Working for more than one hour in the shade in places where the temperature is raised by artificial means to between 115 and 130 degrees Fahr., 1½d. per hour extra; in places where the temperature exceeds 130 degrees Fahr., 3d. per hour extra. Where work continues for more than 2 hours in temperatures exceeding 130 degrees Fahr., employees shall also be entitled to 20 minutes rest after every 2 hours work without deduction of pay. The temperature shall be decided by the foreman of the work after consultation with the employees who claim the extra rate.

(d) Working for more than one hour in places where the temperature is reduced by artificial means below zero, 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.

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



- (f) Working on repairs in oil tanks or meat digestors, 1½d. per hour extra.
- (g) Dirty work, i.e., work which a foreman and workman shall agree is of an unusually dirty or offensive nature, 1½d. per hour extra.
- (h) Compensation to the extent of damage sustained shall be made for work in which clothing or tools are damaged or destroyed by the use of acids.
- (i) 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.

#### TRAVELLING TIME, ALLOWANCE AND BOARD.

(15) (a) When an employee is required to work away from his workshop or depot, all time reasonably spent in excess of time usually spent in travelling to or from his home to the workshop, depot or district centre shall be paid for at ordinary rates up to a maximum of twelve hours out of every twenty-four (except on Sunday when payment shall be at the rate of time and a half, a maximum of eight hours out of each twenty-four). An employee required to work at a job away from his workshop, depot or district centre, shall, at the direction of his employer, present himself for work at such job at the usual time for starting work.

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

All excess fares and reasonable travelling expenses, including board and lodging and 2s. for each meal (if any) incurred in such travelling time, shall be paid by the employer.

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

(c) On jobs of less than three months duration 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 or other temporary shelters is necessary.

(d) 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.

#### GENERAL DEFINITIONS.

(16) For the purposes of this Determination the following definitions shall apply:—

- "Manufacture and/or manufacturing" means the making and assembling in quantities of interchangeable or standardized parts used in or in connexion with machinery and mechanical apparatus and of locks, scales, and other metallic articles.
- "Continuous process" means a process in which work is carried on, except for breakdowns, with successive shifts of men throughout the days and nights for at least six days in each week.
- "Year" means 365 consecutive days, starting from the day of commencement of operation of this determination.
- "Shift work"—afternoon shift means any shift finishing after 6 p.m. and at or before midnight. Night shift means any shift finishing subsequent to midnight and at or before 8 a.m.
- "Sunday" means all time between midnight Saturday and midnight Sunday.
- "Wet place" means a place in which water is continually dripping from overhead to such an extent as to saturate the clothing of a workman, or a place where water accumulates underfoot to a depth exceeding two inches.
- "Confined space" means a working place, the dimensions of which necessitate an employee working in a stooped or otherwise cramped position, or without proper ventilation, or where confinement within a limited space is productive of unusual discomfort.

#### SPECIAL EXEMPTION.

(17) *Agricultural Implement and Bedstead Making*.—Employers engaged in the making of agricultural and dairying implements and bedsteads shall, as to employees engaged in the making of such agricultural and dairying implements (including engines used for agricultural purposes) and bedsteads, be exempt from this Determination.

F. A. MARZORINI,  
Secretary for Labour.

Melbourne, 16th November, 1937.

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# VICTORIA GOVERNMENT GAZETTE.

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THURSDAY, DECEMBER 2.

[1937

Factories and Shops Acts.

## DETERMINATION OF THE RUBBER TRADE BOARD.

**NOTE.**—This Determination applies to the following parts of Victoria, namely:—The Metropolitan District as defined in the Factories and Shops Acts and the Order in Council thereunder, and such portions of the city of Sandringham as are not included within the said District; the cities of Ballarat, Bendigo, Geelong, Geelong West, and Warraambool; the town of Newtown and Chilwell; and the boroughs of Eaglehawk and Sebastopol.

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

1. Employed in or in connexion with the trade of—

- (a) a maker of all kinds of rubber goods;
- (b) a reclaimer of rubber; and
- (c) a maker of solution;

2. Employed in the repairing of all kinds of rubber goods—

has made the following Determination namely:—

(1) That on the 5th day of December, 1937, the last previous Determination of this Board shall be revoked and replaced by this Determination.

(2)

### APPRENTICES OR IMPROVERS.

	Wages per Week of 44 Hours.	
	Males.	Females.
	s. d.	s. d.
Under 16 years of age .. ..	14 9	13 9
16 years of age .. ..	22 3	17 6
17 " " .. ..	29 6	22 0
18 " " .. ..	37 0	25 9
19 " " .. ..	44 6	30 0
20 " " .. ..	51 9	33 9

Except in the fancy goods section no female shall be employed until she attains the age of sixteen years.

And thereafter the minimum wage.

#### Proportion.

##### MALE APPRENTICES.

One male apprentice to every three or fraction of three adult male workers receiving not less than 77s. per week of 44 hours.

##### MALE IMPROVERS.

Such number of improvers as shall not together with apprentices exceed, in the aggregate, one to every three or fraction of three adult male workers receiving not less than 77s. per week of 44 hours.

##### FEMALE APPRENTICES.

##### Fancy Goods Section.

Three female apprentices to every adult female worker receiving not less than 41s. per week of 44 hours.

##### All other Sections.

One female apprentice to each adult female worker receiving not less than 41s. per week of 44 hours.

##### FEMALE IMPROVERS.

##### Fancy Goods Section.

Such number of improvers as shall not together with apprentices exceed, in the aggregate, three to each adult female worker receiving not less than 41s. per week of 44 hours.

*All Other Sections.*

Such number of improvers as shall not together with apprentices exceed, in the aggregate, one to each adult female worker receiving not less than 41s. per week of 44 hours.

(a) Except in the fancy goods section of the industry, the number of adult female or adult male workers respectively employed at any given time shall be deemed to be the weekly average number employed (exclusive of any female employees employed in the fancy goods section of the industry) during the immediately preceding period of twelve calendar months and for the purpose of ascertaining the proportion of improvers to adult male or female workers, there shall be a weekly count and any Union official making an inspection of the books to ascertain such proportion shall take the weekly average number of such male or female adults as the case may be, and the average number of male or female improvers employed during the week in which the inspection is made.

(b) Notwithstanding anything hereinbefore contained, female workers receiving the adult female wage prescribed for the class of work being performed by them, shall be counted as adult female workers in calculating the proportion of females, but in calculating such wage, bonuses shall not be considered as part of the wage.

(3) **ADULT MALES.**

	Wages per Week of 44 Hours.
	<i>s. d.</i>
Operator in charge of calender over 72 inches .. .. .	101 0
Operator in charge of calender 72 inches and under .. .. .	97 0
Maker of wrapped hose by hand-made process; operator on mixing mill. Spreader of waterproof piece-goods for making garments and/or spreader of rugs and/or printers blankets .. .. .	90 0
Operator in charge of person engaged in the moulding of and/or on any operation directly connected with the moulding of motor and/or motor cycle tires .. .. .	90 0
Maker of air bags .. .. .	
Operator engaged in the individual making of surgical mechanical and/or sporting goods, who designs, lays out, cuts to shape, and/or builds up, and responsible for making complete articles .. .. .	
Operator in charge of—	
Lead covering hose machine .. .. .	
Vulcanizing press .. .. .	
Making transmission, conveyor and/or elevator belting .. .. .	
Forcing machine .. .. .	
Operator—	
Building pneumatic tire on core (excluding bicycle tires) .. .. .	
Employed on mechanical lathe fashioning hand-made mechanical or surgical goods Engaged in the moulding of and/or any operation directly connected with the moulding of motor and/or motor cycle tires and/or air bags; making and/or moulding solid motor tires; laying mats, tiles, or rubber flooring .. .. .	87 6
Designer and/or maker of inlaid mats and/or inlaid floor matting (including punched mats) .. .. .	
Moulder in charge other than moulder engaged on motor and/or motor cycle and/or solid tire moulding .. .. .	
Repairer of second-hand motor and/or motor cycle tire and/or tube and/or airbags, including employees retreading new tires .. .. .	
First assistant on calender .. .. .	
Operator building pneumatic tire on flat and/or crown drum (excluding bicycle tire) or operator employed fitting solid tire to wheel (motor vehicle or otherwise) .. .. .	85 0
Weigher and/or assembler of compounds for mixing and calendaring, employee on digester machine; spreader in charge of machine (not otherwise classified); treadmaker for pneumatic motor tire treads built by hand (excluding cutters and/or assemblers) .. .. .	84 0
Operator engaged making transmission, conveyor and/or elevator belting .. .. .	84 0
Repairer of blemishes on new motor and/or motor cycle and/or bicycle tire and/or tube; operator in charge of textile cutting machine; inspector and/or examiner and/or tire tester .. .. .	83 0
Operator engaged on—	
Hose-making machine (wrapped process); warming and/or masticating mill and/or reclaim refining mills; motor, motor cycle and/or bicycle tube, joint curing; mat cutting, guillotine mat-punching, process mat buffing and/or sanding machine; fitting pneumatic tire to wheel; clicking press and/or sole-cutting machine; lathe and/or other power-driven cutting machine engaged in cutting of rings, washers and/or strips and/or buffing cylindrical rollers up to 3 feet in length; dipping ballons and/or other dipped goods; motor, motor cycle and/or bicycle tube joints curing; self-contained mould and/or heater man in charge of curing pan and/or dry heater; general, surgical, mechanical and/or sporting goods. Weaver in charge of braiding machine and/or circular and/or flat loom and/or knitting machine and/or operator in charge of creels and/or other similar machines and/or winding wire; maker of packing .. .. .	83 0
Storeman and packer; lead covering machine helper; dough mixer working on mill and/or enclosed mixer; reclamer, or employees engaged on acid tank; cutter of treads and/or assembler of motor, motor cycle and/or bicycle treads by machine; helper on curing pan and/or dry heater; helper on vulcanizing press; operator in charge of drying machine; operator in charge of lead covered hose stripping machine; operator in charge of forcing machine straining rubber; operators engaged on washing mill and/or grinding waste, on motor, motor cycle bicycle tube and/or bicycle tire making and/or joining (not otherwise classified); operator of electric cutting machine (other than cutter in the waterproof) or cutting textile by hand .. .. .	81 0
Employees engaged on doubling and/or chalking and/or polishing and/or embossing .. .. .	80 0
Sifter and/or drier of compounding ingredients. Wrapper and/or stripper of goods made by wrapped process .. .. .	79 0
Employees testing with water .. .. .	78 0
All others .. .. .	77 0

ADULT FEMALES.

		Wages per Week of 44 Hours.	
		s. d.	
Employee who individually fabricates complete shoes, goloshes and/or rubber boots or who lasts up shoes, goloshes and/or rubber boots	.. .. .	46	6
Employee employed on tire making and/or casemaking and/or individually fabricating motor and/or motor cycle and/or bicycle tires and/or tubes and/or mechanical surgical sporting goods	.. .. .	45	6
Employee employed on sewing machines	.. .. .	46	6
Employee engaged on machine used in the production of rubber goods and/or goods containing rubber and/or employed on part making any rubber goods and/or goods containing rubber (including rubber footwear and/or bead making)	.. .. .	44	0
Employee employed on dipped goods	.. .. .	44	0
Employee engaged cleaning, finishing, folding, packing, labelling, despatching and/or carton making and despatching	.. .. .	42	6
All others	.. .. .	41	0

ADJUSTMENT OF WAGES.

(4) Pursuant to the provisions of section 21 of the *Factories and Shops Act* 1934, the wages rates set out in clause 3 of this Determination shall be automatically increased or decreased on and from the first pay period in March, June, September, and December, in each year in accordance with the table set out hereunder.

The wages rates payable to an employee mentioned in clause 3 shall, during the three calendar months following the first pay period to commence in March, June, September, and December, respectively, in each year, be the amounts set out in the said clause increased or decreased, as the case may be, by the amount appropriate to the latest quarterly figure published by the Commonwealth Statistician as the Retail Price Index-Number, "All Items" Index ("C" Series)—Melbourne, for the calendar quarter immediately preceding the adjustment date.

The following table shows how the Wage Rates will be affected after the publication of the Price Index-Numbers hereinbefore mentioned:—

Retail Price Index-Number, "All Items" Index ("C" Series), Published by the Commonwealth Statistician.	Wages Rates (Clause 3), to be Adjusted as Shown.			
	Males.		Females.	
	s. d.		s. d.	
735-746 .. .. .	Reduced by 11	0 per week	Reduced by 5	6 per week
747-759 .. .. .	"	10 0 "	"	5 0 "
760-771 .. .. .	"	9 0 "	"	4 6 "
772-783 .. .. .	"	8 0 "	"	4 0 "
784-796 .. .. .	"	7 0 "	"	3 6 "
797-808 .. .. .	"	6 0 "	"	3 0 "
809-820 .. .. .	"	5 0 "	"	2 6 "
821-833 .. .. .	"	4 0 "	"	2 0 "
834-845 .. .. .	"	3 0 "	"	1 6 "
846-858 .. .. .	"	2 0 "	"	1 0 "
859-870 .. .. .	"	1 0 "	"	0 6 "
871-882 .. .. .	No alteration		No alteration	
883-895 .. .. .	Increase of 1	0 per week	Increase of 0	6 per week
896-907 .. .. .	"	2 0 "	"	1 0 "
908-919 .. .. .	"	3 0 "	"	1 6 "
920-932 .. .. .	"	4 0 "	"	2 0 "

APPRENTICES AND IMPROVERS.

The minimum rates of wages to be paid to apprentices and improvers shall be calculated to the nearest threepence as follows:—

		Males.	Females.
Under 16 years of age	.. .. .	20	35
16 years of age	.. .. .	30	45
17 " "	.. .. .	40	55
18 " "	.. .. .	50	65
19 " "	.. .. .	60	75
20 " "	.. .. .	70	85
		} of current adult male basic rate	} of current adult female basic rate

And thereafter the rate for adult employees as provided in Clause 3.

HOURS OF DUTY.

(5) (a) The ordinary hours of duty for males without payment of overtime shall not exceed (9) nine hours and a quarter (as either day work or shift work other than continuous process shifts hereinafter provided for) on each of the first five days of the week or four hours on Saturday, and shall not exceed 44 hours in any week.

(b) Employees working on continuous processes shall work such shifts up to six per week as may be required, but subject to sub-clause (b) (1) hereof the ordinary hours of employees shall not exceed 44 per week. Such shifts shall consist of eight hours inclusive in each shift of a meal break without payment of eighteen minutes. Such meal break shall be arranged by the employer at a convenient time as near as practicable to the middle of the shift. Continuous process shifts shall be worked in rotation.

(b) (1) The requirement that shift workers on continuous process work shall not work more than 44 hours per week, ordinary time shall be deemed to be satisfied if in any period of three consecutive weeks such an employee does not in any of those weeks work more than 48 hours, and in the aggregate of any three consecutive weeks does not work more than 132 hours.

(c) The ordinary hours of duty for females without payment of overtime shall not exceed nine hours a day on each of the first five days in the week, or four hours on Saturday, and shall not exceed 44 hours in any week.

#### NIGHT SHIFTS.

(6) (a) Any night shift worker commencing work after 10.30 p.m. shall be paid 1s. per shift extra in addition to the rates of pay, fixed under the various classifications.

(b) The hours of duty of any night shift worker shall be consecutive with breaks for meals.

(c) No male junior worker under the age of eighteen years of age shall work between the hours of 10.30 p.m. and 6 a.m.

#### OVERTIME.

(7) (a) All time worked before or after the usual starting or finishing time shall be paid for at the rate of time and one-half for the first four hours and double time thereafter.

(b) Except in the case of a breakdown of plant or equipment and except in the case of sickness or an employee not turning up for duty at his usual starting time for the week, his starting and finishing time must be the same for at least one week.

#### MAXIMUM NUMBER OF HOURS WORKED.

(8) (a) No employee shall be required to work more than twelve hours in any one day or night.

(b) No employee engaged on day work, shift work, or night shift after completing the recognized hours which constitute the day's work or shift shall be called upon to work an extra shift.

(c) No employee shall be required to work more than twelve hours without a break of eight hours' rest before commencing a shift or day's work.

#### MEALS.

(9) (a) Any employee not informed the day before that he is required to work overtime shall be allowed the sum of two shillings for meal money, if the overtime so worked exceeds one hour in any one day or shift.

If an employee pursuant to notice in that regard has provided himself or herself with a meal and is not required to work overtime he or she shall be paid 2s. for the meal. Provided that this payment need not be paid if the employee concerned could not work overtime on account of a strike by the Union or any other Union, or through any breakdown of machinery or any stoppage of work brought about by any cause whatsoever which the employer could not reasonably prevent.

(b) An interval of not less than thirty minutes shall be allowed for the midday meal as near as possible to the middle of the day's work. Provided that on shift operations other than continuous shift operations a meal period of not less than twenty minutes in any shift shall be provided, and shall count as time worked.

(c) Any employee required for duty during his usual meal time shall be paid at the rate of time and a half until he be allowed the usual length of time for a meal unless he is allowed to have his meal at his job and is then paid at the rate of time and a half during the time of his usual meal time.

#### TERMS OF ENGAGEMENT.

(10) (a) To become entitled to payment of a weekly wage an employee must perform such work as the management shall from time to time require on the days and during the hours usually worked by the class of employees affected, and in accordance with the terms of the Determination.

(b) An employee engaged for the first time shall for the first three weeks of such engagement be employed from day to day at the weekly rate fixed by this Determination.

(c) Any employee failing to attend for duty shall lose pay for the time of such non-attendance unless such employee produces or forwards, within 48 hours of commencement of such absence, a medical certificate or other evidence satisfactory to the management that such non-attendance was due to personal accident arising out of and in the course of employment in respect of which no payment is received under the Workers Compensation Act, or to personal ill-health necessitating such absence. Provided that any employee shall be entitled to payment for non-attendance on the ground of personal ill-health for not more than four days in any one year of his or her employment.

(d) Employment shall be determined only by a week's notice on either side, but such notice may be given at any time during any week. Provided that any employer may dismiss any employee without notice for malingering, inefficiency, neglect of duty or misconduct and in any such case the employee shall be paid up to the time of dismissal only. Provided further that any employer may deduct payment for any day an employee cannot be usefully employed because of any strike by the Union, or any other union, or through any breakdown of machinery, or any stoppage of work by any cause whatsoever which the employer cannot reasonably prevent.

(e) Casual employees may be engaged at hourly rates, provided such rates calculated from hour to hour are 10 per centum higher than the rates prescribed for weekly employees doing the same class of work.

#### HOLIDAYS.

(11) (a) All weekly wage employees shall be granted the following holidays without deduction of pay:—The days observed as New Year's Day, Australia Day, Good Friday, Easter Monday, Labour Day, Anzac Day, King's Birthday, Christmas Day, and Boxing Day.

(b) If any of the above holidays occur on a Sunday or Saturday and are not observed on any other day, then employees shall not be paid for such Sunday, and shall be paid for such Saturday if a working day as for a half day but not otherwise. But if the employee is a shift worker, working a full day on Saturday he shall be paid for the full day.

(c) Any employee absenting himself from work on any portion of the working day preceding a holiday provided for herein (other than Boxing Day and New Year's Day) without permission from his employer or without having reasonable cause for having absented himself from work shall not be entitled to payment for such holiday.

(d) Shift workers shall work up till 6 a.m. on holidays without overtime rates, but are not to be required to work on the night shift commencing on a holiday.

(e) Notwithstanding anything to the contrary contained in this Determination, if any employer shall give to any employee a notice of termination of engagement expiring or taking effect as a dismissal within seven days of the date on which any of the said holidays fall, or are observed, such employer shall pay to the employee so dismissed, a day's pay for each such holiday falling or being observed within seven days of the termination of the engagement, unless the engagement is determined by the misconduct of the employee. Provided that this sub-clause shall not apply to any employee who at the date of the expiration of such notice shall not have been employed by the employer concerned for at least 80 per cent. of the ordinary working time of the three consecutive weeks immediately preceding the expiration of such notice. Provided further that when any holiday is observed on a non-working day, the employee concerned shall not be entitled to payment for such holiday.

#### PAYMENT FOR WORK DONE ON SUNDAYS OR HOLIDAYS.

(12) (a) (i) Subject to clause (ii) hereof, any employee who is employed on a Sunday or any holiday, provided for herein shall for that day be paid at the rate of double time in addition to his weekly wage.

(ii) For work on any shift commencing on Sunday night, the shift work employee shall be paid at the rate of double time. (b) In the event of a holiday falling on a Monday, or holidays at Christmas or Easter vacation, which interfere with the employees' holidays and create a distinct break in shifts, the employer and the accredited representative of the Union (prior to such holiday or holidays) may arrange the shifts suitable to both parties. In the event of suitable shifts not being arranged, sub-clause (d) of clause 11 hereof shall operate.

## HEALTH AND HYGIENIC CONDITIONS.

- (13) (a) Every employer shall in each factory supply suitable dining-room accommodation.  
 (b) Every employer shall provide sufficient boiling water for employees at meal hours.  
 (c) Every employer shall supply drinking water in each department of the factory.  
 (d) Any employee engaged as a reclaim worker or moulder of motor and/or motor cycle tires shall be provided with a lock-up cupboard, suitable baths or showers and a changing room.  
 (e) All dipping vats shall be provided with covers.  
 (f) Sifting boxes or machines shall be rendered reasonably dustproof.  
 (g) Hoods and exhaust flues shall be installed over all mixing mills, dry heaters and buffs, chalking machines or sifting machines.  
 (h) The provisions of sub-clauses (a), (b), (c), and (d) of this clause have no application to repair shops.

## SICKNESS.

- (14) (a) Any employee may leave work at any time on account of sickness or accident, and shall not be prejudiced in his employment by so doing provided a satisfactory medical or lodge certificate (if demanded) is handed to the departmental foreman on his return.  
 (b) Any employee injured on the employer's premises, whether the injury is incidental to his or her work or not, shall report such injury at a first-aid room or other appointed place before leaving the premises.

## PAYMENT OF WAGES.

- (15) (a) Wages shall be paid not later than Wednesday in each week.  
 (b) No employer shall keep more pay in hand than has accrued to any employee up to the end of the preceding calendar week.  
 (c) If any employee leaves on proper notice or is dismissed, he shall be paid his wages on leaving or being dismissed, except in cases where the employee is dismissed outside ordinary office hours.  
 (d) All wages shall be paid during working hours.

## MIXED FUNCTIONS.

- (16) Where any employee is engaged in any one day or shift for more than two hours or more at work in a higher class than he is employed to perform, he shall be paid for the full day or shift at the highest rate payable for any such work under this Determination, but if he is so engaged for less than two hours he shall only be paid at the rates fixed by this Determination for the work he actually performs.

## TOOLS OF TRADE.

- (17) (a) The employer shall provide all tools of trade.  
 (b) Any employee engaged on acid vats, or on reclaiming or washing raw rubber or in wet places shall be supplied with a apron or overalls and rubber or other suitable boots free of charge.

