



# VICTORIA GOVERNMENT GAZETTE.

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No. 79]

WEDNESDAY, JUNE 13.

[1945

## CLUNES UNITED MUNICIPAL AND GOLDFIELD COMMON FURTHER DIMINISHED.

### PROCLAMATION

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

**WHEREAS** by Division 10 of Part I. of the *Land Act* 1928, it is, amongst other things, enacted that the Governor in Council may from time to time increase, and, after one month's notice in the *Government Gazette*, diminish, alter, or abolish any common, and may from time to time re-proclaim the whole or any part of any such common for any of the purposes and subject to the provisions of the said Part of the said Act, and that nothing therein contained shall prevent the exercise of the powers conferred by the said Part of the said Act with respect to the leasing or licensing of any land comprised in any common: Now therefore I, the Governor of the State of Victoria, in the Commonwealth of Australia, by and with the advice of the Executive Council of the said State, do hereby further diminish the under-mentioned common, viz.:—

#### CLUNES UNITED MUNICIPAL AND GOLDFIELD COMMON.

By the excision therefrom of an area of 19 4/10 perches, in the Parish of Clunes, as defined by technical description published in the *Government Gazette* of the 16th May, 1945.

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

(L.S.)

WINSTON DUGAN.

By His Excellency's Command,

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

GOD SAVE THE KING!

No. 79.—5486/45.—PRICE 6d.; Quarterly, 8s. 2d.; Half-Yearly, 16s. 3d.; Yearly, 32s. 6d.

## HOLIDAY.—KING'S BIRTHDAY.

IT is hereby notified that on—

MONDAY, THE 18TH JUNE, 1945,  
the Public Offices will be closed, that day having been proclaimed on the 10th July, 1944, a Public Holiday throughout the State of Victoria.

H. J. HYLAND,  
Chief Secretary.

Chief Secretary's Office,  
Melbourne, 29th May, 1945.

### APPOINTMENTS.

**HIS** Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, has, by Orders made on the 12th day of June, 1945, been pleased to make the following appointments, viz.:—

#### DEPARTMENT OF AGRICULTURE.

##### *Farm Produce Inspector.*

**ARTHUR WILLIAM FOSTER**  
to be a Farm Produce Inspector, General Division; a vacancy having occurred, and the Public Service Board having certified, on the 27th April, 1945, 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 Acts, to be appointed to fill such vacancy on probation for six (6) months.

#### DEPARTMENT OF CHIEF SECRETARY.

##### *Secretary, Children's Welfare Department, &c. (Acting).*

**JAMES PATRICK DEVINE**,  
pursuant to the provisions of section 16 of the *Children's Welfare Act* 1928, to be Secretary of the Children's Welfare Department (acting), Inspector of Industrial and Probationary Schools (acting), and pursuant to the provisions of section 334 of the *Crimes Act* 1928, to be Secretary of the Department for Reformatory Schools (acting), during the absence on leave of Edward James Pittard,

*Registrar of Births and Deaths.*

LESLIE NORMAN KRUTLI,  
pursuant to the provisions of section 4 of the *Registration of Births Deaths and Marriages Act 1928*, to be Registrar of Births and Deaths at Yackandandah, to date from commencement of duty, with fees, *vice* Catherine Frances Molyneux, resigned.

*Officer of the Fifth Class.*

FRANCIS EMANUEL GRAHAM  
to be an Officer of the Fifth Class, Clerical Division, Children's Welfare Branch; a vacancy having occurred, and the Public Service Board having certified, on the 17th April, 1945, 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 Acts, to be appointed to fill such vacancy on probation for six months.

## DEPARTMENT OF HEALTH.

*President, Dental Board.*

FREDERICK ANDREW AIRD  
to be President of the Dental Board of Victoria for the year ending 28th February, 1946.

## DEPARTMENT OF STATE FORESTS.

*Officer of the Fifth Class.*

PAUL LINDSAY WHITE  
to be an Officer of the Fifth Class, Clerical Division; a vacancy having occurred, and the Public Service Board having certified, on the 17th April, 1945, 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 Acts, to be appointed to fill such vacancy on probation for six months.

*Forest Overseer.*

THOMAS EDWIN MAGUIRE  
to be a Forest Overseer, General Division; a vacancy having occurred, and the Public Service Board having certified, on the 14th April, 1945, 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 Acts, to be appointed to fill such vacancy on probation for six months.