## SEATS FOR FEMALE WORKERS.

- (18) Seats when practical shall be provided for all females while on duty.

## HEAVY WEIGHTS.

- (19) (a) No male employee shall be required to pull, drag or push more than 10 cwt. Provided that this sub-clause shall not apply to any truck on rails nor to any truck fitted with ball or roller bearings.  
 (b) No female worker over 18 years of age shall be required to lift or carry more than 30 lb.

## REST TIME FOR FEMALES.

- (20) A specified rest time of ten minutes shall be allowed to all females in the forenoon and afternoon.

## SPECIAL RATES.

- (21) (a) Any female or junior (male or female) employed in any way in the making, finishing or packing preventatives, pessaries or sheaths, shall be paid at the rate of 90s. per week of 44 hours.  
 (b) Any employee engaged in the process of acid curing, cold curing, or vapour curing (as defined in clause 24 (b) of this Determination) shall be paid at the rate of 4s. per hour.  
 (c) Any employee engaged in processing free carbon, black or slicking, and/or spraying motor and/or motor cycle tires or actually working on acid vats in reclaiming shall be paid the sum of 4d. per day in addition to the rate herein fixed for the class of work performed.  
 (d) Any employee using a spray gun for the purpose of spraying tires (other than the spraying of trade marks), transfer marks or other distinguishing signs shall be paid the sum of 1s. per day in addition to the rates herein prescribed for the class of work performed. Such payments to include any payments under sub-clause (c) of this clause.

## DEFINITION OF EMPLOYEES.

- (22) (a) "Storeman and packer" means a male employee employed handling raw materials before manufacture, or a male employee handling manufactured products in the factory immediately they are manufactured and before such manufactured products are delivered to a store or warehouse or such part of a factory as is used for that purpose.  
 (b) The term "adult female" used in this Determination shall be taken as including juvenile female workers receiving the adult female wage under sub-clause (b) of clause 2.

## FIRST AID ATTENDANT.

- (23) (a) First aid appliances and a certified first aid attendant shall be provided by employers at all factories, and where female employees are employed such first aid attendant or another first aid attendant shall be a female. Such female attendant may do other work.  
 (b) The provisions of sub-clause (a) of this clause shall have no application to repair shops.  
 (c) A sufficient first aid outfit shall be provided and maintained on the premises by employers at all repair shops.

## PROCESS OF COLD CURING, ETC.

- (24) (a) No person shall be engaged acid curing, cold curing, or vapour curing for more than two consecutive hours, and every person so engaged must at least have four hours interval before resuming same. The employer shall provide fresh milk and respirators free of charge for persons engaged on this class of work.  
 (b) Provided that vapour curing in sub-clause (a) hereof shall include only vapour curing by bi-sulphide of carbon or benzine with chloride of sulphur.

## UNION DELEGATE.

- (25) (a) The secretary or branch secretary of the union or any official authorized by the union shall not be prevented by any employer from visiting and conversing with the members of the union in the dining room or waiting room (where provided) at meal time or before or after the hours of work.  
 (b) If any official makes himself objectionable to the employers or to any manager or foreman or employees his right to visit may be determined by the employer, and another official shall be substituted in his place by the union.

UNION BUSINESS.

(26) Any member of the federal council of the union or any member of the committee of management thereof may leave work to attend to the business of the union, provided that at least three days notice has been given to the employer. Employees so absent shall not be paid for the period of their absence.

RECORD OR TIME BOOK.

(27) (a) Each employer shall keep a time and wages book or some card or check used in connexion with a mechanical clock showing the name of each employee, his occupation, the hours worked each day, and the wages and allowances paid each week.

(b) The time and wages book or card or check used in connexion with a mechanical clock, shall be open for inspection to duly accredited official of the federation, during the usual office hours at the employer's office or other convenient place. Provided that no inspection shall be demanded unless the secretary of the Union suspects that a breach of the Determination has been committed. Provided also that only one demand for such inspection shall be made in any one fortnight at the same establishment. Provided also that no demand for production need be complied with unless 24 hours' notice in writing of the intention to inspect shall have been given to the employer concerned.

MECHANICAL CLOCK.

(28) In lieu of a time-book, an employer may at his option provide a mechanical clock for the purpose of recording the time of each employee. Provided that the employer shall in such case enter at the end of the week the wages and overtime received on some card or check used in connexion with such clock.

DERMATITIS.

(29) (a) Any employee who contracts dermatitis whilst in and as a result of employment and who on account of such dermatitis is absent from his employment shall whilst necessarily so absent be paid his weekly wage at the rate payable from time to time under this Determination for the class of work on which he was engaged immediately before such absence. Any employee being so paid shall, if required by his employer, report to the factory or factory medical officer each day at a time to be fixed by his employer.

NOTICE BOARD.

(30) (a) A notice board shall be provided in the dining room or in some other prominent position at the works.

(b) A copy of this Determination shall be posted and kept posted at the notice board. Any notice previously approved by the management may be posted on such notice board.

DEFINITION OF UNION.

(31) The expression "union" in this Determination shall mean The Federated Rubber Workers Union of Australia.

A. S. HAUSER, P.M., Chairman.

A. G. ALLEN, Secretary.

Melbourne, 16th November, 1937.





VICTORIA  
GOVERNMENT GAZETTE.

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No. 336]

THURSDAY, DECEMBER 2.

[1937

Factories and Shops Acts.

DETERMINATION OF THE ENGINEERS AND BRASSWORKERS (SKILLED)  
BOARD.

Adjusted pursuant to section 21 of the *Factories and Shops Act 1934* (No. 4275).

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

(B) The following trades were proclaimed as apprenticeship trades under the *Apprenticeship Act 1928* for the Metropolitan District :—

(1) On 5th March, 1930—

- (i) Motor mechanics.
- (ii) Motor cycle mechanics.

(2) On 1st April, 1936—

(a) Mechanical engineering :—

- (i) Patternmaking.
- (ii) Fitting and/or turning.
- (iii) Machinist.

(b) Brassfinishing (except the making of parts by specialized processes, and the assembling thereof).

(c) Smithing :—

- (i) Blacksmithing (engineering).
- (ii) Copper and/or brass smithing.

Full particulars of the apprenticeship regulations for these trades may be obtained on application to the Secretary, Apprenticeship Commission, Gisborne-street, Melbourne, C.2. (Price 3d.)

I FRANCIS ANTHONY MARZORINI, in pursuance of the powers contained in the *Factories and Shops Acts*, and in consequence of the provisions contained in a Determination made on the 21st October, 1937, by the Engineers and Brassworkers (Skilled) Board, and published in the *Government Gazette* on the 11th November, 1937, hereby issue an adjusted Determination showing the adjusted wages rates to be paid as from the first pay period to commence in December, 1937, to any skilled persons employed :—

- (a) in the process, trade, or business of a brassfounder or brassfinisher, or in the process, trade or business of a brassfounder or brassfinisher of any electrical apparatus or machinery, or parts thereof ;
- (b) in the process, trade or business of a mechanical engineer, including—
  - (1) a patternmaker,
  - (2) an iron or brass turner,
  - (3) a fitter,
  - (4) a blacksmith,
  - (5) a planer,
  - (6) a slotter,
  - (7) a borer,
  - (8) a milling machiner ;
- (c) in the trade of a maker of scientific instruments, fire-proof safes, strongroom doors, safe locks (four or more levers), or locks of the same quality ;
- (d) in performing any engineering, fitting, or engineering machining work not already under the jurisdiction of the Board ;
- (e) in preparing iron or steel material for reinforcing concrete for building or other purposes ;
- (f) in the occupation of a coppersmith, but not including any person or classes of persons subject either to the Determination of the Tinsmiths Board or to the Determination of the Plumbers Board ;
- (g) in the trade of moulding, casting, dressing, fitting, or machining any articles made of cast aluminium or from aluminium alloys ;
- (h) in the trade of fitting or machining any articles made from sheet aluminium or from aluminium alloy sheets heavier in either case than 10 gauge ;

(i) in the process, trade, or business of making or repairing typewriters, book-keeping machines, adding machines, calculating machines, or duplicating machines."

1.

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 Warrnambool and within Mildura and Gippsland Districts.	Other Parts of Victoria where this Determination Applies.
	£ s. d.	£ s. d.
Aero mechanic holding A and B certificates .. .. .	5 17 0	5 14 0
Aero mechanic holding C and D certificates .. .. .	5 7 0	5 4 0
Patternmaker .. .. .	5 16 0	5 13 0
Toolmaker .. .. .	5 13 0	5 10 0
Tradesman, the greater part of whose time is occupied in marking off .. .. .	5 10 0	5 7 0
Tradesman in gun armament, instrument, and torpedo work .. .. .	5 13 0	5 10 0
Tradesman, turbine-blade fitter .. .. .	5 10 0	5 7 0
Tradesman .. .. .	5 7 0	5 4 0
Motor mechanic .. .. .	5 4 0	5 1 0
Motor tuner and tester .. .. .	5 4 0	5 1 0
Motor cycle mechanic .. .. .	5 4 0	5 1 0
Tradesman, wet-stone grinder and glazier .. .. .	5 7 0	5 4 0
Tradesman, brassfinisher .. .. .	5 7 0	5 4 0
First-class machinist .. .. .	5 7 0	5 4 0
Second-class machinist .. .. .	4 17 0	4 14 0
Third-class machinist .. .. .	4 11 0	4 8 0
Process worker .. .. .	4 5 0	4 2 0
Forger and/or faggoter .. .. .	5 19 0	5 16 0
Tool smith .. .. .	5 10 0	5 7 0
Angle-iron smith .. .. .	5 10 0	5 7 0
Annealer and/or case hardener .. .. .	5 2 0	4 19 0
Copper smith, brass smith, and other smiths .. .. .	5 8 0	5 5 0
Blacksmith's machinist .. .. .	4 11 0	4 8 0
Welder—		
First-class (other than when using Cutler machine) .. .. .	5 10 0	5 7 0
First-class, using Cutler machine .. .. .	4 19 0	4 16 0
Second-class .. .. .	4 11 0	4 8 0
Third-class .. .. .	4 7 0	4 4 0
Tack welder .. .. .	4 9 0	4 6 0
Moulding and brass moulding—		
Jobbing moulder .. .. .	5 7 0	5 4 0
Jobbing coremaker .. .. .	5 7 0	5 4 0
Plate and machine moulder and/or coremaker—		
1st six months .. .. .	4 6 0	4 3 0
2nd six months .. .. .	4 9 0	4 6 0
3rd six months .. .. .	4 12 0	4 9 0
After two years .. .. .	4 17 0	4 14 0
Forge furnaceman .. .. .	5 4 0	5 1 0
Cupola furnaceman .. .. .	4 15 0	4 12 0
Electric furnaceman .. .. .	4 14 0	4 11 0
All other furnacemen (not including man attending small rivet heating, bolt heating, or similar type of fires) .. .. .	4 12 0	4 9 0
Brass polisher .. .. .	4 13 0	4 10 0
Casting dresser (brass) .. .. .	4 8 0	4 5 0
(b) Window-frame Making.		
Tradesman .. .. .	5 7 0	5 4 0
Assembler and fitter (not coming within the definition of tradesman) .. .. .	4 15 0	4 12 0
Machinist (not a process worker) .. .. .	4 11 0	4 8 0
Process worker .. .. .	4 5 0	4 2 0
(c) Making or Repairing Typewriters, Book-keeping Machines, Adding Machines, Calculating Machines, or Duplicating Machines.		
Adding, calculating and book-keeping machine mechanic .. .. .	5 8 0	5 5 0
Tradesman .. .. .	5 7 0	5 4 0
First-class mechanic .. .. .	5 2 0	4 19 0
Second-class mechanic .. .. .	4 19 0	4 16 0
Process worker .. .. .	4 5 0	4 2 0

NOTE.—Persons engaged on ship repairs shall be paid the following amounts in addition to the rates specified in clause 1:—

	s. d.
Tradesmen .. .. .	3 0 per week.
All other labour .. .. .	2 0 ..

APPRENTICESHIP.

2. (1) Minors shall not be engaged in the following occupations except under contracts of apprenticeship:—

(a) Mechanical engineering, i.e., one or more of the following:—

- (i) Pattern-making.
- (ii) Fitting and turning.
- (iii) First and second-class machinist.
- (iv) First-class welding.

(b) Locksmithing—the making and/or repairing of locks, including those of safes and strongroom doors, but not including the making of parts by specialized processes and the assembling thereof.

(c) Motor mechanic.

- (d) Safe and strongroom making.
- (e) Scale-making (except the making of parts by specialized processes and the assembling thereof).
- (f) Brassfinishing (except the making of parts by specialized processes and the assembling thereof).
- (g) Window-frame fitting.
- (h) Smithing—
  - (i) Blacksmithing.
  - (ii) Copper and/or brass smithing.
- (i) Moulding—one or more of the following :—
  - (i) Jobbing, moulding and core making
  - (ii) Jobbing, brass moulding and core making.

- (2) The proportion of apprentices who may be taken by any employer shall be as follows :—
- Mechanical engineering—one apprentice for every three, or fraction of three, tradesmen.
  - Locksmithing—one apprentice for every three, or fraction of three, tradesmen.
  - Motor mechanic—one apprentice for every two, or fraction of two, tradesmen.
  - Safe and strongroom making—one apprentice for every three, or fraction of three, tradesmen.
  - Scalemaking—one apprentice for every three, or fraction of three, tradesmen.
  - Smithing—one apprentice for every three, or fraction of three, tradesmen.
  - Moulding—one apprentice for every two, or fraction of two, tradesmen.
  - Brass polishing—one apprentice for every three, or fraction of three, tradesmen.
  - Adding machine, calculating machine, book-keeping machine, or first-class mechanic—one apprentice to every three or fraction of three adults receiving not less than 102s. per week.

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

- (3) The periods of apprenticeship shall be as follow :—
- For the trades included in sub-clauses (a), (b), (c), (h) and (i) of this clause : If the apprentice when articulated is under the age of 17, 5 years ; if over the age of 17, 4 or 5 years, at the option of the contracting parties.
  - For the trades included in sub-clauses (d), (e), (f) and (g) of this clause, 4 or 5 years, at the option of the contracting parties.
- (4) An employer especially qualified to teach apprentices may, with the consent of the Secretary for Labour, on the recommendation of the Wages Board, employ a greater proportion of apprentices to tradesmen than hereinbefore specified.
- (5) Minors may be taken on probation for three months, and if apprenticed, such three months shall count as part of their period of apprenticeship.
- (6) Until further order any contract of apprenticeship hereafter made may contain the following provision :—
- If through lack of orders, or through financial difficulties, the employer is unable at any time to find employment for an apprentice and if a transfer to another employer cannot be arranged, the obligations and duties imposed by the indenture may with the concurrence of the apprentice and his guardian be suspended for a period agreed upon, or if no such agreement is arrived at may be cancelled by the employer. The onus of proof of circumstances justifying such cancellation shall be on the employer.

This provision shall also be deemed to be included in contracts of apprenticeship entered into after the 25th day of March, 1930.

		Wages.				Per Week of 44 hours.	
						s.	d.
<b>(7) Five-year terms—</b>							
1st year ..	..	..	..	..	..	15	0
2nd year ..	..	..	..	..	..	21	6
3rd year ..	..	..	..	..	..	34	3
4th year ..	..	..	..	..	..	55	9
5th year ..	..	..	..	..	..	69	9
<b>Four-year terms—when the apprentice enters or has entered his apprenticeship after reaching the age of 17 years—</b>							
1st year ..	..	..	..	..	..	18	0
2nd year ..	..	..	..	..	..	33	3
3rd year ..	..	..	..	..	..	55	9
4th year ..	..	..	..	..	..	69	9
The sum of 2s. 6d. shall be added to the above rates where the apprentice is in the trade of pattern making.							
<b>Four-year terms—entered into irrespective of age in occupations set out in (d), (e), (f) and (g) of this clause—</b>							
1st year ..	..	..	..	..	..	16	0
2nd year ..	..	..	..	..	..	22	0
3rd year ..	..	..	..	..	..	39	9
4th year ..	..	..	..	..	..	50	6

Notwithstanding anything elsewhere in this Determination contained, where an apprentice is under the age of 21 years on the expiry of his apprenticeship, he shall be paid four-fifths of the tradesman's time wage until reaching the age of 21 years.

- (8) All wages shall be paid without deduction for specified holidays or for unavoidable absences through sickness certified as in clause 14 (a) to the number of 4 days per annum.
- (9) The ordinary hours of employment of apprentices shall be the same in each workshop as those of journeymen.
- (10) An apprentice under the age of 18 years shall not be liable to work overtime unless he so desires.
- (11) An apprentice shall not work under any system of payment by results.
- (12) Any apprentice who cannot complete his full term of apprenticeship before reaching his twenty-second birthday may, by agreement with his master, serve as an apprentice until he reaches the age of 23 years.
- (13) The apprentice at the end of the calendar period of any year in which he has actually given service to the master upon less than the ordinary working days prescribed in the Determination for the trade, or in which he has unlawfully absented himself without the master's consent, shall, for every day short of the said number of working days, and for every day of such absence, serve one day, and the calendar period of the succeeding year of his service shall not be deemed to begin until the said additional day or days shall have been served.
- (14) An employer shall not, either directly or indirectly, or by any pretence or device receive from any person or require or permit any person to pay or give any consideration in the nature of a premium or bonus for the taking or binding of any probationer or apprentice.
- (15) Apprentices attending technical colleges or schools and presenting reports of satisfactory conduct shall be reimbursed all fees paid by them.
- (16) Where an Apprenticeship Commission or other body under Statutory authority has issued or may hereafter issue any regulations relating to apprentices such regulations so far as they are not inconsistent with this Determination shall operate.
- (17) A person who is for a term not exceeding two years taking practical training in a workshop in continuance of a course of training for professional work shall not be taken into account in calculating the proportion of apprentices to journeymen,

**IMPROVERS.**

3. Employed at brass polishing or in the making or repairing of typewriters, book-keeping machines, adding machines, calculating machines, or duplicating machines.

Wages.										Per Week of 44 hours.		
										s.	d.	
1st year	..	..	..	..	..	..	..	..	..	..	15	0
2nd year	..	..	..	..	..	..	..	..	..	..	21	6
3rd year	..	..	..	..	..	..	..	..	..	..	34	3
4th year	..	..	..	..	..	..	..	..	..	..	55	9
5th year	..	..	..	..	..	..	..	..	..	..	69	9

Notwithstanding anything elsewhere in this determination contained, where an improver is under the age of 21 years after completion of five years at the trade of making or repairing typewriters, book-keeping machines, adding machines, calculating machines, or duplicating machines, he shall be paid four-fifths of the second-class mechanics time wage until reaching the age of 21 years.

Proportion of Improvers.—In the making or repairing of typewriters, book-keeping machines, adding machines, calculating machines or duplicating machines—One improver to every two or fraction of two workers receiving not less than 85s. per week.

Brass polishing.—One improver to every two or fraction of two brass polishers receiving not less than the minimum wage.

**FEMALE AND UNAPPRENTICED JUNIOR LABOUR.**

4. (a) No junior other than an apprentice or an improver shall be employed at brass polishing or in assembling, making, or repairing typewriters, book-keeping machines, adding machines, calculating machines, or duplicating machines.

(b) Adult female labour may be employed in the manufacturing and assembling of small parts of electrical and other machinery and appliances, and in core-making, in which females were employed on the 15th May, 1935.

The wages of adult females shall be at the following weekly rates of wages :—

										Weekly Hiring.	Hourly Hiring.	
										s.	d.	
If of less than 12 months' experience	..	..	..	..	..	..	..	..	..	..	47	9
If of 12 months' or more experience	..	..	..	..	..	..	..	..	..	..	54	0

(c) Junior females may be employed in the occupations set out in sub-clause (a) of this clause at the following weekly rates of wages :—

										Weekly Hiring.	Hourly Hiring.	
										s.	d.	
1st year's experience	..	..	..	..	..	..	..	..	..	..	14	0
2nd year's experience	..	..	..	..	..	..	..	..	..	..	18	9
3rd year's experience	..	..	..	..	..	..	..	..	..	..	28	0
4th year's experience	..	..	..	..	..	..	..	..	..	..	35	3
5th year's experience	..	..	..	..	..	..	..	..	..	..	40	3
Thereafter until reaching 21 years of age	..	..	..	..	..	..	..	..	..	..	45	0

(d) Unapprenticed male juniors may be employed in or in connexion with manufacturing (as defined in clause 19 of this Determination) in all occupations, including as to core-making, employment upon all classes of work which before the making of this Determination could be done by female employees under this Determination for which apprenticeship is not provided by the Determination, except in nut, bolt and spike manufacturing, at the following weekly rates of wages :—

										Weekly Hiring.	Hourly Hiring.	
										s.	d.	
1st year's experience	..	..	..	..	..	..	..	..	..	..	15	6
2nd year's experience	..	..	..	..	..	..	..	..	..	..	22	3
3rd year's experience	..	..	..	..	..	..	..	..	..	..	30	6
4th year's experience	..	..	..	..	..	..	..	..	..	..	41	3
5th year's experience	..	..	..	..	..	..	..	..	..	..	52	6
6th year's experience	..	..	..	..	..	..	..	..	..	..	61	3
7th year's experience	..	..	..	..	..	..	..	..	..	..	65	0

Juniors employed under this and the immediately preceding sub-clause shall on dismissal receive from their employer a certificate of the period of employment completed. Employers who wilfully employ juniors without taking into account previous experience shall be guilty of a breach of this Determination.

(e) Unapprenticed male juniors may be employed (other than in manufacturing as defined in clause 19) in all occupations covered by this Determination for which apprenticeship is not provided, and in nut, bolt and spike manufacturing, at the following weekly rates of wages :—

										Weekly Hiring.	Hourly Hiring.	
										s.	d.	
Under 16 years of age	..	..	..	..	..	..	..	..	..	..	17	0
16 and under 17 years of age	..	..	..	..	..	..	..	..	..	..	25	0
17 and under 18 years of age	..	..	..	..	..	..	..	..	..	..	44	0
18 and under 19 years of age	..	..	..	..	..	..	..	..	..	..	55	9
19 and under 21 years of age	..	..	..	..	..	..	..	..	..	..	67	0

Juniors under the age of 16 shall not be employed on oil or gas burners or fires used for heating of small articles.

Juniors under the age of 18 shall not be employed as furnacemen or assistants to furnacemen—juniors over the age of 18 so employed shall be paid 3s. per week in addition to the junior rates of wage herein prescribed.

**HOURS OF EMPLOYMENT.**

5. With the exceptions herein set out the ordinary hours of employment shall be 44 per week, to be worked in five days of 8 hours and one day (Saturday) of 4 hours, or five days of 8 hours 48 minutes each, continuously except for meal hour 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. to noon on Saturday: Provided that the spread of hours herein prescribed may be altered by mutual agreement between an employer and his employees.

By agreement between any employer and his employees ordinary hours may be worked on the basis of 88 per fortnight with one week of 40 and one of 48 hours.

*Exceptions.*

(i) The ordinary hours of employment of forgers and forge furnacemen shall be five shifts per week of 9½ hours each, including crib time, for which no deduction of pay shall be made.

(ii) Employees working in country towns where Wednesday afternoon is recognized as the usual half working day of the week shall work the Saturday afternoon at ordinary rates: Provided that for work done after noon on a Wednesday overtime rates be paid.

**SHIFT WORK.***Continuous Work Shifts.*

6. (a) For the purposes of this clause, the expression "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 (if any).

(b) Employees working on continuous work shifts shall work thereon such number of shifts up to six per week as may be required; no such shift to exceed 8 hours inclusive of meal breaks (if any) nor to be discontinuous except for meal breaks (if any).

(c) The ordinary hours of actual work or duty exclusive of meal breaks off duty (if any) of employees working on continuous work shifts shall not exceed—

- (i) 8 in any one day; nor
- (ii) 48 in any one week; nor
- (iii) an average of 44 per week during the period of employment upon such shifts; nor
- (iv) such average reduced to 43 hours 5 minutes if such shifts include Sunday shifts; nor
- (v) a total of 176 hours during any four weeks of the period of employment upon such shifts; nor
- (vi) such total reduced to 172 hours 20 minutes during any such four weeks if such shifts include Sunday shifts.

Provided that such average and total shall not be so reduced to 43 hours 5 minutes and 172 hours 20 minutes if the employees on such shifts are for each ordinary hour worked thereon by them paid in the case of weekly employees at the rate of one forty-third (1/43) of the prescribed weekly wage, and in the case of hourly employees, at the rate of forty-four forty-thirds (44/43) of the prescribed rate for such employees which payments the employer shall have the option of making; nor shall they be so reduced if, in addition to other holidays (if any) to be given under this Determination to such employees, such employees are given in each year, one week's holiday on full pay, which week's holiday the employer shall have the option of giving.

(d) For all time of duty outside the limits of the ordinary hours prescribed in sub-clause (c) hereof, an employee on continuous work shift shall be paid at double rates. But this shall not apply to arrangements between employees themselves or in cases due to rotation of shift, or when the relief does not come on duty at the proper time: Provided that where not less than eight hours' notice has been given to the employer by the employee that he will be absent from work, and the employee whom he should relieve is not relieved, such unrelieved employee shall be paid time and a half for all time of duty after he has finished his ordinary shift.

(e) Employees on continuous work shifts, working afternoon and night shifts, shall be paid 5 per cent. more than ordinary rates for such shifts.

(f) Employees on continuous work shifts, working any Sunday or holiday shift, shall be paid at the rate of time and a half for such shift.

*Shift Work in other than Continuous Work.*

(g) In shift work, not upon continuous work as herein defined, any afternoon or night shift which does not continue for five successive working nights or more in a five-day workshop, or six successive working nights or more in a six-day workshop, shall be paid for at the rate of time and a half.

(h) Except as hereinafter provided for any afternoon or night shift which has been in operation for five nights or more and less than one month 10 per cent. more than ordinary rates shall be paid and after such shifts have continued for more than one month 5 per cent. more than ordinary rates shall be paid.

(i) On ship repair work shifts may be worked for not less than three successive nights at the rate of time and a quarter, but when five or more successive night shifts have been worked the rate shall be 10 per cent. more than ordinary rates, and after such shifts have continued for more than one month 5 per cent. more than ordinary rates.

(j) Shift workers shall be paid overtime at the rate of time and a half for the first 4 hours and double time thereafter for all time worked in excess of shift hours.

(j) (i) Employees who, during a period of engagement, work only on night shifts shall be paid at the rate of time and a quarter.

(j) (ii) When employees are called on to work afternoon and night shifts only they shall change over week and week about, and shall be paid 10 per cent. above ordinary rates for both shifts.

Where men work day and afternoon shifts only they shall change over week and week about, and shall be paid 10 per cent. extra for afternoon shifts.

**MIXED FUNCTIONS.**

7. 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.**

8. (a) For all work done outside ordinary hours the rates of wage shall be time and a half for the first 4 hours and double time thereafter. Such double time to continue to be paid until an employee has been relieved from work for at least 8 hours. Provided that an employee shall not be entitled to payment for such rest period.

(b) Except as provided above in computing overtime each day's work shall stand alone.

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

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

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

(f) As far as practicable employees shall not work overtime while competent labour is available.

(g) 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.

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

(i) Before starting overtime after working ordinary hours a meal break of at least 45 minutes shall be allowed, unless the period of overtime is less than one and a half hours.

An employer and his employee may mutually agree to any variation of this sub-clause to meet the circumstances of the work in hand.

(j) An employee required to work overtime for more than two hours without being notified the day before that he will be so required to work, shall either be supplied with a meal by the employer or paid 1s. 6d., or if work extends into a second meal hour 2s. 6d. for the two meals, but such payment need not be made to employees living in the same locality as their work-shop who can reasonably return home for meals.

If an employee pursuant to notice has provided a meal or meals and is not required to work overtime he shall be paid for each meal so provided.

(k) Subject to the provisions of the second part of the sub-clause (g) of this clause an employee shall work during meal breaks at the ordinary rates herein prescribed whenever instructed so to do 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.

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

**SPECIAL CONDITIONS APPLICABLE TO EMPLOYMENT IN UNDERTAKINGS RESPONSIBLE FOR THE INSTALLATION, MAINTENANCE,  
AND SUPPLY OF ELECTRIC LIGHT AND POWER.**

9. The following special conditions shall apply to all employees employed in undertakings concerned in the installation, maintenance, and supply of electric light and power:—

(a) (in lieu of clause 5 "Hours of Employment" of this Determination)—

The hours of employment, except of employees who were working 44 hours on this date shall be 48 per week to be worked (with the exception of shift workers and patrolmen) in five and a half days consecutively between 6 a.m. and 6 p.m., but this spread of hours may be altered by mutual agreement between an employer and his employees. Patrolmen, subject to continuance of existing conditions, shall work at such hours as the employer may direct.

(b) (in lieu of clause 6 "Shift Work" of this Determination)—

(i) Employees working in continuous work shall work such shifts as may be required.

(ii) A shift shall consist of 8 hours inclusive of such time as by mutual arrangement may be taken for meal breaks. By agreement with his employees an employer may allow a fixed meal hour for each shift without payment for such break. Employees engaged on continuous work on afternoon and night shifts shall be paid 5 per cent. extra for such shifts and all employees working on any Sunday or holiday shift shall be paid time and a half for such shifts.

(iii) Employees not engaged in a continuous work working on afternoon or night shift which does not continue for more than three successive nights shall be paid for such shifts at the overtime rates prescribed in this clause.

(iv) Shift workers shall be paid at the rate of time and a half for all time worked in excess of shift hours, except when such overtime is due to arrangement between the employees themselves, or is necessary in effecting periodical rotation of shifts, or is owing to the failure of a shiftman, who should relieve, to present himself for duty at the appointed time, in which cases ordinary time only shall be paid.

(v) All prevailing customs for holidays and annual leave of absence for shift workers, shall continue.

(c) The following sub-clause is added to clause 8:—

Employees effecting repairs to and engaged in the maintenance necessary for continuity of supply of electric light and of power plant and equipment shall be paid for all such overtime at the rate of time and a half.

(d) In lieu of clause 8 (c)—

An employee recalled after leaving work to work overtime shall be paid for a minimum of one hour's work at the appropriate rate.

(e) Clause 8 (f) and 8 (i) shall not be applicable to employees mentioned in this clause.

(f) If an employee works 8 hours on a Sunday he shall be given a day off duty during the following week, but payment shall not be made for such day off duty. If, in case of emergency, the employee cannot be granted such day off he shall be paid for any such day (which would have been his rest day) at the rate of time and a half for the hours worked on that day.

**HOLIDAYS AND SUNDAY WORK.**

10. (a) Employees shall be entitled to the following public holidays (without pay except as hereinafter provided):—New Year's Day, Australia Day, Good Friday, Easter Saturday, Easter Monday, 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.

**Exceptions.**

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

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

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

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

**PIECEWORK RATES.**

11. Subject to the minimum wages herein prescribed an employer may remunerate any of his employees under any system of payment by results.

**EXTRA RATES NOT CUMULATIVE.**

12. Extra rates in this Determination, including rates prescribed in clause 17, are not cumulative so as to exceed the maximum of double the ordinary rates.

**PAYMENT OF WAGES.**

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

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

**CONTRACT OF EMPLOYMENT.**

14. (a) With the exceptions hereinafter stated, employment may be by the week or by the hour. If by the week it shall be terminable on either side by one week's notice given on any day or (if the employer terminate it without such notice), by payment of one week's wages.

A contract for weekly employment may be terminated by any employer, without liability to pay for more than time actually worked, for misconduct or for absence from work without reasonable excuse.

If an employee engaged by the week absents himself from duty, except on public holidays or for days for which he produces a certificate from a medical practitioner or other proof satisfactory to his employer of sickness (aggregating 4 days' sickness in each year), a sum proportionate to his time of absence may be deducted from his pay, i.e., one-sixth of the weekly wage for each day of absence, including Saturday in shops working six days and one-fifth in shops working five days per week: Provided that only time actually lost shall be deducted when an employee is absent with leave on a Saturday.

(b) If the contract of employment is for hourly hiring, the total amount of the rates prescribed in clause 1 hereof shall be increased by 5s. per week (with a proportionate amount added to the wages of females and juniors), but such amount shall not be taken into account in computing overtime, Sunday, and holiday rates.

(c) Casual employees, i.e., employees for whom a full week's work is not provided shall for any such work be paid 10 per cent. in addition to the total wage prescribed for their occupations.

## MISCELLANEOUS PROVISIONS.

15. (a) *Tools*.—The employer shall provide for each employee all necessary tools, including micrometer, where used, but excluding other measuring or precision tools less than 13". The employee shall replace or pay for any tools so provided if lost through his negligence.
- (b) Employers shall provide proper washing and sanitary conveniences. In any workshop in which employees through a shop steward or committee ask for the provision of lockers and shower baths and an undertaking is given that the baths provided will be used by the majority of the workmen and that the baths and lockers will be properly cared for, a locker shall be installed by the employer for each workman, and hot and cold shower baths (away from lavatories) for all workmen employed in foundries.
- (c) Suitable asbestos sheet and coloured glasses shall be provided by employers for the protection of electric arc and oxy-acetylene operators and their assistants, and suitable mica or other goggles for emery-wheel operators.
- (d) Patternmakers at the conclusion of their employment shall be allowed one hour for grinding tools.
- (e) Suitable canvas or leather gloves shall be provided by employers for the operators of pneumatic tools and/or punch and shearing machines.
- (f) All ladles of a holding capacity of 15 cwt. or more shall be fitted with safety-work gear or an equivalent safety fitting.
- (g) Not more than  $\frac{1}{2}$  cwt. of molten metal per man shall be placed in ladles carried by hand.
- (h) Where molten metal is carried by hand a clear passageway not less than 2 feet wide shall be made.

## TIME AND WAGES BOOK.

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

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

## SPECIAL RATES.

17. In addition to the wages prescribed in clause 1 hereof the following special rates and allowances shall be paid :—
- (a) Leading hands in charge of not less than 3 and not more than 10 employees, including apprentices, 6s. per week extra ; more than 10 and not more than 20, including apprentices, 12s. per week extra ; more than 20, including apprentices, 18s. per week extra.
- (b) Working in wet places—1½d. per hour extra.  
Working in confined spaces—3d. per hour extra.  
Working in ship's bilges or in boiling-down works, lead works, sanitary works, or slaughter-yards—1d. per hour extra.
- (c) Working for more than one hour in the shade in places where the temperature is raised by artificial means to between 115 and 130 degrees Fahr., 1½d. per hour extra ; in places where the temperature exceeds 130 degrees Fahr., 3d. per hour extra. Where work continues for more than 2 hours in temperatures exceeding 130 degrees Fahr., employees shall also be entitled to 20 minutes rest after every 2 hours' work without deduction of pay. The temperature shall be decided by the foreman of the work after consultation with the employees who claim the extra rate.
- (d) Working for more than one hour in places where the temperature is reduced by artificial means below zero, 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.
- (e) Working on repairs to smoke-boxes or fire-boxes of locomotives or on repairs to the smoke-box, up-take, funnel, flue, furnace or combustion chamber of marine type boilers or on repairs to smoke boxes, fire-boxes, furnace or flues of other types of boilers, 1d. per hour extra.
- (f) Working on repairs in oil tanks or meat digestors, 1½d. per hour extra.
- (g) Dirty work, i.e., work which a foreman and workman shall agree is of an unusually dirty or offensive nature, 1½d. per hour extra.
- (h) Patternmaker in lignum vitae outside the workshop and fitting to stern bushes, 3d. per hour extra.
- (i) Tradesmen and/or welders employed in large operating power-houses, i.e., power-houses developing more than 8,000 kilowatts, other than those not on the regular staff, engaged on new construction shall be paid 6s. per week extra ; such amount shall be deemed to include all special rates provided in this clause except in sub-clause (a).
- (j) Compensation to the extent of damage sustained shall be made for work in which clothing or tools are damaged or destroyed by the use of acids.
- (k) Except when dismissed for misconduct or when leaving of his own accord, a patternmaker employed for less than three weeks at a workshop or job shall, to the extent of 6s. be reimbursed by his employer any expense incurred in the carting of tools.
- (l) 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.
- (m) The rate for forger and/or faggoter set out herein and the rate for forge furnacemen shall be for a 44-hour week. The hourly rate shall be ascertained by dividing the respective weekly rate as adjusted by 44.

## TRAVELLING TIME, ALLOWANCE, AND BOARD.

18. (a) When an employee is required to work away from his workshop or depot, all time reasonably spent in excess of time usually spent in travelling to or from his home to the workshop, depot, or district centre shall be paid for at ordinary rates up to a maximum of twelve hours out of every twenty-four (except on Sunday when payment shall be at the rate of time and a half, or a maximum of eight hours out of each twenty-four). An employee required to work at a job away from his workshop, depot, or district centre shall, at the direction of his employer, present himself for work at such job at the usual time for starting work.

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

All excess fares and reasonable travelling expenses including board and lodging and 2s. for each meal (if any) incurred in such travelling time shall be paid by the employer.

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

(c) On jobs of less than three months' duration 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 or other temporary shelters is necessary.

(d) 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.

## DEFINITIONS.

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

"Manufacture and/or manufacturing" means the making and assembling in quantities of interchangeable or standardized parts used in or in connexion with machinery and mechanical apparatus and of electrical machinery and apparatus and of locks, scales, window frames, and other metallic articles.

"Process worker" means an employee engaged on—

- (1) 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

- (2) in the assembling of parts of mechanical appliances or other metallic articles so made, in which no fitting or adjustment requiring skill is required, or
- (3) in specialized processes—not requiring the use of hand tools (except hammers, screw drivers, or spanners) in or in connexion with manufacturing, or
- (4) in the assembling of typewriters, and/or book-keeping, and/or adding, and/or calculating, and/or duplicating machines, for the first time in Australia, but does not include tuning, and/or testing, and/or adjustment of such machines.
- “First Class Mechanic” means an adult employee who fits, repairs, maintains, and/or services wholly or in part any typewriter and/or duplicating machine.
- “Second Class Mechanic” means an adult employee who adjusts or aligns machines for the first time in Australia.
- “Tradesman in making or repairing typewriters, bookkeeping, adding, calculating, or duplicating machines,” means an adult employee who makes parts.
- “Tradesman” means an adult workman who, in the course of his employment, works from drawings or prints required to be scaled, and/or measured from drawings or prints, or makes precision measurements, or applies general trade experience, and includes locksmith and first-class machinist.
- “Precision measurements” means measurements of a finer accuracy than is possible with the naked eye from caliper, measuring scale, or rule.
- “Tradesman in gun armament, instrument, and torpedo work” means a tradesman who is required to lay out and repair or make naval gun optical instrument or torpedo mechanisms, and includes a tradesman engaged dismantling, assembling, and rating torpedoes, also tradesmen engaged dismantling, assembling, and fitting in turrets of actual parts of gun mountings and guns.
- “Patternmaker” means a tradesman engaged in the making of patterns in wood.
- “Toolmaker” means a tradesman making and/or repairing any precision tool, gauge, die, or mould to be affixed to any machine, who designs or lays out his work and is responsible for its proper completion.
- “First-class machinist” means a tradesman who is partly or wholly engaged in setting up and operating the following machines:—Lathe, boring machine, milling machine, planing machine, shaping machine, slotting machine and grinding machine.
- “Second-class machinist” means an adult not engaged as a tradesman and who is not required to work from drawings or prints required to be scaled and/or measured from drawings or prints or to make precision measurements, but who is engaged in operating or in the setting up and operating of machines enumerated in the definition of “First-class machinist”; or who is engaged operating a key-seating machine, or a second-class brass finisher or as a pipe fitter on low pressure work.
- “Third-class machinist” means a machinist, not being a process worker, who operates any machine set up by a tradesman or any machine the setting up of which does not require the knowledge or skill of a second-class machinist.
- “Window-frame making” means the making in quantities of metal window frames, metal doors, and grilles, and metal ornamentations used in buildings.
- “Motor mechanic” means an adult employee engaged in making, repairing, altering, assembling (except for the first time in Australia) or testing the metal parts (including electric) of the engines of motor cars, motor cycles, or other motor vehicles.
- “Locksmith” means a tradesman engaged in the making (except in quantities by manufacturing methods) and/or repairing of locks and the mechanism of safe and strong-room doors.
- “First-class welder” means an adult employee using electric arc or acetylene blowpipe or coal gas cutting plant on work other than filling castings, cutting scrap metal, using jigs or doing work covered by definitions of second and third-class welder, and includes re-welding by hand processes.
- “Second-class welder” means an adult employee not required to do first-class welding, but engaged in filling castings or in manufacturing of sheet metal goods or welding with the aid of jigs, or re-welding except by hand processes, or operating automatic welding machines for the setting up of which he is not responsible.
- “Third-class welder” means an adult employee using electric spot or butt welding machine, or cutting scrap with oxy-acetylene blowpipe.
- “Other smiths” includes ajax forger, blacksmith bulldozer, Bradley hammer smith, drop-hammer smith, chain smith, engine smith, general smith, motor smith, oliver smith, ship smith, spring smith, rolling-stock smith, and wheelwright smith.
- “Jobbing moulder” means a metal moulder engaged in floor moulding, loam moulding, strickle moulding, or moulding from loose patterns, and/or finishing off bath moulds made by a machine process.
- “Jobbing coremaker” means a moulder engaged in making cores for metal moulds by the use of loam or strickle boards, or by loose boxes, other than loose boxes used for repetition production of cores requiring little or no skill to produce.
- “Plate and machine moulder” means an adult employee engaged in moulding on the plate system or by machines where the pattern is either a fixture to the plate or the spray system is used.
- “Machine coremaker” means an adult employee making cores by machines where the core box is a fixture to or part of such machine, or making repetition cores requiring little or no skill to produce.
- “Furnaceman” means an employee in charge of a furnace used for smelting metals or ores, case hardening and/or annealing furnaces, and such heating furnaces where the weight of individual pieces of material is 5 cwt. or more or the area of the material exceeds 4 square feet.
- “Year” means 365 consecutive days, starting from the day of commencement of operation of this Determination.
- “Shift work”—afternoon shift means any shift finishing after 6 p.m. and at or before midnight. Night shift means any shift finishing subsequent to midnight and at or before 8 a.m.
- “Sunday” means all time between midnight Saturday and midnight Sunday.
- “Wet place” means a place in which water is continually dripping from overhead to such an extent as to saturate the clothing of a workman, or a place where water accumulates underfoot to a depth exceeding two inches.
- “Confined place” means a working place, the dimensions of which necessitate an employee working in a stooped or otherwise cramped position, or without proper ventilation, or where confinement within a limited space is productive of unusual discomfort.
- “Ship repairs” means (a) all repair work done on ships, (b) all work other than the making of spare parts and stores done in a workshop used for ship repairs only, (c) work done in a workshop used for both ship repairing, general engineering metal moulding, steel construction, and other heavy metal fabrication on which employees are engaged both on the ship and in the workshop.

## SPECIAL EXEMPTIONS.

20. (a) *Motor Body Building*.—Employers engaged in motor body building and the assembling of motor chasses shall be exempt from this Determination as to the making of motor bodies and the assembling of chasses.

(b) *Agricultural Implement Making*.—Except as to the Wages prescribed for Tradesmen.—Employers engaged in the making of agricultural and dairying implements shall, as to employees engaged in the making of such agricultural and dairying implements (including engines used for agricultural purposes), be exempt from this Determination.

F. A. MARZORINI,

Secretary for Labour.

Melbourne, 16th November, 1937.

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THURSDAY, DECEMBER 2.

[1937

Factories and Shops Acts.

DETERMINATION OF THE WOODWORKERS BOARD.

Adjusted pursuant to Section 21 of the *Factories and Shops Act 1934* (No. 4275).

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

I, FRANCIS ANTHONY MARZORINI, in pursuance of the powers contained in the Factories and Shops Acts and in consequence of the provisions contained in a determination made on the 11th October, 1937, by the Woodworkers Board and published in the *Government Gazette* on 21st October, 1937, hereby issue an adjusted determination showing the adjusted wages rates to be paid as from the first pay period commencing in December, 1937, to any persons (other than persons under the jurisdiction of the Carpenters, Agricultural Implements, Country Agricultural Implements, Shops Board No. 12 (Fuel and Fodder), Shops Board No. 13 (Fuel and Fodder, Country), or persons engaged in ship or boat building, or the erection of bridges, wharfs, or similar structures), employed as—

- (a) box-makers;  
 (b) stackers, sorters, loaders, or unloaders of sawn, hewn, or split timber or logs;  
 (c) sawmill, timber-yard, timber seasoning plant, box factory, or joiners' workshop employees (other than carpenters or joiners);  
 (d) builders of tramways for the conveyance of logs or timber;  
 (e) timber fellers, hewers, or splitters whosoever employed;  
 (f) forest workers conveying timber to a sawmill;  
 (g) workers conveying timber from a sawmill by tramway;  
 (h) woodworkers making articles not under the jurisdiction of any Wages Board heretofore appointed or hereafter to be appointed—

(2) (a)

WAGES PER WEEK OF 46 HOURS.

*Adult Employees.*

	Employed in the Bush or at Bush Sawmills.	Employed in the Metropolitan, Mildura, and Gippsland Districts, Geelong and Warrnambool. (Except in the Bush and at Bush Sawmills.)	Employed in all other Districts of Victoria. (Except in the Bush and at Bush Sawmills.)
	£ s. d.	£ s. d.	£ s. d.
Blacksmith .. .. .	5 0 0	5 1 0	4 18 0
Driver of caterpillar tractor .. .. .	4 12 6	.. .. .	.. .. .
Glazier .. .. .	4 8 0	4 9 0	4 6 0
Painter .. .. .	4 8 0	4 9 0	4 6 0
Mantelpiece maker .. .. .	4 15 0	4 16 0	4 13 0
Millwright .. .. .	5 3 0	5 4 0	5 1 0
Watchman .. .. .	4 4 0	.. .. .	.. .. .
Storeman and packer .. .. .	4 0 0	4 1 0	3 18 0
Truck builder and/or repairer .. .. .	4 14 0	.. .. .	.. .. .
Broad axeman .. .. .	5 2 0	5 3 0	5 0 0
Guard, i.e., an employee other than an engine driver who is in charge of a train of trucks drawn by a locomotive .. .. .	4 14 0	.. .. .	.. .. .
Brakesman on log or timber truck .. .. .	4 8 0	.. .. .	.. .. .
Leading hand (see definition, Clause 23) .. .. .	.. .. .	.. .. .	.. .. .
Splitter, packing .. .. .	4 2 0	4 3 0	4 0 0
Splitter of billets for staves .. .. .	4 3 0	4 4 0	4 1 0
Splitter, spoke stave and paling .. .. .	4 5 0	4 6 0	4 3 0
Spotter at spot mills .. .. .	4 14 0	.. .. .	.. .. .
Timber bender by hand .. .. .	4 8 0	4 9 0	4 6 0
Timber or log trucker on haulage by winch on tram line .. .. .	4 6 0	.. .. .	.. .. .
Timber or log trucker on haulage by winch on tram line (where permanently employed as such) .. .. .	4 8 0	.. .. .	.. .. .
Loading or turning sleepers over 5 feet long or loading logs .. .. .	4 3 6	.. .. .	.. .. .
Kiln operator, i.e., employee who operates a drying kiln and is responsible for the temperature reading and records thereof .. .. .	4 11 0	4 12 0	4 9 0
Platelayer .. .. .	4 4 0	.. .. .	.. .. .

WAGES PER WEEK OF 46 HOURS.—Adult Employees—continued.

	Employed in the Bush or at Bush Sawmills.	Employed in the Metropolitan, Mildura, and Gippsland Districts, Geelong and Warrambrook. (Except in the Bush and at Bush Sawmills.)	Employed in all other Districts of Victoria. (Except in the Bush and at Bush Sawmills.)
	£ s. d.	£ s. d.	£ s. d.
Carter and driver—bullock team—bush .. .. .	4 16 0	..	..
Carter and driver—bush—			
(a) driver of one or two horses .. .. .	4 4 0	..	..
(b) driver of three horses .. .. .	4 7 0	..	..
(c) driver of more than three horses .. .. .	4 10 0	..	..
(d) driver grooming and feeding one or two horses outside ordinary hours— 1s. per day extra and 1s. for Sunday.			
(e) driver grooming and feeding more than two horses outside ordinary hours—2s. per day extra and 2s. for Sunday.			
Crane attendant or dogman—			
(a) working up to a height of 40 feet .. .. .	4 2 0	4 3 0	4 0 0
(b) working at a height over 40 feet .. .. .	4 4 0	4 5 0	4 2 0
Faller .. .. .	4 14 0	..	..
Hookman and/or log yardman .. .. .	4 4 0	4 5 0	4 2 0
Landing builder or repairer .. .. .	4 4 0	4 5 0	4 2 0
Landing builder or repairer—man in charge of .. .. .	4 10 0	4 11 0	4 8 0
Orderman .. .. .	4 9 0	4 10 0	4 7 0
Tallyman and/or measurer .. .. .	4 9 0	4 10 0	4 7 0
Ropeman or shoeman .. .. .	4 14 0	4 15 0	4 12 0
Offsider to ropeman or shoeman .. .. .	4 2 0	4 3 0	4 0 0
Saw doctor .. .. .	5 9 0	5 10 0	5 7 0
Saw sharpener (exclusively employed as such)	4 12 0	4 13 0	4 10 0
Grinder (exclusively employed or as a principal duty grinding knives and cutters)	4 19 0	5 0 0	4 17 0
Water dogman .. .. .	4 7 0	..	..
River logman .. .. .	4 2 0	..	..
Stacker for seasoning by means of stripping .. .. .	4 3 0	4 4 0	4 1 0
Block stacker to height of over 6 feet .. .. .	3 18 0	3 19 0	3 16 0
Tramway builder or repairer .. .. .	4 3 0	..	..
Tramway builder or repairer—man in charge of .. .. .	4 9 0	..	..
Sawing employees—			
(a) Log band sawyer .. .. .	5 3 0	5 4 0	5 1 0
(b) Twin or vertical sawyer who breaks down logs and cuts planks to a finished size .. .. .	5 3 0	5 4 0	5 1 0
(c) Stave cutting sawyer .. .. .	4 16 0	4 17 0	4 14 0
(d) (i) Twin or vertical sawyer who breaks down logs but does not cut planks to size (city mills) .. .. .	..	4 15 0	4 12 0
(ii) Twin or vertical sawyer who breaks down logs but does not cut planks to size (elsewhere) .. .. .	4 13 0	..	4 11 0
(e) Flitching frame sawyer .. .. .	4 12 0	4 13 0	4 10 0
(f) No. 1 Benchman .. .. .	5 3 0	5 4 0	5 1 0
(g) No. 2 Benchman .. .. .	4 16 0	4 17 0	4 14 0
(h) No. 3 Benchman .. .. .	4 9 0	4 10 0	4 7 0
(i) No. 4 Benchman .. .. .	4 2 0	4 3 0	4 0 0
(j) Gang frame sawyer .. .. .	4 10 0	4 11 0	4 8 0
(k) Dockerman and/or tallyman where two or more dockers—			
(i) Main dockerman .. .. .	4 6 0	4 7 0	4 4 0
(ii) Dockerman, other than main .. .. .	4 1 0	4 2 0	3 19 0
(iii) Responsible man at main dockerman .. .. .	4 9 0	4 10 0	4 7 0
(iv) Responsible man at dockerman other than main .. .. .	4 4 0	4 5 0	4 2 0
(l) Dockerman and/or tallyman where only one dockerman .. .. .	4 4 0	4 5 0	4 2 0
(m) Steam or other power-driven crosscut sawyer .. .. .	4 8 0	4 9 0	4 6 0
(n) Ripper or crosscut cutting wood blocks .. .. .	4 2 0	4 3 0	4 0 0
(o) Puller out No. 1 Bench—			
(i) Single handed on dead roller .. .. .	4 14 0	4 15 0	4 12 0
(ii) On dead roller where not single handed .. .. .	4 6 0	4 7 0	4 4 0
(iii) Power-driven or friction feed or split roller .. .. .	4 3 0	4 4 0	4 1 0
(p) Handleman or leverman No. 1 Bench .. .. .	4 3 0	4 4 0	4 1 0
(q) Puller out No. 2 Bench—			
(i) Single handed on dead roller .. .. .	4 8 0	4 9 0	4 6 0
(ii) On dead roller where not single handed .. .. .	4 3 0	4 4 0	4 1 0
(iii) Power-driven or friction feed or split roller .. .. .	4 1 6	4 2 6	3 19 6
(r) Handleman or leverman No. 2 Bench .. .. .	4 1 6	4 2 6	3 19 6
(s) Setter on log band saw carriage .. .. .	4 4 0	4 5 0	4 2 0
(t) Setter on other saw carriage .. .. .	4 3 0	4 4 0	4 1 0
(u) Puller out or assistant, No. 3 Bench .. .. .	4 0 0	4 1 0	3 18 0
(v) Roller re-cut band sawyer using blade over 3 inches in width .. .. .	4 17 0	4 18 0	4 15 0
(w) Roller re-cut hand sawyer using blade not over 3 inches in width if the sawyer is ever required to braze or sharpen his own saw and then only from such time as he is required so to act .. .. .	4 16 0	4 17 0	4 14 0
(x) Roller re-cut hand sawyer using blade not over 3 inches if not brazing or sharpening his own saw .. .. .	4 10 0	4 11 0	4 8 0
(y) Circular sawyer if cutting a depth of or over 7½ inches .. .. .	4 17 0	4 18 0	4 15 0
(z) Circular sawyer if cutting a depth of under 7½ inches .. .. .	4 10 0	4 11 0	4 8 0
(aa) Edger sawyer to log band sawyer .. .. .	4 16 0	4 17 0	4 14 0
(ab) Breaking down bench sawyer (cities and towns) .. .. .	..	4 15 0	4 12 0
(ac) Other breaking down bench sawyers .. .. .	4 12 0	4 13 0	4 10 0
(ad) Frame sawyer if cutting a depth of or over 18 inches .. .. .	4 11 0	4 12 0	4 9 0
(ae) Frame sawyer if cutting a depth of less than 18 inches .. .. .	4 7 0	4 8 0	4 5 0
(af) Detail band or jig sawyer if the sawyer is ever required to braze or sharpen his own saw and then only from such time as he is required so to act .. .. .	4 16 0	4 17 0	4 14 0

WAGES PER WEEK OF 46 HOURS.—Adult Employees—continued.

	Employed in the Bush or at Bush Sawmills.	Employed in the Metropolitan, Mildura, and Gippsland Districts, (Geelong and Warrnambool. (Except in the Bush and at Bush Sawmills.)	Employed in all other Districts of Victoria. (Except in the Bush and at Bush Sawmills.)
	£ s. d.	£ s. d.	£ s. d.
(ag) Detail band or jig sawyer if not brazing or sharpening his own saw ..	4 10 0	4 11 0	4 8 0
(ah) Sawyer cutting detail work ..	4 16 0	4 17 0	4 14 0
(ai) Sawyer preparing timber for moulding machines (other than vertical, flat or deep cutting) ..	4 11 0	4 12 0	4 9 0
(aj) Crosscut sawyer, cabinet furniture or joinery work ..	4 10 0	4 11 0	4 8 0
(ak) Crosscut sawyer not provided for elsewhere herein ..	4 4 0	4 5 0	4 2 0
(al) Case or box bench sawyer flattening off and/or crosscut ..	4 0 0	4 1 0	3 18 0
(am) Puller out at log band saw, edging saw, roller re-cut band saw using blade of or over 3 inches in width or circular saw cutting depth of or over 7½ inches ..	4 3 0	4 4 0	4 1 0
(an) Puller out, dogger or wedger up—any breaking down saw ..	4 3 0	4 4 0	4 1 0
Machinists operating the following :—			
(a) Shaper, Boulton's carver, general joiner, wood turner, buzzer (using other than straight irons), Lindemann gluer and joiner ..	5 0 0	5 1 0	4 18 0
(b) Any automatic lathe (including variety turning, copying, spoke turning or any other) or routing machine where the machinist is ever required to set up his machine and grind his knives and cutters and then only from such time as he is required so to act ..	5 0 0	5 1 0	4 18 0
(c) Moulding machine where the machinist is ever required to set up his machine and grind his knives and cutters and then only from such time as he is required so to act ..	4 17 0	4 18 0	4 15 0
(d) Moulding machine where the machinist has not been required to grind his knives and cutters but is at any time required to set up his machine and then only from such time as he is required so to act ..	4 11 0	4 12 0	4 9 0
(e) Moulding machine where the machinist is never required to set up his machine nor to grind his knives and cutters but is merely an operator ..	4 2 0	4 3 0	4 0 0
(f) Planing machine (one, two, three or more heads) or veneer lathe where the machinist is ever required to set up his machine and grind his knives and cutters and then only from such time as he is required so to act ..	4 15 0	4 16 0	4 13 0
(g) Any machine in the last preceding paragraph (other than a single-sided planer in case or box making) where the machinist has not been required to grind his knives and cutters but is at any time required to set up his machine and then only from such time as he is required so to act ..	4 9 0	4 10 0	4 7 0
(h) Tenoning machine where the machinist is ever required to set up his machine and grind his knives and cutters and then only from such time as he is required so to act ..	4 14 0	4 15 0	4 12 0
(i) Tenoning machine or single-sided planer (in case or box making) where the machinist has not been required to grind his knives and cutters but is at any time required to set up his machine and then only from such time as he is required so to act ..	4 6 0	4 7 0	4 4 0
(j) Tenoning machine where the machinist is never required to set up his machine nor to grind his knives and cutters but is merely an operator ..	4 2 0	4 3 0	4 0 0
(k) Buzzer (using straight irons), jointer, carving machine, dovetailing machine (for joinery or cabinet work), cross grainer, lock angle machine or spoke throater where the machinist is ever required to set up his machine and grind his knives and cutters and then only from such time as he is required so to act ..	4 12 0	4 13 0	4 10 0
(l) Dovetailing machine for box or case making where the machinist is ever required to set up his machine and grind his knives and cutters and then only from such time as he is required so to act ..	4 9 0	4 10 0	4 7 0
(m) Any machine in the preceding paragraphs (k) or (l) where the machinist has not been required to grind his knives and cutters but is at any time required to set up his machine and then only from such time as he is required so to act ..	4 4 0	4 5 0	4 2 0
(n) Mortising machine (chain or hollow chisel of any kind or any other), Gaynor machine in case or box making, multiple or single spindle boring machine, slotter, veneer chaff machine or veneer guillotine or clipping machine where the machinist is ever required to set up his machine or to grind his knives and cutters and then only from such time as he is required so to act ..	4 4 0	4 5 0	4 2 0
(o) Any machine in the preceding paragraphs (b), (f), (k) or (n) where the machinist is never required to set up his machine nor to grind his knives and cutters but is merely an operator or feeder of the machine ..	4 0 0	4 1 0	3 18 0
(p) Timber bending machine ..	4 7 0	4 8 0	4 5 0
(q) Sandpaper or emery machine or belt (except belt sanding in the making of plywood) ..	4 7 0	4 8 0	4 5 0
(r) Belt sander in the making of plywood ..	4 4 0	4 5 0	4 2 0
(s) Plywood machine—press operator on ..	4 3 0	4 4 0	4 1 0
(t) Equalizer cutting plywood with parallel saws ..	4 3 0	4 4 0	4 1 0
(u) Box lacing machine ..	4 4 0	4 5 0	4 2 0
(v) Box nailing machine ..	4 3 0	4 4 0	4 1 0
(w) Box printing machine ..	4 2 0	4 3 0	4 0 0
Box, case or crate finisher ..	4 5 0	4 6 0	4 3 0
Box, case or crate maker and/or repairer (manual) ..	4 0 0	4 10 0	4 7 0
Bench hand hoop ironing boxes, cases or crates ..	4 9 0	4 10 0	4 7 0
Corelayer or corefeeder on veneer gluing machine ..	4 3 0	4 4 0	4 1 0
Rigger or tree climber ..	5 1 0	..	..
All others ..	3 16 0	3 17 0	3 14 0

## (b) Special rates—

- (i) The minimum rates of pay of special workers except those provided for in clause 22 (2) shall be as follows:—In all places, 2s. 8d. per hour provided that:—
- (ii) Special work carrying timber or logs off rafts or sunken punts, or carrying or handling timber or logs on any raft, punt, wharf, or dump which has recently been submerged and is in a wet condition therefrom—an extra 6d. per hour.
- (iii) For work prescribed in clause 22 (2) hereof payment shall be made at the rate of 10 per cent. additional to the weekly rate prescribed herein for the class of work performed provided that:—
- (iv) Submerged timber—regular employees carrying off rafts or sunken punts, or carrying or handling on any raft, punt, wharf, or dump, timber which has recently been submerged and is in a wet condition therefrom—6d. per hour extra.

## RATES FOR APPRENTICES AND JUNIOR LABOUR.

(3) The minimum rates for apprentices shall be as provided in clause 14 hereof and for unapprenticed boys as provided in clause 16 hereof.

## PAYMENT BY RESULTS.

(4) Subject to the employee receiving at least the minimum time rate an employer may remunerate any of his employees under any system of payment by results based on rates which will enable workers of average capacity to earn at least 10 per cent. in excess of their weekly rates.

(b) Where an employee works part of a full week at piece-work rates and part at time rates he shall be paid so much as he is entitled to receive under such piece-work rates, plus the proportionate amount which he is entitled to receive under this award at time rates of pay.

(c) Where an employer has any person working under any system of payment by results referred to in this clause, he shall reduce into writing the terms under which such person is working, and such document shall be signed by such person and the employer. Upon demand by an officer of the union such document shall be shown to him, and he shall be allowed to make a copy of same should he so desire.

## TURNING AND LOADING SLEEPERS.

(5) When sleepers are being inspected whilst they are being loaded into trucks by piece-workers and, at the request of the employer or of a Government inspector or of the buyer, the sleepers are turned for inspection or re-inspection, the loaders shall receive turning rates whilst turning such sleepers and loading rates whilst loading such sleepers.

## TRAVELLING ALLOWANCE.

(6) Subject to the following an employee engaged in ordinary travelling on duty or on work on which he is unable to return to his home at night shall be paid such personal expenses as he reasonably incurs in travelling, which expenses shall be taken to be at least 7s. 6d. per day.

(b) Where such employee travels by boat or other conveyance in which his ticket includes meals and bed he shall not be entitled to the said allowance.

(c) Where the employer of such employee provides or is willing to provide meals and bed the employee shall have the option of receiving 7s. 6d. per day or accepting the meals and bed provided or offered by the employer.

(d) This clause shall not apply to workers in the bush or to those ordinarily and usually employed on lighters, punts, or rafts.

## TRAVELLING TIME.

(7) Subject to the following a weekly employee shall, when he is directed or required to work at a place other than his usual place of work, be paid at ordinary rates for all time occupied in travelling to and from the place at which he is so directed or required to work in excess of the time ordinarily occupied in travelling to and from his usual place of work.

(b) Each employee in the bush shall have a fixed starting place which shall be the existing starting place.

(c) New starting places in the bush shall be fixed by agreement between the employer and the union.

(d) When an employee has a fixed starting point in the bush he shall be paid for all time occupied in travelling between the starting point and the work and for all time in excess of half an hour back from the work to the starting point.

## 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 half or less than half of one day or shift he shall be paid the higher rate for the time so worked.

(b) Where an employee is transferred without seven days' written notice to a grade of work carrying a lower minimum rate of wage than that at which he is usually employed, he shall be paid, during such seven days or any less time so employed, the rate of wage he was receiving for the work usually performed by him.

(c) Where an employee is engaged on higher grade work at his own request for the purpose of learning such work, he shall be paid for the time he is so engaged for a period or periods not exceeding fourteen days in all at his usual rate of pay prior to his being so engaged, and thereafter at the rate prescribed for the higher grade work. The employer shall, within one week of the engagement of an employee under this sub-clause, inform the union by registered letter of such employment and the duration of such employment.

## TERMS OF ENGAGEMENT.

(9) All employees except those engaged on piece-work or on casual work shall be employed on a weekly engagement subject to the following terms:—

(1) An employee shall perform such work as the employer shall from time to time require on the usual days and within the prescribed hours, provided that until the seven days' notice of transfer to a lower grade, prescribed by clause 8, sub-clause (b) hereof, expires, such work shall in the case of cities and towns be of or be paid for as of a similar class to that usually performed by such employee.

(2) Employment during the first week of such engagement shall be from day to day at the weekly rate prescribed, except in the case of a re-engagement within one month after the termination of a previous service of the employee under the employer.

(3) An employee shall be entitled to payment when absent from work consequent upon an accident or ill health (not attributable to his own misconduct) for not more than four days in any year provided that he produces evidence thereof satisfactory to his employer or to such employer's local manager within 48 hours of the commencement of such absence.

Provided that where, under any scheme of insurance or an accident relief or provident fund, to secure the benefit of which the employer has paid the necessary premium or under any Workers' Compensation Act, compensation becomes payable for any of such days of absence, the employer shall not be bound to pay more of such wage than is sufficient with such compensation to make up the full pay for any of such days.

This sub-clause shall not apply to workers employed in the bush or at bush sawmills.

(4) Subject to the provisions of the two next succeeding sub-clauses a week's notice of the termination of such engagement shall be given to terminate such engagement on the corresponding day of the following week or on any later day thereof and if the employer terminates it without giving such notice he shall pay the employee one week's wages instead.

Provided that in the case of work in the bush and at bush mills such notice may be dispensed with by the consent in writing of the employer and employee.

Provided also that if an employee leave his employment otherwise than in pursuance of such week's notice or of such consent in writing or of dismissal by the employer, the employer may retain any money due by virtue of this award to the employee until the time at which it would have become payable if the employee had not so left.

(5) The employer may dismiss any employee preemptorily without notice for malingering, inefficiency otherwise than through temporary illness, neglect of duty or misconduct, and pay the employee's wages up to the time of such dismissal only.

(6) The employer may deduct payment for any day the employee cannot be usefully employed because of any strike by or participation in any strike by the union, by any branch of the union, or by any members or member of the union employed by the employer or because of any strike by or participation in any strike by any other union, branch of any other union or members or member of any other union employed by the employer, or because of any breakdown of machinery, or because of any other stoppage of work for any reasonable cause. The onus of proving reasonableness of the cause shall be on the employers.

- (7) In any case where the wage per hour has to be calculated it is to be the weekly wage divided by the weekly number of hours which obtains in the industry.
- (8) Employer parties may engage employees in box and case factories by the hour and shall pay such employees at a rate per hour proportionate to the weekly wage, plus 10 per cent., with a minimum amount in respect of any employment on a day as for the full day.

(10) **HOURS OF LABOUR.**  
The standard hours of work in this industry shall be 46 per week—

- (a) The maximum ordinary working hours of employees shall be 46 per week throughout the industry, provided that where persons are employed in any other industry such persons' hours of work shall be uniform with those prevailing in such industry.
- (b) The daily spread of hours shall be such as may be agreed upon by a majority of the employees and employer concerned in any business and approved of by the State branch of the union. In default of such agreement and approval such hours shall be worked within nine and three-quarter consecutive hours between 7.15 a.m. and 5.30 p.m. standard time on Monday to Friday—one hour or such other time as may be agreed upon being allowed for luncheon between noon and 2 p.m.—and between 7.15 a.m. and 12 noon standard time on Saturday.
- (c) Sub-clause (b) hereof shall not apply to feeders, hookmen, log yardmen, log loaders and log haulers, greasers, bush blacksmiths, sanitary men, and men employed on barges and rivers.
- (d) The hours for shiftmen shall be as prescribed by clause 11 hereof.

(11) **SHIFT WORK.**

In the event of more than one shift being worked then each shift—other than the day shift—shall be worked in five equal periods during the week (excluding Sunday), at such hours as may be agreed upon between the employer and employees concerned, provided that the total hours worked in any week on shifts, other than the day shift, shall not exceed 90 per cent. of the ordinary weekly hours prescribed for the day shift.

**HOLIDAYS.**

(12) All employees, except piece-workers, bush workers, and bush sawmill employees, shall be entitled to nine holidays with payment therefor in the manner hereinafter prescribed:—Such holidays shall be New Year's Day, 26th January (Australia Day), Good Friday, Easter Saturday, Easter Monday, 21st April (Labour Day), Christmas Day, Boxing Day, and (a) within 25 miles of the General Post Office at Melbourne, Melbourne Cup Day; (b) outside the radius mentioned in 12 (1) (a) Anzac Day, provided that in any year in which Anzac Day falls on a Sunday, King's Birthday shall be observed as a holiday in lieu thereof.

(2) Bush workers and bush sawmill workers, other than piece-workers, groomers, feeders, and watchmen, shall have a full week's holiday at Christmas and four days holiday at Easter, that is to say, Good Friday, Easter Saturday, Easter Monday, and Easter Tuesday.

(3) (i) Except as provided in this sub-clause no deduction shall be made from wages in respect of any of the holidays prescribed in sub-clauses (1) or (2) hereof.

(ii) Subject to observance of the provisions herein set forth for payment to employees in respect of such holidays, the employer may deduct from an employee's wage an amount corresponding with the time which the employee works short because of such holidays. Such provisions are the following:—

- (a) The employer shall for each calendar month of the employment credit in account the employee with one-eighth of the amount of the employee's prescribed weekly rate of wage, except in the case of a groom or feeder or watchman where the amount to be credited shall be one-sixth of the amount of such rate.
- (b) On or before the pay-day next preceding a holiday the amount of time that the employee will work short because of the holiday and the amount which will be deducted from his wage in respect of such working short shall be ascertained.
- (c) If on such pay-day there is standing to the credit of the employee pursuant to the preceding paragraph (a) an amount equal to or exceeding the amount that will be so deducted from his wage, the employer shall on that day pay him an amount equal to that which will be so deducted and the employee's credit shall be reduced by the amount so paid.
- (d) If on such pay-day the amount standing to such credit is less than the amount which will be so deducted, the employer shall on that day pay to the employee the amount then standing to such credit, which credit shall be reduced by the amount so paid.
- (e) If on such pay-day there is nothing standing to such credit nothing shall be payable in respect of such holiday.
- (f) On the first pay-day after the expiration of each twelve months of service of the employee the amount (if any) then standing to such credit shall be paid to him and such credit shall be reduced by the amount so paid.
- (g) On the determination of the employee's service the amount (if any) then standing to such credit shall be paid to him.

(4) **Optional Holiday.**—On or before the 7th day of December in each year the union shall give the employer written notice of the number and names of his employees who do not intend to work during the working days between Christmas and New Year's Day. In default of such notice the employer may circularize his employees to obtain such information, and the employees intending not to work on such days shall inform the employer on or before the 14th day of December accordingly.

If the number of employees, whether members of the union or not, who inform the employer either by means of the union or otherwise that they do not intend to work on such days exceeds 33 per cent. of all the employees, whether members of the union or not, in the employer's business, then the employer may, if he chooses, close down his business on those days; provided that he gives notice to his employees on or before the 21st day of December that he intends to do so. Where such number of employees is 33 per cent. or under, then the employer shall keep his business open for work on such days. Where the business is kept open for work, the employer may require the employees presenting themselves for work to work in any capacity he may appoint, provided that the employees shall be paid at their ordinary rates for such work as they are called on to do.

If any employee whose name has not been submitted by the union as provided herein, or who has not informed the employer on or before the 14th day of December that he does not intend to work on the days in question, absents himself from work when the business is open for work on such days, then such employee shall be guilty of neglect of duty within sub-clause (5) of clause 9 hereof. An employee not working on the days in question shall receive no pay therefor.

(5) The employee shall be entitled only to the holidays prescribed herein notwithstanding anything contained in or under any State Act of Parliament creating or proclaiming any other holiday or holidays.

(6) (i) For the purposes of this clause calendar months 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.

(ii) For the purposes of this clause in the case of employment already existing the day of the coming into operation of this Determination shall be deemed to be the first day of the employment.

(13) **OVERTIME.**

(a) Subject to the following all time worked outside the spread of hours prescribed in clauses 10 and 11 hereof or in excess of the ordinary daily or shift number of hours prescribed therein or elsewhere shall be paid for as overtime at the rate of time and a half for the first two hours, and double time thereafter. Work performed during the meal hour shall be paid for at double time rates, but where the total hours worked, including such meal time, do not exceed the prescribed number of hours, then such double time shall be deemed to mean an additional ordinary rate only.

(b) All work performed by a piece-worker before or after ordinary hours of work on the instruction of his employer shall be paid as overtime at the rate of time and a half for the first two hours and of double time thereafter.

(c) Except where it is otherwise prescribed, all time worked by employees on the holidays to which they are entitled under this Determination shall be paid for proportionately, in addition to the indirect payment or to the payment by written agreement for holidays prescribed in clause 12 hereof, at the ordinary rates; and on Sundays shall be paid for at proportionately double rates. Provided that in the case of work done on either a Sunday or holiday payment shall be made for two hours at the least at such double rates.

(d) All work performed by a piece-worker on Sundays on the instructions of his employer shall be paid for at the rate of double time.

(e) All time worked by employees on Sundays or holidays prescribed herein in maintaining or effecting repairs or renewals to plant or machinery, including the washout of boilers, which it is necessary to effect to enable work to proceed on the next working day shall be paid for, in the case of Sundays, at the rate of time and a half, and in the case of such holidays at ordinary rates in addition to the indirect pay or to the pay under written agreement for such holidays allowed in clause 12 hereof.

(14) APPRENTICES.

- (1) The following sub-clauses apply only to city and town sawmills, shops, and factories.
- (2) *Machinists*.—The employer shall employ at least one apprentice and not more than two apprentices to each six journeymen employed by him at full rates under this Determination; but may employ one apprentice if he so employs four journeymen. For the purpose of calculating the number and proportion of apprentices under this sub-clause, the following shall be journeymen:—Machinists on shaper, routing machine, general joiner, Boults carver, buzzer, moulding machine, planing machine, Lindemann gluer and jointer, tenoning machine, jointer, woodturners and grinders of knives and cutters, and any working proprietor working on any of such machines.
- (3) *Sawyers*.—The employer may employ one apprentice when there are one or more journeymen employed by him at full rates under the Determination, but he shall not employ more than two apprentices to each six journeymen so employed. For the purpose of calculating the number and proportion of apprentices under this sub-clause, the following shall be journeymen:—Sawyers of any sort and saw sharpeners.
- (4) *Saw Doctors*.—The employer may employ one apprentice to each saw doctor.
- (5) Apprentices shall be apprenticed in accordance with a form of Indenture prescribed by the Board.
- (6) Apprentices shall be apprenticed if under the age of eighteen years for a period of five years, and if eighteen years of age for a period of four years.
- (7) The minimum rates of weekly wage to be paid to apprentices shall be as follows:—

For a five-year term—										
1st year	..	..	..	..	..	..	..	..	..	s. d.
2nd	..	..	..	..	..	..	..	..	..	15 0
3rd	..	..	..	..	..	..	..	..	..	20 6
4th	..	..	..	..	..	..	..	..	..	30 6
5th	..	..	..	..	..	..	..	..	..	50 0
										63 0
For a four-year term—										
1st year	..	..	..	..	..	..	..	..	..	18 0
2nd	..	..	..	..	..	..	..	..	..	30 0
3rd	..	..	..	..	..	..	..	..	..	50 0
4th	..	..	..	..	..	..	..	..	..	63 0

Where an apprentice is under the age of 21 years on the expiry of his apprenticeship he shall be paid 4/5ths of the journeymen's time wage until reaching the age of 21 years.

- (8) A boy about to be apprenticed shall, if the employer require it, furnish a certificate or statutory declaration as to his age, and the employer may rely on such certificate or declaration unless or until he has notice of its inaccuracy.
  - (9) An apprentice under sub-clause (2) hereof shall be instructed in and properly taught and practised in the work of at least three of the following:—Shaper, routing machine, general joiner, Boults carver, buzzer, moulding, planing, Lindemann gluer and jointer, tenoning and jointer machines; wood turner, and in the setting up of and grinding of knives and cutters for those machines in which he is instructed, taught, and practised; provided that any such group shall include at least one of the following:—Shaper, general joiner, Boults carver, buzzer (using other than straight irons), Lindemann gluer and jointer or wood turner.
  - (10) An apprentice under sub-clause (3) hereof shall be instructed in, and properly taught and practised in, the work of sawing ordinarily and usually done in a sawmill, and in the work of setting and sharpening saws.
  - (11) An apprentice under sub-clause (4) hereof shall be instructed in, and properly taught and practised in, the work of repairing and putting saws in perfect order and saw hammering.
  - (12) Where it is desired that an apprentice be instructed in, taught, and practised in any machine or machines not included in sub-clause (9) hereof, it may be so agreed with the consent of the union, provided that the apprentice be instructed in, taught, and practised in at least two of the machines referred to in that sub-clause in addition.
  - (13) During the first two years of apprenticeship the employer shall allow the employee one half-day per week for the purpose of attending Technical School where a Technical School is available.
  - (14) An employer requiring an apprentice to work overtime shall pay to such apprentice double rates for such overtime, provided no apprentice shall be required to work overtime for more than eight hours on such overtime in any one week, or more than sixteen hours in any four weeks, and provided that such work during such overtime shall not prevent the apprentice attending at any Technical School.
- If the apprentice be willing to work on, and the employer desires to employ him on a holiday, then the employer may do so but must pay the apprentice double rates for such work. The work on such holiday shall not exceed the ordinary hours of work, and shall not be included in the calculation of eight and sixteen hours in the last preceding paragraph mentioned.
- (15) An employer may employ a boy with a view to apprenticing him for a period of three months on probation, provided that if the boy shall then be indentured, such three months shall count as part of his apprenticeship. Within fourteen days of a boy being placed on probation for apprenticeship the employer shall notify the union by registered letter of such employment.

(15) IMPROVERS AND JUVENILE WORKERS.

- (1) The proportion of improvers who may be employed shall not exceed one improver to every four workers receiving not less than the minimum wage.
- (2) Juvenile workers under 21 years of age may be employed at the following classes of work, provided that in any place the proportion of juvenile workers shall not exceed four juvenile workers to each employee receiving not less than the minimum wage:—
  - (i) Boring, assembling, sanding or finishing textile bobbins, or carrying or transporting wooden articles within textile bobbin factories.
  - (ii) Feeding timber not exceeding 2-in. square into magazine for automatic machine, or performing any work in connexion with the manufacture of golf tees.
  - (iii) Counting or packing bobbins, golf tees, or other small wooden articles, or sweeping up shavings or other refuse, or cleaning up factories.
  - (iv) Making wooden articles on "Polly" turning lathe or other similar rotary cutting lathes.
  - (v) Feeding automatic machine for the manufacture of shives.
  - (vi) Assembling all classes of wood veneer containers, such as strawberry boxes or pannots, fruit containers (not being cases or confectionery boxes).
  - (vii) Performing any of the following work in factories manufacturing electrical woodware:—
    - Staining, wrapping, counting, picking up blocks and stacking, sanding round blocks, cutting out backs, beading, cutting out round blocks, filling magazines, placing blocks in round forming machine, feeding burnishing machine, feeding nailing machine, tying up, rumbling, placing wooden bushings into machine for threading.
  - (viii) Performing any of the following operations in connexion with the manufacture of tennis rackets:—
    - Bumping grooves in bow, weighing frames, knurling handles of frames, cleaning glue off clamps, glueing, dowels in frames, counting and packing handle flakes, wood faces, overlays, &c., glueing paper to sand discs, grinding off screws, weighing, counting and stacking ash strips, marking bows for drilling, gouging stringing holes, bumping edges of grooves, countersinking stringing holes, removing frames from glue clamps, making lead weights.
  - (ix) Drilling, pointing, boring, slotting, threading, assembling, sanding, painting, varnishing, lacquering, or similar finishing any other small article of wood.
- (3) The minimum rates of weekly wage to be paid to unapprenticed boys shall be as follows:—

Up to 16 years of age	..	..	..	..	..	..	..	s. d.
16-17 years of age	..	..	..	..	..	..	..	18 0
17-18 years of age	..	..	..	..	..	..	..	22 6
18-19 years of age	..	..	..	..	..	..	..	31 6
19-20 years of age	..	..	..	..	..	..	..	40 6
20-21 years of age	..	..	..	..	..	..	..	54 0
								57 0
- (4) When any boy is engaged he shall, if the employer requires it, furnish a certificate or statutory declaration as to his age, and the employer may rely on such certificate or declaration until or unless he has notice of its inaccuracy.

## (16) SAWYER TO HAVE PULLER OUT.

No sawyer shall work or be required to work a running out saw bench cutting over 3 feet 6 inches in length without a puller out.

## (17) TOOLS TO BE SUPPLIED.

Employees other than millwrights, mantelpiece-makers, and piece-workers shall be supplied by the employer with all necessary tools, implements, and plant.

## (18) PROTECTIVE COVERING.

Water dogman and river logman shall be paid 6d. per week in addition to their ordinary wage for the cost of waterproof coats and boots.

## (19) TRANSPORT OF EMPLOYEE.

Where means of transport to the bush or bush sawmills is provided by the employer, on the termination of service of an employee, the employee, his family and his goods and chattels shall be transported free of charge within 48 hours of receipt by the employer of notice that such transport is required. But an employee shall not be entitled to free transport on a route along which the public is regularly transported for payment; on the other hand he shall not be charged a rate on such route in excess of that regularly charged to the public.

## (20) TIME BOOKS AND INSPECTION.

(a) The employer shall keep a time book or sheets or cards with entries typed, or perforated, or written in ink showing the names of his employees, the number of hours worked by each, the rate of pay and the wages payable and paid to each employee.

(b) The secretary or branch secretary or any officer of the union on production of an authority to the employer, his local manager or the person who purports to be in charge, shall be allowed at all reasonable times to inspect such time book, sheets, or cards, and to make a copy of the same. Such time book, sheets, or cards for the last preceding twelve months shall be kept available for this purpose.

(c) The secretary or branch secretary of the union or any officer of the union shall, on production of an authority to the employer or his local manager, be allowed at all reasonable times to inspect any part of an employer's works where it is suspected that a breach of this Determination has occurred or is occurring, but such inspection shall be carried out in the company of the employer or some one on his behalf. The employer shall provide the necessary facilities for the investigation of the breach or the supposed breach of this Determination including access to the time book, sheets, or cards referred to above. The union officers shall not interfere with or inconvenience the work and duties of the men more than is absolutely necessary for the proper investigation of the breach or supposed breach of this Determination.

## (21) RIGHT OF ENTRY OF UNION OFFICIALS.

The secretary or branch secretary or any officer of the union shall have the right to enter employers' working establishments, during the meal time, for the purpose of interviewing employees on legitimate union business, on the following conditions:—

- (a) That the representative produces his authority to the gatekeeper or such other person as may be appointed by the employer.
- (b) That the representative interviews employees only at the places where they are taking their meals.
- (c) That not more than two such representatives shall at any one time visit or be in any one working establishment and if there are two representatives they shall both be there at the same time.
- (d) That if a working establishment shall have been visited by any such representative during a week it shall not be visited afterwards during the same week by any such representative.
- (e) That if any employer alleges that a representative is unduly interfering with his working establishment, 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.
- (f) Any unreasonable delay in allowing officers of the union into the premises shall be regarded as a breach of this Determination.

## (22) PROVISIONS RELATING TO SPECIAL WORK.

Special work means the following work performed by an employee (other than a regular employee) employed by the hour:—

- (1) Receiving timber from any vessel or wharf for delivery into any yard, mill, railway truck, or other place; the delivery of timber received from any vessel or wharf directly into any yard, mill, railway truck, or other place and thereupon stacking; receiving timber at any yard, mill, railway truck, or other place for delivery to any wharf or vessel, and the delivery of such timber to any vessel or wharf and thereupon stacking.
- (2) Receiving timber at any railway truck or siding and its delivery into any yard, mill, or place (other than vessel or wharf) and thereupon stacking; delivering timber from any yard, mill, or place (other than vessel or wharf) into any railway truck or siding and thereupon stacking or loading, which work shall be paid for at the rate of 10 per cent. additional to the weekly rate prescribed herein for the class of work performed.
- (3) Where a weekly employee is put on to that work expressly defined by clause 22 hereof as special work, he shall, if he is discharged within four weeks of his being put on to such work, have his pay calculated according to the rates provided in this Determination for special work for the time he is so engaged, and shall be paid any back pay due to him forthwith on his discharge or within fifteen minutes thereof.
- (4) Unless otherwise agreed upon with the consent of the State branch of the union the wages of special workers shall be paid at least once a week or if the work should finish before the end of any week then at the end of the job.
- (5) Where an employee doing special work provided for in clause 2 (b) or clause 22 hereof is kept waiting after his discharge for his pay for more than fifteen minutes through default of the employer the employee shall be paid at overtime rates for all time from the time of his discharge until he is paid.
- (6) One hour or such other time as may be agreed upon shall be allowed for meals except in a case of urgency or except where not more than half an hour is required to finish a job. Except in such cases no special worker shall be called upon to work during the meal hour unless he consents to do so. Where a special worker works during the meal hour he shall be paid for the time worked at the rate of 2s. 8d. per hour in addition to the ordinary rate for such period.
- (7) A special worker having begun work shall not, without reasonable cause or excuse, be dismissed or cease work until the job is finished. The burden of establishing such reasonable cause or excuse shall in every legal proceeding be upon the party alleging such reasonable cause or excuse.
- (8) Any special worker engaged for work shall be paid for at least two hours if not put to work.

## (23) DEFINITIONS.

In this Determination, unless the contrary intention appears:—

- (a) "Millwright" shall mean and include an employee who installs machinery in a sawmill.
- (b) "Leading hand" means an employee who, while he is working, has under his charge or control any adult person or persons not apprentices or improvers who are performing the same class of work as himself, and who has been appointed by the employer to take such charge or control. This definition does not apply to engine drivers, firemen, or greasers. A leading hand shall receive 1s. per day in addition to his ordinary rate.
- (c) "Main docker" means the docker, in a mill where there are two or more dockers, at which most timber is docked. In mills where the breaking down bench feeds two benches with approximately equal quantities of timber, the two dockers shall be rated as main dockers.
- (d) "Measurer": See "Tallyman or measurer".
- (e) "Mixed industry" shall mean an employer's industry where the work performed by an employee as herein defined is subsidiary and ancillary to the chief and principal purpose and business of such industry.
- (f) "Orderman" means an employee who is responsible for the selection, allotment, and measuring of orders for delivery and/or for the execution of orders for delivery.  
The word "order" in this definition shall mean the demand of a customer or of the employer, or some one on his behalf to the orderman for an expressed size and class, or expressed sizes and classes of timber.
- (g) "Tallyman or measurer" is an employee who by measuring and/or calculating quantities keeps an account of timber, and does not include one who merely measures lengths of timber, or merely counts timber by pieces.

- (h) "Tramway builder or repairer" means an employee engaged in the work of tramway construction and maintenance, but does not include the work of clearing the track and forming the permanent way, or the work ordinarily performed by a fettler.
- (i) "Union" means the Australian Timber Workers' Union.
- (j) "Year" means a year commencing the 23rd day of January in each year.
- (k) "River logman" means an employee usually and ordinarily engaged on or in connexion with any barge, raft, or punt on any river, in loading, discharging, or bringing logs, piles, hewn or sawn timber to or from any mill or depot.

(24)

## CLASSIFICATION OF SAWN BENCHES.

The following provisions shall apply to log sawmills:—

- (a) A breaking down bench shall include a circular saw, a band saw, twin saws, horizontal saw, or vertical saw when any of such saws is used for the purposes of reducing a log to flitches.
- (b) A No. 1 Bench shall mean any bench which takes flitches 3 inches thick or over from the breaking down bench.
- (c) A No. 2 Bench shall mean any bench which is fed directly from a No. 1 Bench, and which is not being used as a picket bench within sub-clause (e) hereof.
- (d) A No. 3 Bench shall mean any bench which is fed directly from a No. 2 Bench, and which is not being used as a picket bench within sub-clause (e) hereof.
- (e) A No. 4 Bench shall mean a bench on which timber is cut into pickets, laths, droppers, palings, staves, or other small sizes which small sizes do not exceed 3 inches by 1½ inches by 9 feet or the equivalent in section by 9 feet.

(25)

## MEASURING LOGS.

All logs felled or hauled at piece-work rates shall be measured at the mill landing. Particulars of the logs so measured shall be given to the piece-worker at least once a fortnight unless otherwise agreed upon by the employer and employee, and such particulars shall set out the name of the mill supplied, the name and names of the employees, the date, the brand, the length, the girth, and the cubic feet of such logs. Provided that in respect of measuring red gum logs an agreement may be entered into between the State Branch of the Union and employers.

F. A. MARZORINI,

Secretary for Labour.

Melbourne, 29th November, 1937.





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THURSDAY, DECEMBER 2.

[1937

Factories and Shops Acts.

DETERMINATION OF THE FACTORY ENGINE-DRIVERS BOARD.

Adjusted pursuant to Section 21 of the *Factories and Shops Act 1934* (No. 4275).

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

I FRANCIS ANTHONY MARZORINI, in pursuance of the powers contained in the *Factories and Shops Acts*, and in consequence of the provisions contained in a Determination made on the 13th August, 1937, by the Factory Engine-drivers Board, and published in the *Government Gazette* on the 9th September, 1937, hereby issue an adjusted Determination showing the adjusted wages rates to be paid as from the beginning of the first pay period to commence in December, 1937, to—

(A) Any person or persons or classes of persons whosoever employed in the occupation of a fireman, boiler attendant, or engine-driver, in connexion with the use of steam-boilers or steam-engines other than steam-boilers or steam-engines connected with mines.

(B) Any person employed in the occupation of—

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

but not including any person employed in the occupation of—

- (a) a fireman, boiler attendant, boiler cleaner, or engine-driver in connexion with steam engines or steam boilers in or about plants for crushing metalliferous ores ;  
(b) an engine-driver or attendant in connexion with the use of internal combustion engines or electrical engines in or about plants for crushing metalliferous ores—

(1)

APPRENTICES AND IMPROVERS.				JUNIOR LABOUR.			
			Wages per week.	<p>The minimum rates of wages to be paid by employers to persons, other than apprentices or improvers, working as greasers or as cleaners, or as motor drivers, or attendants, where the motor does not exceed 50 horse-power in all, and when such persons have not reached 20 years of age, shall be as follows:—</p> <p style="text-align: right;">Wages per week.</p> <p style="text-align: center;">£ s. d.</p> <p>(a) Under 16 years of age . . . . . 1 7 0 16 and under 18 years of age . . . . . 1 17 6 18 and under 19 years of age . . . . . 2 14 6 19 and under 20 years of age . . . . . 3 4 6 20 years of age . . . . . Minimum Wage.</p> <p>(b) If greasers they sometimes, under the control of an engine-driver, stop or start an engine, 6s. per week extra.</p> <p>(c) If cleaners receiving less than £3 5s. per week they sometimes, under the control of an engine-driver, stop or start an engine, 6s. per week extra.</p>			
Under 16 years of age	..	..	1 7 0				
16 and under 18 years of age	..	..	1 17 6				
18 and under 19 years of age	..	..	2 14 6				
19 and under 20 years of age	..	..	3 4 6				
20 years of age	..	..	Minimum Wage.				
PROPORTION (by any employer).							
<i>Apprentices.</i>							
One apprentice to every three or fraction of three workers receiving not less than the minimum wage.							
<i>Improvers.</i>							
One improver to 50 or more workers receiving not less than the minimum wage.							

(2)

OTHER EMPLOYEES.

	Wages per Week.			
	Persons, other than those Employed in Bush Saw-mills.			Persons Employed in— (a) Bush Saw-mills; (b) All parts of Victoria not elsewhere included.
	Within 20 miles of the G.P.O., Melbourne, and in the Gippsland District, 10 miles of the Principal Post Offices at Geelong and Warrnambool.	Within 15 miles of the Midura Post Office.	At Yallourn.	
£ s. d.	£ s. d.	£ s. d.	£ s. d.	
(1) Drivers of navvies drag line excavators or dredge type excavators—				
(a) Where one driver only is employed or leading driver where two are employed .. .. .	5 7 0	5 13 0	5 13 6	5 4 0
(b) Second driver where more than one driver is employed .. .. .	4 15 0	5 1 0	5 1 6	4 12 0
(c) Fireman on steam navvy .. .. .	4 6 0	4 12 0	4 12 6	4 1 0
(2) Locomotive engine-drivers—				
(a) If they sometimes or always carry human beings other than the train crew .. .. .	5 2 0	5 8 0	5 8 6	4 19 0
(b) If they do not carry human beings .. .. .	4 16 0	5 2 0	5 2 6	4 13 0
(c) If the gauge is less than 3 feet, 6d. per day less in each case.				
(3) Winch-drivers (as herein defined)—				
(a) If on bucket dredge .. .. .	4 12 0	4 18 0	4 18 6	4 9 0
(b) If on log haulers on timber mills or on tramways on timber mills exceeding two 8-in. diameter cylinders .. .. .	4 9 0	4 15 0	4 15 6	4 6 0
(c) Not otherwise provided .. .. .	4 8 0	4 14 0	4 14 6	4 5 0
(4) Drivers of traction engines or road rollers (steam or oil) .. .. .	4 13 6	4 19 6	5 0 0	4 10 6
(5) Drivers of grab cranes .. .. .	4 14 6	5 0 6	5 1 0	4 11 6
(6) Drivers of pile-driving machines .. .. .	4 14 0	5 0 6	5 1 0	4 11 0
(7) Steam crosscut sawyers .. .. .	4 9 0	4 15 0	4 15 6	4 6 0
(8) Other steam engine-drivers—				
(a) If the engine or engines have a single cylinder with a bore of 12 inches in diameter or over, or have singly or together two or more cylinders the sum of the area of whose bores equals or exceeds the area of a circle 12 inches in diameter, or if turbine—				
(i) With condenser .. .. .	4 13 6	4 19 6	5 0 0	4 10 6
(ii) Without condenser .. .. .	4 10 6	4 16 6	4 17 0	4 7 6
(b) If the engine or engines have a single cylinder with a bore less than 12 inches in diameter, or have singly or together two or more cylinders the sum of the area of whose bores is less than the area of a circle 12 inches in diameter—				
(i) With condenser .. .. .	4 10 6	4 16 6	4 17 0	4 7 6
(ii) Without condenser .. .. .	4 7 6	4 13 6	4 14 0	4 4 6
(9) Drivers of suction gas or other internal combustion engines—				
(a) If 50 h.p. or over .. .. .	4 10 6	4 16 6	4 17 0	4 7 6
(b) If under 50 h.p. .. .. .	4 7 6	4 13 6	4 14 0	4 4 6
(10) If an engine-driver also attends to a refrigerating compressor he shall be paid an additional sum of 6d. per shift.				
(11) If an engine-driver also attends to an electric generator or dynamo exceeding ten kilowatt capacity he shall be paid an additional sum of 1s. per shift.				
(12) If an engine-driver is in charge of a plant (as herein defined) he shall be paid an additional sum of 1s. per shift.				
(13) Crane-drivers—				
(a) Drivers of lofty cranes on buildings in course of erection or demolition where the driving platform is from 25 to 100 feet above the ground .. .. .	5 1 0	5 7 0	5 7 6	4 18 0
(b) If above 100 feet .. .. .	5 7 0	5 13 0	5 13 6	5 4 0
(c) Drivers of cantilever cranes with driving platforms more than 25 feet from the ground .. .. .	5 1 0	5 7 0	5 7 6	4 18 0
(d) Drivers of other lofty cranes outside buildings not in course of erection where the driving platform is situated more than 25 feet from the level of the ground .. .. .	4 19 6	5 5 6	5 6 0	4 16 6
(e) Drivers of cranes in convertor sheds .. .. .	4 19 6	5 5 6	5 6 0	4 16 6
(f) Drivers of locomotive cranes, that is, cranes mounted upon the superstructure of a locomotive engine running on railway lines used for general locomotive traffic .. .. .	4 17 0	5 3 0	5 3 6	4 14 0
(g) Drivers of steam travelling cranes with a lifting capacity of over 30 tons .. .. .	4 17 0	5 3 0	5 3 6	4 14 0
(h) Drivers of steam cranes not elsewhere included .. .. .	4 13 0	4 19 0	4 19 6	4 10 0
(i) Drivers of electric cranes not elsewhere included—				
(i) Electric cranes with four motions and over				
Overhead traverser cranes with auxiliary hoist .. .. .	4 13 0	4 19 0	4 19 6	4 10 0
Traverser cranes with jib hoist .. .. .				
(ii) Electric cranes with two or three motions				
Overhead traverser cranes .. .. .	4 7 0	4 13 0	4 13 6	4 4 0
Stationary jib cranes .. .. .				
Stationary jib hoist cranes .. .. .				
Traverser jib cranes .. .. .				
(j) Drivers of hydraulic stationary jib cranes .. .. .	4 7 0	4 13 0	4 13 6	4 4 0
(k) Drivers of cranes and hoists (except pneumatic and small hoists and two motion electric man-power cranes) not elsewhere included .. .. .	4 7 0	4 13 0	4 13 6	4 4 0
(l) Drivers of cranes not exceeding 5 tons lifting capacity manipulated by strings from the ground .. .. .	4 3 0	4 9 0	4 9 6	4 0 0
(14) Sub-station attendants in charge of sub-stations (as herein defined) .. .. .	4 9 0	4 15 0	4 15 6	4 6 0
(15) Electric locomotive or traction motor-driver .. .. .	4 5 0	4 11 0	4 11 6	4 2 0
(16) Motor-drivers or attendants (as herein defined) .. .. .	4 1 0	4 9 0	4 9 6	4 0 0

OTHER EMPLOYEES—continued.

	Wages per Week.			
	Persons, other than those Employed in Bush Saw-mills.			Persons Employed In— (a) Bush Saw-mills; (b) All parts of Victoria not elsewhere included.
	Within 20 miles of the G.P.O., Melbourne, and in the Gippsland District, 10 miles of the Principal Post Offices at Geelong and Warrnambool.	Within 15 miles of the Mildura Post Office.	At Yallourn.	
£ s. d.	£ s. d.	£ s. d.	£ s. d.	
(17) Firemen—				
(a) If a fireman attends to one boiler or one suction gas generator ..	4 3 0	4 9 0	4 9 6	4 0 0
(b) If a fireman attends to two boilers or two suction gas generators ..	4 4 6	4 10 6	4 11 0	4 1 6
(c) If a fireman attends to three or more boilers or three or more suction gas generators or boilers and/or generators developing 1,000 i.h.p. in the aggregate ..	4 7 6	4 13 6	4 14 0	4 4 6
(d) Locomotive firemen ..	4 4 0	4 10 0	4 10 6	4 1 0
(e) Firemen on refuse destructors ..	4 4 0	4 10 0	4 10 6	4 1 0
(18) Leading firemen—				
(a) An additional payment of 6d. per day shall be paid to the leading fireman when—				
(i) Two firemen are employed at the plant at the same time, and he is the fireman vested with the responsibility and superintendence, or where he has to accept the responsibility and superintendence, or				
(ii) Two firemen are employed at the plant at the same time, and one of his duties is to attend to the water of boilers that are fired by means of other firemen.				
(b) An additional payment of 1s. per day shall be paid to the leading fireman when—				
(i) Three or more firemen are employed at the plant at the same time, and he is the fireman vested with the responsibility and superintendence, or				
(ii) Three or more firemen are employed at the plant at the same time, and one of his duties is to attend to the water of boilers that are fired by two or more of the other firemen.				
(19) Greasers ..	4 1 0	4 7 0	4 7 6	3 18 0
(a) If under the supervision of an engine driver they stop or start engines, they shall be paid 6s. per week extra, except when they do so only in cases of necessity or emergency.				
(b) If and when called upon in the ordinary course of their duties to do engine drivers' work other than simply stopping or starting an engine under supervision of an engine driver, they shall be paid engine drivers' rates				
(20) Trimmers, fuelmen, and engine cleaners ..	4 1 0	4 7 0	4 7 6	3 18 0
(21) Boiler cleaners ..	4 1 0	4 7 0	4 7 6	3 18 0
Provided that any person engaged inside the gas or water space of any boiler, flue, or economizer, in cleaning or scraping work shall, whilst so employed, be paid 9d. per hour in addition to his ordinary or overtime rate of pay.				
(22) All others ..	3 17 0	4 3 0	4 3 6	3 14 0

Male adult employees in bush saw mills shall in addition to the wages shown above be paid 2s. per week in lieu of payment under clause (5) (c) for absences arising from sickness or accident.

CASUAL LABOUR.

(3) Casual employees (as hereinafter defined) shall be paid per hour an amount equal to one and one-tenth of the weekly rate prescribed by this Determination for the work performed by them, divided by the number of hours worked or to be worked in the establishment as ordinary hours.

WEEKLY ENGAGEMENT.

(4) (a) Except as provided by clause (3), all employment shall be by the week. Employees to become entitled to payment on a weekly basis shall (except as provided by clause (11) (b)) perform such work as the management shall from time to time require on the days and during the hours usually worked by the class of employees affected.

(b) Employment for the first two weeks of service shall be from day to day at the weekly rate fixed. Provided that any employee who has once served a probationary period of two weeks with any employer shall not be subject to be employed for a second probationary period with the same employer, except when his re-engagement takes place at least one month after the termination of his employment.

(c) Any employee not attending for duty shall lose his pay for the actual time of such non-attendance unless he produces or forwards within 24 hours of the commencement of such absence evidence satisfactory to the management that his non-attendance was due to personal accident arising out of and in the course of his employment or to personal ill-health necessitating such absence. Provided that an employee shall not be entitled to payment for non-attendance on the ground of personal accident or personal ill-health or both for more than four days in each year.

(d) Employment shall be terminated only by a week's notice on either side, such notice to be given at any time during the week. This shall not affect the right of the management to dismiss any employee without notice for malingering, inefficiency, neglect of duty or misconduct, and in such cases wages shall be paid up to the time of dismissal only, or to deduct payment for any day the employee cannot be usefully employed because of any strike or through any breakdown of machinery or any stoppage of work by any cause for which the employer cannot reasonably be held responsible. Provided that where an employer orders employees not to work on rainy days because of the state of the weather, such order shall not deprive such employees of their claim for payment under the weekly engagement, but if such employees cease work on rainy days without being ordered to do so they shall not be entitled to payment for time so lost.

## HOURS.

(5) (a) For an employee not working on shift the ordinary working hours per week and per day respectively shall be of the same number as those worked in the particular workshop, factory or working place, at which such employee works, by the majority of the employees not working on shift who are engaged therein in connexion with the operations for which is used the power or steam supplied with the aid of such employee. Provided that if the number of hours worked by such majority exceeds 48 per week the ordinary working hours for such employee shall not exceed 48 per week nor 8½ in any one day if a six-day week be worked nor 9½ hours in any one day if a five-day week be worked.

(b) For employees not working on shift a regular starting and finishing time shall be fixed which shall not be changed except after notice of at least a week to the employee concerned.

(c) For employees working on shift the ordinary working hours shall be as provided in clause (10).

(d) Time occupied in raising steam or in starting up, closing down engines or banking fires shall be regarded as time worked, but where the number of ordinary working hours as provided in sub-clause (a) is less than 48 per week, and the time so occupied causes the employee to work an excess over such number of working hours, he shall to the extent of the difference between such number and 48 hours per week receive additional payment at the ordinary rate only per hour for working such excess, notwithstanding clause (7) hereof.

(e) In country and bush saw-mills, each engine driver or fireman, when so engaged, shall be allowed the following time at ordinary rates for preparing or closing down engines or for raising steam or banking fires on boilers:—

(i) If such engine-driver or fireman be resident at the mill site, one hour per day.

(ii) Where such engine-driver or fireman resides away from the mill site, one hour and a half per day.

## MEAL INTERVAL.

(6) Except on shift work, provision shall as far as practicable be made by the employer to enable an employee to have a mid-day meal interval of not less than 45 minutes nor more than one hour on all working days except Saturday. Such meal interval shall not be deemed to be time worked and the time of ceasing work shall be extended by time equal to the duration of the meal interval.

## OVERTIME.

(7) For all time worked on week-days outside the hours prescribed in clause (5) hereof, or during the meal interval prescribed in clause (6) hereof, overtime shall be paid at the rate of time and a half for the first four hours and double time thereafter.

## HOLIDAYS.

(8) All employees shall be entitled to the same holidays as are observed by the general body of employees of the industry in which they are employed.

## SUNDAY AND HOLIDAY RATES.

(9) (a) In the case of continuous or recurring work necessarily done in the ordinary course directly for the establishment's usual production or service upon Sundays or holidays, as well as upon other days of the week, ordinary time or shift worked on a Sunday or holiday shall be paid for at the rate of time and a half, but in all other cases all time on duty on Sundays or holidays as herein prescribed shall be paid for at the rate of double time. Provided that time worked on Sundays or holidays as herein prescribed shall be paid for at the rate of time and a half whenever repairs to, maintenance or renewals of engines, boilers, or other machinery in any undertaking has necessarily to be done on Sundays or holidays to allow work to proceed properly next day.

(b) To complete a shift an employee may be required to work up to 6 a.m. on a holiday at ordinary rates provided that such employee is not required to work his usual shift commencing on the holiday.

## SHIFT WORK.

(10) (a) Except as otherwise provided elsewhere herein, employees on shifts may be required to work up to an average of six shifts per week spread over a period of one, two, three or four weeks, no such shift to exceed eight hours, including such time as by mutual agreement may be taken for meals.

(b) (i) There shall be a roster of shifts which shall provide for rotation unless all the employees concerned desire otherwise, and for not more than eight shifts to be worked in any nine consecutive days, and which shall not be changed until after four weeks' notice.

(ii) So far as employees present themselves for work, in accordance therewith shifts shall be worked according to the roster.

(c) Notwithstanding the preceding sub-clauses (a) and (b) where in any particular workshop, factory or working place at which an employee working on shift is engaged, the majority of the employees working on shift therein in connexion with the operations for which is used the power or steam supplied with the aid of such employee work shifts not in accordance with such sub-clauses (a) and (b), such employee shall for his ordinary hours of work, work shifts similar in length, roster conditions and crib-times to those of such majority, but this sub-clause shall not apply when such shifts exceed in the aggregate 192 hours in any period of four consecutive weeks, in which case the preceding sub-clauses (a) and (b) shall apply.

(d) Notwithstanding the preceding sub-clauses (a) and (b) where in any particular workshop, factory or working place at which an employee working on shift is engaged, the majority of the employees working therein in connexion with the operations for which is used the power or steam supplied with the aid of such employee work ordinary hours averaging less in number than 48 per week, the shifts of such employee shall be of such a number, duration and arrangement as to limit his ordinary hours on duty to an average number per week of the employment not exceeding the average number of hours per week worked by such majority of other employees. Provided that if the average worked by such majority is less than 44 hours per week, the average number of ordinary hours on duty for such employee shall be 44 per week.

(e) For work done by a shift worker outside the ordinary hours of his shift, double time shall be paid. But this shall not apply to arrangements between employees themselves or in cases due to rotation of shift or when the relief does not come on duty at the proper time. Provided that where not less than eight hours' notice has been given to the employer by the employee that he will be absent from work and the employee whom he should relieve is not relieved, such unrelieved employee shall be paid time and a half for all time of duty after he has finished his ordinary shift.

(f) Employees working afternoon or night shifts which continue for more than one month shall be paid 5 per cent. more than ordinary rates for such shifts. If such shifts continue for less than one month but for more than five nights 10 per cent. extra shall be paid. If such shifts only continue for five afternoons and nights or less, overtime rates shall be paid. Any shift starting before 6 a.m. or after 10 a.m. shall be deemed to be an afternoon or night-shift.

(g) Where in any particular workshop, factory or working place at which an employee working on shift is engaged, the majority of the employees working on shift therein in connexion with the operations for which is used the power or steam supplied with the aid of such employee receive compensation by way of annual leave or otherwise for working Saturday afternoon, holiday and/or Sunday shifts, such employee shall be given similar compensation for working such shifts.

## MIXED FUNCTIONS.

(11) (a) Where the employment or work involves functions of a mixed character, the minimum wages to be paid to the employee for the day or part of a day he is so employed shall be calculated as if he performed such only of the said functions as involve the highest rate of wages under this Determination. If so employed for any part of a day he shall be paid at the highest rate for the whole of such day.

(b) Engine-drivers whilst in charge of their engines shall only be required to perform such work as may be within the scope of or incidental to the generation, use and application of engine power and engine driving. Provided that engine-drivers in charge of engines supplying power to any intermittent process involving regular stoppages may during such stoppages be required to perform any work necessary or incidental to such intermittent process.

## TIME AND WAGES BOOK.

(12) (a) Each employer shall keep a time and wages book at his depot or yard or at an office convenient thereto showing the name of each employee, the time of starting and finishing work each day, and the amount of overtime worked and the wages paid to each employee.

(b) Such time and wages book shall on demand be produced at reasonable times by the employer for inspection to an official of the Federated Engine-drivers and Firemen's Association of Australasia duly authorized in writing by the president and secretary of the local branch or sub-branch of the said Association at the place where the time and wages book is kept.

(c) Provided that an employer may at his option, in lieu of the time and wages book, provide a mechanical clock for the purpose of recording the time of each employee in which case each employee shall, at the end of the week, enter the wages and overtime received on some card or check used in connexion with such clock and such card or check shall be deemed to be the time and wages book.

## RIGHT OF ENTRY OF UNION OFFICIALS.

(13) A duly accredited representative of the Federated Engine-drivers and Firemen's Association of Australasia not more than once a fortnight shall have the right to enter the portion of any employer's establishment in which any of the classes of labour covered by this Determination are employed during the midday meal hour for the purpose of interviewing employees on legitimate union business.

If any representative is unduly interfering or is creating disaffection amongst his employees or is offensive in his methods, such employer may refuse the right of entry.

## LIMITATION OF EMPLOYER'S LIABILITY.

(14) Where an employer has made payment to an employee which payment purports to be a payment of the wages payable to the employee for any period, such employer shall not be liable to pay to the employee any further sums prescribed by this Determination in respect of any service rendered to such employer during such period unless within a period of six calendar months after the last day of such period a demand in writing of such further sum claimed has been given to the employer by the employee or some person on his behalf.

## EXTRA RATES NOT CUMULATIVE.

(15) Extra rates in this Determination prescribed are not cumulative so as to exceed the maximum of double the ordinary rates.

## DEFINITIONS.

(16) (a) "Engine-driver" shall mean and include any person who operates or drives any engine or engines, the motive power of which is either steam, gas, oil, water, compressed air or electricity.

(b) "Winch-driver" shall mean and include an engine-driver in charge of and working a geared winding engine (other than a Holman or similar hoist) with cylinders not more than eight inches in diameter.

(c) An engine-driver shall be deemed to be "in charge of plant"—

(i) When two or more drivers are employed at the plant at one time, and he is the driver invested with the superintendence and responsibility; or

(ii) When a driver, being the only person of his class employed on the plant, does the general repair work of the plant in addition to the work of engine-driving, but not when he merely assists the fitter or engineer to do such work.

(d) "Sub-station attendants in charge of sub-stations" shall mean and include a person in charge of and attending to machinery (other than a static transformer) receiving electric power from a central source and converting such power into a form suitable and used for general distribution.

(e) "Motor-driver or attendant" shall mean and include a person who attends to an electric motor or motors of ten horse-power or more in the aggregate, and performs any duties of oiling, or cleaning, or attending to commutators, brushes, fuses or switches.

(f) "Casual employee" shall mean and include an employee competent to do the work he is engaged to do who is dismissed or refused work without any fault of his own before the expiration of six days from the date he starts work, but shall not include an employee usually engaged in another capacity by the employer concerned and who is called upon to do work coming under the terms of this Determination.

## APPLICATION OF DETERMINATION.

(17) (a) This Determination shall not apply to the driving of any internal combustion engine of 30 or less h.p. or any engine or electric motor or any pump air compressor, pneumatic or small hoist on which no engine-driver or fireman or greaser is employed as such, but the starting and stopping of and attention to which is done by an employee the greater part of whose time is taken up with other work.

(b) So long as the conditions as to annual leave, rates of pay for Sunday work and the granting of three holidays between Christmas and New Year continue the Melbourne and Metropolitan Board of Works is exempted from clause (10), sub-clause (f), of this Determination.

(c) Until further order the Melbourne Harbor Trust Commissioners are exempted from clauses (5) to (16) inclusive of this Determination so long as present conditions of labour are observed with the following additions:—

Employees of the Melbourne Harbor Trust employed driving electrically-driven three-ton travelling jib cranes in connexion with the loading or unloading of cargo to or from vessels shall during the time they are so engaged be paid 10 per cent. more than the ordinary rate prescribed for the first eight hours forty-five minutes worked on Monday to Friday inclusive and four hours fifteen minutes on Saturday.

For all time worked in excess of the times prescribed in this sub-clause overtime shall be paid at the rate of time and a half for the first four hours and double time thereafter.

F. A. MARZORINI,

Secretary for Labour.

Melbourne, 16th November, 1937.





VICTORIA  
GOVERNMENT GAZETTE.

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THURSDAY, DECEMBER 2.

[1937

Factories and Shops Acts.

DETERMINATION OF THE CARTERS AND DRIVERS BOARD.

Adjusted pursuant to section 21 of the *Factories and Shops Act* 1934 (No. 4275).

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

I, FRANCIS ANTHONY MARZORINI, in pursuance of the powers contained in the Factories and Shops Acts and in consequence of the provisions contained in a determination made on the 6th September, 1937, by the Carters and Drivers Board, and published in the *Government Gazette* on the 5th October, 1937, hereby issue an adjusted determination showing the adjusted wages rates to be paid as from the beginning of the first pay period to commence in December, 1937, to any person employed—

- (1) in carting or driving, or in accompanying a carter or driver, and assisting him in carting, driving, loading, unloading, or delivering in connexion with or incidental to some trade or business, but not including persons employed at such work in connexion with a trade which may be or is the subject of a determination of any of the following boards, viz. :—

Bread Carters Board,	Shops Board, No. 5 (Butchers—Provincial),
Chaffcutters Board,	Shops Board, No. 7 (Country Shop Assistants),
Coal and Coke Board,	Shops Board, No. 12 (Fuel and Fodder),
Quarry Board,	Shops Board, No. 13 (Fuel and Fodder—Country),
Shops Board, No. 3 (Butchers),	Shops Board, No. 15 (Grocers);
Shops Board, No. 4 (Butchers—Country),	

- (2) in or in connexion with any stable in which are stabled the horses used in his trade or business by any person subject to the Determination of the said Carters and Drivers Board;
- (3) in driving horse-drawn passenger vehicles hired or plying for hire;
- (4) in the business of a livery stable keeper or in a stable where cabs or cab horses are kept,

(1) APPRENTICES AND IMPROVERS.

Wages per Week.	Proportion (by any Employer).																
<table style="width: 100%; border: none;"> <tr> <td></td> <td style="text-align: center;">£</td> <td style="text-align: center;">s.</td> <td style="text-align: center;">d.</td> </tr> <tr> <td>Under 19 years of age .. .. .</td> <td style="text-align: center;">2</td> <td style="text-align: center;">11</td> <td style="text-align: center;">0</td> </tr> <tr> <td>19 and under 20 years of age .. .. .</td> <td style="text-align: center;">2</td> <td style="text-align: center;">17</td> <td style="text-align: center;">0</td> </tr> <tr> <td>20 years and over .. .. .</td> <td style="text-align: center;">..</td> <td style="text-align: center;">..</td> <td style="text-align: center;">..Adult rate</td> </tr> </table>		£	s.	d.	Under 19 years of age .. .. .	2	11	0	19 and under 20 years of age .. .. .	2	17	0	20 years and over .. .. .	..	..	..Adult rate	<p style="text-align: center;"><i>Apprentices.</i></p> <p>One apprentice to every three or fraction of three workers receiving not less than the minimum wage.</p> <p style="text-align: center;"><i>Improvers.</i></p> <p>One improver to every five drivers receiving not less than the minimum wage.</p>
	£	s.	d.														
Under 19 years of age .. .. .	2	11	0														
19 and under 20 years of age .. .. .	2	17	0														
20 years and over .. .. .	..	..	..Adult rate														

Apprentices and improvers shall be subject to the number of hours per week as fixed for their respective sections.

(2)

ADULT EMPLOYERS.

	Wages per Week.		
	Within 20 Miles of G.P.O., Melbourne; within 10 Miles of G.P.O., Geelong, within 5 Miles of the Chief Post Office, Warrnambool; and within the Mildura and Gippeland Districts.	At Yallourn.	All Other Parts of Victoria.
	£ s. d.	£ s. d.	£ s. d.
Employee driving jinker, boiler truck, V., or float—			
One horse .. .. .	4 7 0	4 13 6	4 4 0
Two or three horses .. .. .	4 12 0	4 18 6	4 9 0
Additional horses—6d. extra per day for each extra horse			
Other employee driving—			
One horse .. .. .	4 1 0	4 7 6	3 18 0
Two horses .. .. .	4 6 0	4 12 6	4 3 0
Three horses .. .. .	4 9 0	4 15 6	4 6 0
Four horses .. .. .	4 11 0	4 17 6	4 8 0
Five horses .. .. .	4 12 0	4 18 6	4 9 0
Additional horses—6d. extra per day for each extra horse except where horses are drawing timber on a tram line			
In charge of more than one vehicle separately horse drawn—1s. extra per day for each additional vehicle			
Employee driving—			
Motor bicycle with side car .. .. .	4 2 0	4 8 6	3 19 0
Other motor vehicle having maker's capacity of—			
25 cwt. or less .. .. .	4 6 0	4 12 6	4 3 0
Over 25 cwt., but not over 3 tons .. .. .	4 10 0	4 16 6	4 7 0
Over 3 tons but under 6 tons .. .. .	4 13 0	4 19 6	4 10 0
Further tonnage—for each complete ton over 5 an extra 1s. per week			
Motor (not being a tractor) drawing trailer—1s. extra per day for each trailer			
Loader .. .. .	4 3 0	4 9 6	4 0 0
Leading loader .. .. .	4 9 0	4 15 6	4 6 0
Stableman .. .. .	3 19 0	4 5 6	3 16 0
Head stableman .. .. .	4 3 0	4 9 6	4 0 0
Sanitary depot employee who ploughs in nightsoil or digs trenches and buries it therein .. .. .	4 4 0	4 10 6	4 1 0
Sanitary carter's mate .. .. .	4 2 0	4 8 6	3 19 0
Supervisor .. .. .	4 7 0	4 13 6	4 4 0
Horse driver's assistant, motor driver's assistant, washer, yardman, and any employee not elsewhere specified .. .. .	3 17 0	4 3 6	3 14 0

(3)

EXTRA RATES.

	Per Week.
	s. d.
Further additional amount for employee driving retail milk vehicle .. .. .	3 0
Further additional amount for employee driving bulk milk vehicle .. .. .	1 0
Further additional amount for employee driving sanitary vehicle—	
Between 7 a.m. and 10 p.m. .. .. .	3 0
Between 10 p.m. and 7 a.m. .. .. .	6 0
Further additional amount for employee carting specially offensive material .. .. .	6 0
Further additional amount for an employee driver who is required to deliver oil other than in drums or packages .. .. .	3 0
Further additional amount for an employee driver who is required to cart or spread upon the streets tar, tarred material, or bituminous products .. .. .	6 0
Further additional amount for an employee driver (not a supervisor) who is required in any week to collect moneys and account for them as part of his duties .. .. .	1 0
Further additional amount for an employee driver (not of milk vehicle) required to act as—	
(a) Salesman of petrol and petroleum products in his vehicle .. .. .	5 0
(b) Salesman of goods other than petrol or petroleum products in his vehicle .. .. .	1 0
Further additional amount to an employee not in receipt of the immediately preceding additional rate who is required to cart fuel oil in drums, the aggregate weight whereof is 1 ton or more .. .. .	3 0

DRIVER PROVIDING STABLING FOR HIS HORSE.

(4) Where a driver is called upon to provide stabling for his horse or horses he shall be paid 5s. per week for each horse stabled in addition to the rate of wages he is receiving at the time. All feed for horses so stabled shall be provided by the employer.

WAGE FOR CASUAL EMPLOYEES.

(5) A casual employee shall for the time worked by him receive payment proportionate to the total weekly rate for the class of work with a minimum payment as for two hours, and shall also be paid a flat addition of 2s. 3d. for each day on which work is done by him.

HIGHEST FUNCTION.

(6) Where an employee is called upon to perform two or more classes of work on any one day he shall for the purpose of assessing the rate of wages to be paid, be deemed to have worked throughout the whole of his working time on that day at the class for which the highest rate of wages is prescribed.

EMPLOYEE LEARNING ROUND.

(7) No reduction shall be made from his wage when an employee is learning his round.

PAYMENT OF WAGES.

- (8) (a) Except as otherwise provided in this clause the following provisions shall apply to the payment of wages:—
- (1) Either the Wednesday, the Thursday, or the Friday in each week shall be fixed as the pay-day, and the pay-day once so fixed shall not be altered more than once in three months nor without two weeks' notice to the employees.
  - (2) All wages shall be paid on such pay-day, provided that in the case of employees concerned with the distribution of petrol and petroleum products the wages shall be paid on such pay-day wherever practicable.
  - (3) Where it is practicable to pay the employees on pay-day at the yard or depot the payment of wages shall be made within ten minutes of the time at which the employee ceases duty, and if it is delayed beyond that time through any fault or delay of the employer or because of the place at which the employee has to cease work, the employee shall be paid for the time of delay in excess of ten minutes at the rate of time and a half.
  - (4) All earnings, including overtime, shall be paid within two days of the expiration of the week in which they accrue.
- (b) The preceding part of this clause shall not apply to an industry in which the work of employees covered by this Determination is only subservient to the main operations of such industry, but the practice followed for the majority of the employees in any establishment in such industry shall be applied to employees therein covered by this Determination.
- (c) This clause shall not apply to the Melbourne and Metropolitan Board of Works.



## ORDINARY WORKING HOURS PER WEEK.

(9) (a) The ordinary number of working hours per week for a weekly employee shall be as follows:—

For drivers of sanitary carts not employed by the Melbourne and Metropolitan Board of Works—the number at present worked as ordinary working hours.

For drivers of aerated water carts, ice and ice cream carts—

In summer .. .. .	48
In winter .. .. .	46
For all others .. .. .	48

Such ordinary number of working hours shall not include time worked on a Sunday except in the cases of the following:—

Persons carting solely milk, cream and casein curd or any one or two of them.

Supervisor.

Stablemen who are required to work on a Sunday.

Sanitary carters.

Sanitary carters' mates.

Sanitary depot employees.

Persons employed by the Melbourne and Metropolitan Board of Works in relation to the repairing of a breakdown in connexion with waterworks, sewerage works, or main drainage works.

(b) All time worked by a weekly employee in excess of the ordinary number of hours herein prescribed shall be paid for as overtime at the rate of time and a half.

(c) In computing the time to be taken as worked by a weekly employee during a week containing any prescribed holiday to which he is entitled by this Determination, if the holiday be on a day other than Saturday, 8 hours 48 minutes, and if the holiday be on a Saturday, 4 hours shall in respect of the holiday be added as if actually worked to the amount of time actually worked by the employee during the ordinary working days of the week.

Provided that in the case of a stableman if the employer within fourteen days of a prescribed holiday allow to him a day off in lieu of such holiday, the appropriate amount of time shall in like manner be added in respect of the substituted day and the week in which it occurs instead of in respect of the holiday and the week in which it occurs:

Provided further that this sub-clause shall not apply to an employee who in the ordinary course works seven days a week as his week's work.

## ORDINARY WORKING TIME PER DAY.

(10) (a) Except as otherwise provided in this clause the time to be worked by a weekly employee without payment of overtime rate shall not exceed 9 hours and 40 minutes on any day from Monday to Friday (both inclusive) or 6 hours on Saturday.

Provided that in summer for a carter of ice or ice-cream the time on Saturday shall be 9 hours and 40 minutes instead of 6 hours.

(b) The time to be worked by a casual employee without payment of overtime rate shall not exceed 8 hours 48 minutes on any day from Monday to Friday (both inclusive) or 4 hours on a Saturday.

(c) All time other than meal times between the earliest starting time and the latest finishing time shall, except in the cases of a lively stable employee and of a carter of milk, cream, or casein curd, be considered as time worked.

(d) All time worked by an employee in excess of the time herein prescribed shall be paid for as overtime at the rate of time and a half.

(e) Any such time worked in excess shall not be counted as part of the ordinary working hours per week for a weekly employee, and payment therefor shall be in addition to any amount payable in respect of the weekly wage.

## RANGE OF ORDINARY WORKING TIME.

(11) (a) Except as otherwise provided in this clause ordinary working time shall not begin before 7 a.m. on any day nor continue after 6 p.m. on any day from Monday to Friday (both inclusive), nor after 1 p.m. on Saturday.

(b) Any time worked by either a weekly or casual employee on any of the said days outside the times prescribed in sub-clause (a) shall be paid for as if overtime at the rate of time and a half.

(c) Any time worked outside such times shall not be counted as part of the ordinary working hours per week of a weekly employee, and payment therefor shall be in addition to any amount payable in respect of the weekly wage.

(d) Where a weekly employee is employed regularly either on shift or during a daily recurrent period the preceding sub-clauses shall not apply, but for any shift or recurrent period in which is comprised time occurring between 6 p.m. and 7 a.m., the rate of wage elsewhere herein prescribed for the work shall be increased by 5 per centum.

(e) None of the preceding sub-clauses shall apply to—

A stableman or a yardman.

A driver employed at—

- A fish, fruit or vegetable store;
- A bread or pastry-cook shop;
- Carting milk or cream or casein curd;
- Sanitary or rubbish carting;
- Carting aerated water or ice or ice-cream in summer;
- Parcel express carting.

Or by—

A coach or mail contractor.

The Melbourne and Metropolitan Board of Works at a sanitary depot, or in relation to the repair of a breakdown in connexion with water works, sewerage works, or main drainage works.

(f) This Determination shall not operate to relieve employers from complying with any present Statute of the State so far as such Statute deals with the hours at which goods may be carted or delivered.

## STARTING AND FINISHING WORK.

(12) (a) Where proper facilities are provided for an employee to sign on when beginning work and to sign off when leaving work the work of such employee shall be deemed to commence when he signs on at the yard or depot in the morning and to finish when he signs off in the evening.

Where proper facilities for signing on or off are not provided, work shall be deemed to commence when the employee enters the yard or depot in the morning and to finish when he leaves the yard or depot in the evening:

Provided that in any case where the horses are stabled at the driver's own home, then the driver shall be allowed twenty minutes in the morning and fifteen minutes in the evening to perform the necessary stable work.

(b) A driver of a milk cart need not sign on or off when he starts and leaves work, but he shall sign the time book or time sheet once a day. Time books now in use may be continued.

## ALTERATION OF STARTING AND FINISHING TIMES.

(13) Where an employer concerned with the distribution of petrol and petroleum products desires to vary or change his starting time or where any other employer desires to vary or change his starting and finishing time, he shall give two weeks' notice of such variation or change to his employees and post a notice of the intended change at the depot or yard.

## CASUAL EMPLOYEE TO BE NOTIFIED IF NOT REQUIRED.

(14) A casual employee shall be notified at the end of the day if his services are not required next working day; failing such notice a full day's wages shall be paid for the next working day.

## WORK ON SUNDAY.

(15) (a) Except as otherwise provided in this clause or in the Factories and Shops Acts an employee required to work on Sunday shall in addition to any amount payable in respect of a weekly wage be paid as follows for any time worked on the Sunday with a minimum payment as for three hours—

For a weekly employee attending on Sunday as required to feed and attend to horses where the employer does not employ any stableman—Ordinary time.

For a stableman working seven days or seven nights in one week—Ordinary time.

For a weekly employee driving a sanitary cart or being a sanitary carter's mate or an employee at a sanitary depot—Ordinary time.

For persons employed weekly by the Melbourne and Metropolitan Board of Works in relation to the repair of a breakdown in connexion with waterworks, sewerage works or main drainage works—Ordinary time.

For a supervisor—Ordinary time.

For any other employee—Double time.

(b) This clause does not apply to—

A stableman working day work who receives one clear day's rest in seven, or working night work who receives one clear night's rest in seven.

A driver while solely carting milk, cream and casein curd or any one or two of them.

## WEEKLY TIMES OFF.

(16) (a) Every weekly employee shall be entitled to time off from work from the hour of 1 p.m. on some day in the week other than Sunday in addition to the benefit of any holidays prescribed for him by this Determination.

Provided that in the case of shift employees of the Melbourne and Metropolitan Board of Works the time off shall be from 1.45 p.m. instead of from 1 p.m.

(b) A weekly employee being a supervisor, bulk milk carter, sanitary carter, sanitary carter's mate, employee at a sanitary depot, or person employed in relation to the repairing of a breakdown in connexion with waterworks, sewerage works, or main drainage works shall, in addition to the time off prescribed by sub-clause (a), be entitled to either Sunday or some other day in each week as a clear day off from work.

(c) A weekly employee being a stableman who is not paid the Sunday rate for work on Sunday shall be entitled if working day work to one clear day and if working night work to one clear night off from work in each week.

## HOLIDAYS.

(17) (a) Weekly employees shall be entitled without deduction of pay to the holidays observed in respect of New Year's Day, Australia Day, Good Friday, Easter Monday, Anzac Day, King's Birthday, Labour Day, Christmas Day, Boxing Day, and Melbourne Cup Day.

(b) No weekly employee who has without the consent of his employer and without reasonable cause absented himself from his employment on the day before or the day after a holiday shall be free from deduction of pay in respect of such holiday.

(c) For all time worked by a weekly employee on such holidays, payment shall be made at the following rate—

On Good Friday and the Christmas Day holiday—Time and a half.

On any other holiday—Ordinary time.

The minimum payment shall be as for four hours' work except in the case of a carter solely employed to deliver ice to a hospital before 10 a.m.

Payment for work on a holiday shall be in addition to any amount payable in respect of the weekly wage.

(d) The preceding part of this clause shall not apply to a stableman, a groom, or a driver carting milk, when doing work solely as such.

(e) For all time worked by a casual employee on such holidays payment shall be made at the following rate—

On Good Friday and the Christmas Day holiday—Double and a half time.

On any other holiday—Double time.

The minimum payment shall be as for four hours' work except in the case of a carter solely employed to deliver ice to a hospital before 10 a.m. As well as the payment prescribed by this sub-clause the flat addition of 2s. 3d. prescribed by clause (5) shall be paid.

(f) Where a weekly employee is entitled to any holiday prescribed by this Determination, his employer shall notify such employee on the working day immediately preceding such holiday if his services are required thereon and if such notice be not given the employee shall be entitled to take such holiday without deduction of pay.

(g) If an employer intends not to carry on business on a day generally observed as a holiday although not prescribed as such in this Determination, and fails to notify a weekly employee to present himself for duty on such day, he shall not be entitled to make a deduction from the wages of the employee for not so presenting himself.

## ANNUAL LEAVE FOR MILK CARTERS, SANITARY EMPLOYEES, STABLEMEN, AND OTHERS.

(18) A milk carter, sanitary employee, stableman or other employee shall, if generally required to work seven days in the week be allowed one week's holiday on full pay at the expiration of each twelve months' service. If an employee leaves or is dismissed before the expiration of twelve months, he shall be given or paid for holidays *pro rata* in accordance with the length of service, viz., one day for each two months of service. If the business be sold or transferred during the period of service, the employee shall be entitled to the week's holiday at the conclusion of twelve months' service with the firm or business.

This clause shall also apply to a carter of petrol and petroleum products employed by a dealer in such products whether he is generally required to work seven days in the week or not.

## MEAL TIMES.

(19) (a) Except as otherwise provided in this clause, on all days except Saturday and on Saturday if he so desires in the case of an employee required to continue working after 2 p.m., each employee not working on shift shall be allowed a break of one hour without pay as a meal time to begin not earlier than 11.30 a.m. nor later than 1.30 p.m.

If the break be not so allowed all time worked after 1.30 p.m. until a break of one hour without pay for a meal time is allowed shall be paid for at the rate of ordinary time, the payment to be in addition to any payment due in respect of a weekly or casual wage.

(b) Except as otherwise provided in this clause no employee shall be required to work for longer than 5½ hours without a break for a meal time without pay of one hour, or half an hour in the case of an evening meal, but this sub-clause shall not apply to the driver of a retail milk vehicle working in the early morning.

All time worked over 5½ hours until such a break is allowed shall be paid for at the rate of ordinary time, the payment to be in addition to any payment due in respect of a weekly or casual wage.

This sub-clause shall not apply to the evening meal time in the case of any employee returning to the yard or depot after the conclusion of any journey or delivery where such employee ceases working not later than 7 p.m., Monday to Friday inclusive, and 1.30 p.m. on Saturday.

(c) Where an employee is required otherwise than because of his own default or delay to continue working after 6 p.m. without having been informed in some way on the preceding working day that he will be so required he shall be allowed 1s. 6d. as tea money.

An employee who is notified under this sub-clause that he will be required to continue working, but who is not so required to continue working, shall be paid the prescribed tea money.

This sub-clause shall not apply in the case of any employee returning to the yard or depot after the conclusion of any journey or delivery where such employee ceases work not later than 7 p.m.

(d) The obligation to pay ordinary time under this clause in addition to weekly or other wages and overtime under any other clause of this Determination shall not be cumulative, but the employee in cases coming within this clause (19) shall be entitled only to the higher payment.

## THE CONTRACT OF EMPLOYMENT.

(20) Where an employee is usually employed without any express undertaking to employ him for at least one week his employment shall be deemed to be that of a casual employee, but in all other cases where an employee is not in express terms engaged as a casual employee, he shall be deemed to be, and be employed as a weekly employee.

The following shall be terms and conditions of weekly employment:—

- (a) The engagement shall not be determined on either side, except upon one week's notice, which may be given at any time, but an employer may pay one week's wages in lieu of giving such notice.
- (b) Where a notice is given by an employer purporting to expire within the week next preceding Christmas Day or Good Friday, but the employer expressly or impliedly allows the employee to believe that he is to resume work not later than one week after New Year's Day or Easter Monday such notice shall have no effect, and the engagement shall be deemed to have continued unaffected by such notice.
- (c) A weekly employee shall not be changed to a casual employee within the week next preceding Christmas Day or Good Friday.
- (d) Notice to determine the engagement which is given every week or otherwise in such manner that the employee is not able to know with certainty a week before a particular date whether his engagement will or will not be determined by the employer upon that date shall not be deemed a valid notice unless given during a general or shipping or coal strike.
- (e) Subject to sub-clause (f) of this clause an employee to become entitled to payment of the weekly wage prescribed by this Determination is to be available, ready, and willing to perform such work as the employer shall from time to time require on the day and during the hours usually worked by the class of employee comprising him, but any employee so available ready and willing to work for the whole week and not justifiably dismissed for any reason set out in sub-clause (h) of this clause shall be entitled to a full week's wage.
- (f) Where an employee becomes disabled by sickness of himself, proof of which is given to the employer by medical certificate or other satisfactory evidence within twenty-four hours of the beginning of the employee's consequential absence, he shall on account thereof be entitled without deduction of pay to absent himself from work for one day in each quarter or for a proportionate aggregate in a longer period, but not exceeding one of four days in any year of the employment.
- (g) Subject to sub-clause (f) of this clause and to the provisions of this Determination as to holidays, if an employee absents himself from work his employer shall be entitled to deduct from his week's wages an amount corresponding with the period of absence.
- (h) Notwithstanding anything in this clause an employer may at any time forthwith dismiss an employee for refusal or neglect to obey orders, misconduct, or carelessness in the performance of his duties, or if after receiving one week's notice of determination of engagement he does not carry out his duties in the same manner as before such notice.
- (i) If an employee be justifiably dismissed for any reason set out in the last preceding sub-clause he shall be entitled to payment proportionate to the time worked, but to that only.
- (j) Should any employee be dismissed during the course of a week, any wages due to him under this Determination shall be paid to him forthwith.

## JUNIORS NOT TO BE EMPLOYED IN CERTAIN CASES.

(21) No junior under nineteen years of age shall be allowed to drive or be in charge of more than one horse in the Metropolitan District as defined in the Factories and Shops Acts, and no one under eighteen years of age shall be permitted to have sole charge of a motor vehicle.

## TIME BOOKS.

(22) (a) Each employer shall at the depot or yard at or from or in connexion with which the employee works or at an office convenient thereto keep a record or time book showing the name of each employee working for him, in which shall be entered the time of starting and finishing work each day, and the amount of overtime worked and the wages and overtime paid to each employee.

(b) The age of each employee receiving less than the adult wage shall be entered in the record or time book.

(c) Such record or time book shall on demand be produced by the employer for inspection to any officials (not more than three in number at the one time) of the Federated Carters and Drivers Industrial Union of Australia duly authorized in writing by the president and secretary of the local branch or sub-branch of such organization, at the place where the record or time book is kept between the hours of 10 a.m. and noon on any day between the 1st and 27th inclusive in each calendar month except on pay day or the day before.

In the case of the first inspection seven days' notice shall be given to the employer of the intended inspection, and in the case of any subsequent inspection one day's notice shall be given.

(d) Provided that an employer may at his option, in lieu of a time book, provide a mechanical clock for the purpose of recording the time of each employee, in which case each employee shall, at the end of the week, enter or record the wages and overtime received on some card or check used in connexion with such clock.

(e) Where an employee performs work for which a special rate is provided, a record of such work and the nature of the same shall be recorded in the time book or equivalent record.

## DETERMINATION TO BE EXHIBITED.

(23) A copy of this Determination shall be exhibited by each employer where the industry is carried on, by being posted or hung up in a place where it is easily accessible to the employees without having to ask the permission of the employer.

## LIMITATION OF EMPLOYERS' LIABILITY.

(24) Where an employer has made a payment to an employee, which payment purports to be a payment of the wages payable under this Determination to the employee for any period, such employer shall not be liable to pay to the employee any further sums prescribed by this Determination in respect of any services rendered to such employer during such period, unless within a period of three calendar months after the last day of such period a demand in writing of such further sum claimed has been given to the employer by the employee or some person on his behalf or by the local representative of the Federated Carters and Drivers Industrial Union of Australia.

## TEMPORARY CHANGE OF STABLE.

(25) (a) If after an employee has come to work as required at one starting place, his employer transfers him to another starting place any reasonable cost of fares incurred in going to or from the latter shall be paid by the employer.

(b) If an employee is transferred temporarily to work at or from a starting place which requires him to travel from his home at least 1 mile more than is required by his ordinary starting place, any extra time so caused to be used by the employee shall be paid for at the rate of ordinary time, and any reasonable extra cost of fares so caused shall be paid by the employer.

## TRAVELLING ALLOWANCES.

(26) (a) An employee engaged in ordinary travelling on duty or on work on which he is unable to return to his home at night shall be paid such personal expenses as he reasonably incurs in travelling, but he shall be paid the sum of 8s. 6d. per day at least. Provided that where an employee travels by boat or other conveyance in which his ticket includes meals and bed, he shall not be entitled to the said allowance, and provided that where an employer carrying on a coach and mail service provides or is willing to provide meals and bed the employee is to have the option of receiving 8s. 6d. per day or accepting the meals and bed provided by the employer.

(b) An employee prevented from returning with his turnout to the depot or yard from which he started shall be paid any travelling expenses he has to incur, and as if for time worked for the time he reasonably takes to get to his home beyond the time he would have taken to get to his home from the depot or yard.

## GEAR AND ROPES TO BE SUPPLIED BY EMPLOYER.

(27) An employer shall supply his employees with all gear to secure any loads to be carted by them, and necessary ropes, chains, hooks, trucks, and skids, and effective lamps.

## HEAVY ARTICLES.

(28) An employee unaided by proper auxiliary appliances or by another man shall not be permitted to lift or carry goods over 200 lb. in weight.

## ARTICLES OF CLOTHING.

(29) Where an employee is required by law or by his employer to wear any special uniform, cap, overall, or other article, it shall be supplied and paid for by the employer.

## HOUSING.

(30) (a) Any employee required by his employer to live at a stable, yard, or garage, shall be provided with suitable accommodation free of cost.

(b) If an employer provides proper housing accommodation for an employee and his wife and family where such employee elects to live the employer shall be entitled to charge a rent not exceeding 10s. per week and not exceeding half the rent at which a similar house in the same locality would ordinarily let.

## DEFINITIONS.

(31) Unless a contrary intention appears expressions used in this Determination shall have meanings as follows:—

- (a) Junior means any person under the age of 21 years in receipt of less than the adult wage.
- (b) Casual employee means an employee who is not employed as a weekly employee.
- (c) Head stableman means a stableman in charge of or directing the work of other stablemen.
- (d) Yardman means any employee, not otherwise specified, employed in or in connexion with a stable or yard.
- (e) Horse driver's assistant and motor driver's assistant means any employee who accompanies the driver to assist in loading, unloading, or delivering.
- (f) Loader means any employee engaged in loading or unloading any goods, wares, merchandise, or materials on to or from any vehicle and in work incidental to such loading or unloading.
- (g) Bulk milk carter means an employee solely engaged in carting milk or cream in bulk.
- (h) Supervisor means any person whose duty it is, in addition to carting or driving, to collect moneys and exercise supervision over the work of drivers or other employees.
- (i) Official means any person authorized in writing by the president and secretary of the local branch or sub-branch of the Federated Carters and Drivers Union of Australia.
- (j) Sanitary carter's mate means an employee who accompanies the driver to assist in loading or unloading.
- (k) Jinker means a vehicle with a forecarriage, or a vehicle (where a dray takes the place of the forecarriage) and a bow axle under which the load is slung.
- (l) Boiler truck means a vehicle on four low wheels, with or without springs, generally used for the carrying of boilers.
- (m) Float means a vehicle on four wheels with or without springs generally used for carrying plate glass or other heavy material.
- (n) Specially offensive material means bone dust, bones, and blood manure, dead animals, offal, fat (including that which is carted from hotels or restaurants or other places in kerosene tins), tallow in secondhand casks, green skins, raw hides, and sheep skins when flyblown or maggoty, sausage skin casings, except when packed in non-leaky containers for consumption.
- (o) Horse means any beast of burden except a bullock.
- (p) Saturday for the purpose of this Determination means either Saturday or such other day as is at present observed as the weekly half-holiday in a particular industry or district.
- (q) Holiday means any holiday prescribed by this Determination.
- (r) Winter means from the 15th day of April to the 15th day of October.
- (s) Summer means from the 16th day of October to the 14th day of April, inclusive.
- (t) Rate of ordinary time, of time and a half, of double time, of double time and half time and of treble time, and any like expression, means respectively a rate per hour of  $\frac{1}{48}$ ,  $\frac{1}{32}$ ,  $\frac{1}{24}$ ,  $\frac{5}{96}$ , and  $\frac{1}{16}$  of the prescribed weekly rate for the relevant class of employee.
- (u) Shift, or any like expression, means work done in relay by successive men or sets of men without any considerable break between the ending of work by one man or set and the beginning of work by the next man or set.
- (v) For vehicles carrying petrol and petroleum products "maker's capacity" in the case of any dispute shall mean the gross loaded weights permitted by the maker of the vehicle less the tare weight thereof. Tare weight includes the weight of chassis, cab body and/or tank and equipment.
- (w) "Fuel oil" for the purpose of wages shall mean a residual oil, an unprocessed crude oil, and/or a Diesel oil that is not a distillate.

F. A. MARZORINI,  
Secretary for Labour.

Melbourne, 16th November, 1937.



# VICTORIA GOVERNMENT GAZETTE.

Published by Authority.

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No. 340]

THURSDAY, DECEMBER 2.

[1937

Factories and Shops Acts.  
**DETERMINATION OF THE GENERAL BOARD.**  
(BUTTONS AND BUCKLES SECTION.)

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

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

Renovating carpets ;	Cinematograph film ;
Preparing feathers ;	Composition flooring ;
Treating flax ;	Cutlery ;
Treating pyrites and other metalliferous ores ;	Artificial flowers and bouquets ;
Mixing seed and making poultry foods ;	Paper articles not subject to any Board heretofore appointed ;
Glass badging ;	Honey ;
Gold stamping ;	Ink or adhesives ;
Ivory working ;	Lead and shot ;
Show-card and ticket-writing ;	Silk or parchment lamp shades ;
Manufacturing or preparing—	Mica products ;
Abrasive paper or cloth ;	Fishing and other nets ;
Asbestos articles ;	Ornaments for cakes ;
Blue prints ;	Plaster models ;
Buttons and buckles other than those subject to the	Sporting goods not provided for under any Board heretofore
Determination of the Plastic Moulding Board ;	appointed ;
Button badges ;	Surgical instruments ;
Carbon articles ;	Toys ;
Chalk, crayons, or other articles from mineral earth ;	Watch cases "

has made, in respect of the manufacturing or preparing of buttons and buckles other than those subject to the Determination of the Plastic Moulding Board, the following Determination, namely:—

(1) That on and after the 4th December, 1937, the previous Determination of the Board for this section shall be revoked and replaced by this Determination.

(2)

WAGES PER WEEK OF 44 HOURS.

(a) IMPROVERS.				(b) ADULTS.			
Males.		Females.		Males		Females	
	s.	d.			s.	d.	
1st year's experience	..	15	3	1st six months' experience	..	12	9
2nd "	..	21	6	2nd "	..	15	9
3rd "	..	29	9	3rd "	..	18	9
4th "	..	40	3	4th "	..	21	9
5th "	..	51	3	5th "	..	24	9
6th "	..	59	0	6th "	..	28	0
7th "	..	63	0	7th "	..	31	0
				8th "	..	35	0

And thereafter the minimum wage prescribed for adults.

NOTE.—The rates prescribed for improvers shall apply only to such employees as are under 21 years of age, or who being over 21 years of age, are the holders of improvers' licences.

PROPORTION (IN ANY PLACE).

Males.

One improver to each male worker receiving not less than the minimum wage.

Females.

Two improvers to each female person receiving not less than the minimum wage.

(3) PROHIBITION OF EMPLOYMENT.—The Board determines that no person shall be employed as an apprentice.

(4) HOURS OF EMPLOYMENT.—Forty-four hours shall constitute a week's work within the following hours:—Time of beginning, 8 a.m.; time of ending, 6 p.m.—on five days of the week. Time of beginning, 8 a.m.; time of ending, 1 p.m.—on the other day of the week on which the half-holiday is usually observed.

5. OVERTIME.—(a) Any employee who, in any day, has performed any work outside the working hours ordinarily observed in the factory or workshop in which he or she is employed or in excess of 44 hours in any week, shall be paid overtime at the rate of time and one-half, and shall also be paid 1s. 6d. meal money when such overtime exceeds 40 minutes on week-days or three hours on the day of the week on which the half-holiday is usually observed.

(b) No employee shall be employed overtime outside the hours fixed, except with his or her consent.

(c) No employee shall be dismissed, or in any way whatsoever be prejudiced in his or her employment, by reason of his or her refusal to work overtime outside the hours fixed.

(d) No employee under the age of sixteen years shall be employed overtime.

(6) MIDDAY MEAL.—(a) An interval of not less than three-quarters of an hour shall be allowed for the midday meal.

(b) No work shall be performed during such meal time.

(7) HOLIDAYS.—(a) All employees, whether in a city or elsewhere, shall be granted the following holidays without deduction of pay:—The days observed as New Year's Day, Australia Day, Good Friday, Easter Monday, Labour Day, Anzac Day, King's Birthday, Christmas Day, and Boxing Day.

(b) If any of the above holidays occurs on a Sunday or Saturday and is not observed on any other day, then employees shall not be paid for such Sunday, and shall be paid for such Saturday as for a half day only when the working week consists of five and a half days.

(c) All employees, whether in a city or elsewhere, shall be paid for the above holidays an amount for each holiday based on the actual weekly wage paid to them by the employer.

(d) Any employee absenting himself or herself from work on any portion of the working day preceding, or any portion of the working day succeeding a holiday provided for herein, other than Boxing Day and New Year's Day, without permission from the employer or without having reasonable cause for having absented himself or herself from work, shall not be entitled to payment for such holiday.

(e) Any employee who is employed on a Sunday or any holiday provided for herein shall be paid for that day at the rate of time and a half in addition to his or her weekly wage.

(f) Provided that any notice determining the employment solely for the purpose of evading payment for prescribed holidays, and not to determine finally the engagement, shall not deprive the employee of payment for any prescribed holidays occurring or observed between such notice to terminate and the re-engagement, if any.

(8) TERMS OF EMPLOYMENT.—(a) Except as hereinafter provided, employment shall be on a weekly basis, and notice equivalent to 44 working hours shall be given on either side to terminate employment. Such notice may be given at any time. This shall not affect the right of the employer to dismiss any employee without notice for malingering, inefficiency, neglect of duty, or misconduct (in which case wages shall be paid up to time of dismissal only), or to deduct payment for any day the employee cannot be usefully employed because of any strike, or through any breakdown of machinery, or any stoppage of work, or any cause for which the employer cannot be reasonably held responsible.

Provided that the employment of any person during the first three months of his or her service with the same employer shall be on an hourly basis, and such employment may be terminated by one hour's notice on either side.

(9) ACCOMMODATION FOR FEMALES.—(a) The employer shall provide a suitable seat for females to rest.

(b) A restroom shall be provided by every employer of more than ten females. Such room shall contain a suitable couch, two easy chairs, two rubber hot-water bags, and shall be properly lighted and ventilated.

(10) PAYMENT OF WAGES.—(a) Wages shall be paid weekly, not later than Friday, except by mutual agreement between the employer and his employees.

(b) Any employee kept waiting for his or her wages on pay day for more than ten minutes after the usual time for ceasing work shall be paid at overtime rates for the time so kept waiting.

(c) Where the services of an employee are dispensed with, all wages due shall be paid to him or her on the day of dismissal, or forwarded to him or her by post on the day following.

(d) Not more than two days' pay of any employee shall be kept in hand by an employer.

(11) PERIODICAL ADJUSTMENT OF WAGES.—The wages rates for males set out in clause (2) (b) are based upon the following basic wage, and pursuant to and in accordance with the provisions of section 21 of the *Factories and Shops Act 1934*, the Board hereby determines that such rates shall be automatically increased or decreased by the same amount, and at the same time as such basic wage. Provided that the wages of improvers and of females shall be adjusted proportionately to adjustments of the basic wage, such adjustments to be to the nearest 3d., half or less than half of 3d. to be disregarded.

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

*Basic Wage.*

Place.	Basic Wage.	Index Number Set Assigned.
Within the area to which this Determination applies	£ s. d. 3 11 0	Melbourne

(12) ADJUSTMENT OF BASIC WAGE.—(a) Until the beginning of the first pay period to commence in March, 1938, the amount of the basic wage shall be as prescribed in clause (11).

(b) During each future successive period beginning with the first pay period to commence in a March, a June, a September, or a December the amount of the basic wage shall be adjusted by the following method according to the position and fluctuations (if any) of the Commonwealth Statistician's "All Items" retail price index numbers.

For the purposes of this Determination the expression "Commonwealth Statistician's retail price index numbers" or any like expression means the numbers stated to be such index numbers in any document purporting, and not proved to be wrongly so purporting, to be printed by the Commonwealth Government Printer or to be signed by or on behalf of the Commonwealth Statistician:—

(1) The index number set to be applied is that assigned to Melbourne.

(2) The index number for the calendar quarter next preceding the period of thirteen weeks for which the adjustment is made is to be ascertained.

(3) The amount assigned in the following table (or in any extension thereof) to the index number division comprising that number is to be ascertained.

(4) The basic wage shall be of that assigned amount during such successive period.

*Table.*

Index Number Divisions.	Basic Wage.	Index Number Divisions.	Basic Wage.
735-746	£ s. d. 3 0 0	834-845	3 8 0
747-759	3 1 0	846-858	3 9 0
760-771	3 2 0	859-870	3 10 0
772-783	3 3 0	871-882	3 11 0
784-796	3 4 0	883-895	3 12 0
797-808	3 5 0	896-907	3 13 0
809-820	3 6 0	908-919	3 14 0
821-833	3 7 0	920-932	3 15 0

D. GRANT, Chairman.

REX L. CECIL, Secretary.

Melbourne, 19th November, 1937.



# VICTORIA GOVERNMENT GAZETTE.

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No. 341]

THURSDAY, DECEMBER 2.

[1937

Factories and Shops Acts.

## DETERMINATION OF THE GENERAL BOARD.

(CAKE ORNAMENT SECTION.)

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

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

Renovating carpets ;	Cinematograph film ;
Preparing feathers ;	Composition flooring ;
Treating flax ;	Cutlery ;
Treating pyrites and other metalliferous ores ;	Artificial flowers and bouquets ;
Mixing seed and making poultry foods ;	Paper articles not subject to any Board heretofore appointed ;
Glass badging ;	Honey ;
Gold stamping ;	Ink or adhesives ;
Ivory working ;	Lead and shot ;
Show-card and ticket-writing ;	Silk or parchment lamp shades ;
Manufacturing or preparing—	Mica products ;
Abrasive paper or cloth ;	Fishing and other nets ;
Asbestos articles ;	Ornaments for cakes ;
Blue prints ;	Plaster models ;
Buttons and buckles other than those subject to the	Sporting goods not provided for under any Board heretofore
Determination of the Plastic Moulding Board ;	appointed ;
Button badges ;	Surgical instruments ;
Carbon articles ;	Toys ;
Chalk crayons, or other articles from mineral earth ;	Watch cases "

has made, in respect of the manufacturing or preparing of ornaments for cakes, the following Determination, namely:—

(1) That this Determination shall come into force and be operative on and after the 8th December, 1937.

(2) WAGES PER WEEK OF 44 HOURS.

(a) IMPROVERS.				(b) ADULTS.	
Males.		Females.			
	s. d.		s. d.		s. d.
1st year's experience	.. .. 15 9	1st six months' experience	.. .. 12 9		
2nd "	.. .. 22 3	2nd "	.. .. 15 9		
3rd "	.. .. 30 9	3rd "	.. .. 18 9		
4th "	.. .. 41 3	4th "	.. .. 21 9		
5th "	.. .. 52 9	5th "	.. .. 24 9		
6th "	.. .. 61 0	6th "	.. .. 28 0	Males	.. .. 77 0
7th "	.. .. 65 0	7th "	.. .. 31 0	Females	.. .. 41 6
		8th "	.. .. 35 0		

and thereafter the rate prescribed for adults.

### PROPORTION.

Five male improvers to each male person receiving not less than the rate prescribed for adults.  
Five female improvers to each female person receiving not less than the rate prescribed for adults.

- (3) PROHIBITION OF EMPLOYMENT.—The Board determines that no person shall be employed as an apprentice.
- (4) WEEKLY HOURS.—That the number of hours to constitute an ordinary week's work shall be 44.
- (5) TIMES OF BEGINNING AND ENDING WORK.—That the times of beginning and ending work shall be:—

Time of Beginning (not earlier than).	Time of Ending (not later than).
7.30 a.m. . . . .	12 noon on Saturday.
7.30 a.m. . . . .	5.15 p.m. on the other working days of the week.

- (6) OVERTIME.—That all time worked—
  - (a) Outside the times of beginning and ending work prescribed in clause (5); or
  - (b) Within such prescribed times, but in excess of 44 hours in any one week—
 shall be paid for at the rate of time and a half for the first four hours' work, and double time thereafter. Provided that, in computing overtime, each day's work shall stand alone.

(7) HOLIDAYS AND SUNDAY WORK.—That employees shall be entitled to the following public holidays without deduction of pay:—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.

Work done on Sunday or on any of the above-mentioned holidays shall be paid for at the rate of double time.

(8) TERMS OF EMPLOYMENT.—(a) That notice equivalent to 44 working hours shall be given on either side to terminate employment. Such notice may be given at any time. This shall not affect the right of the employer to dismiss any employee without notice for malingering, inefficiency, neglect of duty, or misconduct (in which case wages shall be paid up to time of dismissal only), or to deduct payment for any day the employee cannot be usefully employed because of any strike, or through any breakdown of machinery, or any stoppage of work, or any cause for which the employer cannot be reasonably held responsible.

(b) In lieu of such 44 working hours' notice except in circumstances referred to above, the employer may pay 44 hours' wages; and vice versa the employee leaving his employment without notice shall forfeit 44 hours' wages, which may be deducted from any wages due.

(c) Provided that any notice determining the employment solely for the purpose of evading payment for prescribed holidays and not to determine finally the engagement, shall not deprive the employee of payment for any prescribed holidays occurring or observed between such notice to terminate and the re-engagement, if any.

(9) REST PERIOD FOR FEMALES.—Females shall be allowed, each morning, an interval of ten minutes for rest, such interval to count as part of time worked.

(10) PERIODICAL ADJUSTMENT OF WAGES.—The wages rates for males set out in clause (2) (b) are based upon the following basic wage and pursuant to and in accordance with the provisions of section 21 of the *Factories and Shops Act 1934*, the Board hereby determines that such rates shall be automatically increased or decreased by the same amount, and at the same time as such basic wage. Provided that the wages of improvers and of females shall be adjusted proportionately to adjustments of the basic wage, such adjustments to be to the nearest 3d. half or less than half of 3d. to be disregarded.

The basic wage shown hereunder shall be adjusted as prescribed in clause (11).

*Basic Wage.*

Place.	Basic Wage.	Index Number Set Assigned.
	<i>£ s. d.</i>	
Within the area to which this Determination applies . . . . .	3 11 0	Melbourne

(11) ADJUSTMENT OF BASIC WAGE.—(a) Until the beginning of the first pay period to commence in March, 1938, the amount of the basic wage shall be as prescribed in clause (10).

(b) During each future successive period beginning with the first pay period to commence in a March, a June, a September, or a December, the amount of the basic wage shall be adjusted by the following method according to the position and fluctuations (if any) of the Commonwealth Statistician's "All Items" retail price index numbers.

For the purposes of this Determination the expression "Commonwealth Statistician's retail price index numbers" or any like expression means the numbers stated to be such index numbers in any document purporting, and not proved to be wrongly so purporting, to be printed by the Commonwealth Government Printer or to be signed by or on behalf of the Commonwealth Statistician:—

- (1) The index number set to be applied is that assigned to Melbourne.
- (2) The index number for the calendar quarter next preceding the period of thirteen weeks for which the adjustment is made is to be ascertained.
- (3) The amount assigned in the following table (or in any extension thereof) to the index number division comprising that number is to be ascertained.
- (4) The basic wage shall be of that assigned amount during such successive period.

*Table.*

Index Number Divisions.	Basic Wage.	Index Number Divisions.	Basic Wage.
	<i>£ s. d.</i>		<i>£ s. d.</i>
735-746 . . . . .	3 0 0	834-845 . . . . .	3 8 0
747-759 . . . . .	3 1 0	846-858 . . . . .	3 9 0
760-771 . . . . .	3 2 0	859-870 . . . . .	3 10 0
772-783 . . . . .	3 3 0	871-882 . . . . .	3 11 0
784-796 . . . . .	3 4 0	883-895 . . . . .	3 12 0
797-808 . . . . .	3 5 0	896-907 . . . . .	3 13 0
809-820 . . . . .	3 6 0	908-919 . . . . .	3 14 0
821-833 . . . . .	3 7 0	920-932 . . . . .	3 15 0

D. GRANT, Chairman.  
REX L. CECIL, Secretary.

Melbourne, 16th November, 1937.