## DEPARTMENT OF LANDS AND SURVEY.

*Superintendent of Vermin and Noxious Weeds (Acting).*

ARTHUR WALLACE MCILROY  
to perform and exercise the duties, obligations, rights, and powers of the Superintendent of Vermin and Noxious Weeds Destruction, during the absence on leave of E. J. E. G. Pemberton, as from and inclusive of the 23rd April, 1945.

## DEPARTMENT OF LAW.

*Officers of the Fifth Class.*

KEITH LORIMER FURZE, and  
BERNARD THOMAS GREENWOOD  
to be Officers of the Fifth Class, Clerical Division, Office of Titles; vacancies having occurred, and the Public Service Board having certified, on the 17th and 23rd April, 1945, respectively, that appointments are required, that there are no persons available and fit in the Public Service to be promoted or transferred to fill the vacant offices, and that the persons named are entitled, under the provisions of the Public Service Acts, to be appointed to fill such vacancies on probation for six months.

*Magistrates.*

JOSEPH LANGDON PLUMMER, Ballarat Base Hospital, Ballarat,  
to keep the Peace in the Southern Bailiwick of the State of Victoria; and  
WILLIAM GEORGE PITT, 140 Glenhuntly-road, Elsternwick, and  
JOHN ERNEST McCLOSKEY, 36 Carlton-street, Bentleigh,  
to keep the Peace in the Central Bailiwick of the State of Victoria.

*Commissioner for Taking Declarations, &c.*

GORDON STANLEY CROOKE, Investment Manager, National Trustee Company, 95 Queen-street, Melbourne,  
to be a Commissioner for taking Declarations and Affidavits, pursuant to the provisions of Division 8 of Part IV. of the *Evidence Act 1928*—to resign upon ceasing to occupy his present position.

*Probation Officer.*

JAMES KENNEDY PATON, Presbyterian Manse, Tatura,  
to be a Probation Officer, pursuant to the provisions of section 8 of the *Children's Court Act 1928*, for the Children's Court at Tatura.

*Sworn Valuator.*

JAMES MILNE, 120 Esplanade, Middle Brighton,  
to be a Sworn Valuator, pursuant to the provisions of section 14 of the *Transfer of Land Act 1928*, for the Counties of Bourke, Bendigo, Dalhousie, Evelyn, Gladstone, Grant, Gunbower, Karkaroc, Millewa, Moira, Mornington, Rodney, Talbot, and Tatchera.

*Bailiff of County Court.*

OSWALD PHILIP DORSHMAN FLEISCHER, First Constable of Police, Foster,  
to be a Bailiff of the County Court at Korumburra, in the place of A. E. Dendle, resigned.

## DEPARTMENT OF PREMIES.

*Officer of the Fifth Class.*

KEITH PATRICK NICHOLSON  
to be an Officer of the Fifth Class, Clerical Division; a vacancy having occurred, and the Public Service Board having certified, on the 17th April, 1945, 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 Acts, to be appointed to fill such vacancy on probation for six months.

## DEPARTMENT OF PUBLIC INSTRUCTION.

*Member, Council of the University of Melbourne.*

HERBERT TAYLOR,  
in accordance with the provisions of section 5 (a) of the *University Act 1928*, to be a Member of the Council of the University of Melbourne, as representing manufacturing and commercial interests, for the period ending the 16th December, 1947, *vice* V. S. Smith, resigned.

## DEPARTMENT OF PUBLIC WORKS.

*Inspectors of Works.*

ARCHIBALD JOHN ARTHUR CHURCHWARD,  
WALTER LAWRENCE ARCHIBALD ROBERTS, and  
ROBERT ARTHUR LUFF,  
to be Inspectors of Works, Class "D," Professional Division; vacancies having occurred, and the Public Service Board having certified, on the 24th April, 1945, that appointments are required, that there are no persons available and fit in the Public Service to be promoted or transferred to fill the vacant offices, and that the persons named are fit and proper persons and duly qualified to be appointed to fill such vacancies on probation for three months.

## DEPARTMENT OF TREASURER.

*Collector of Imposts.*

EVAN WESTON  
to be Collector of Imposts, Omeo, for the purpose of collecting fees payable for the issue of miner's rights, *vice* A. E. Davey.  
*Officers of the Fifth Class.*

WILLIAM JOHN DUNNE, and  
JOHN FRANCIS LEONARD  
to be Officers of the Fifth Class, Clerical Division, Office of the Housing Commission; vacancies having occurred, and the Public Service Board having certified, on the 21st May, 1945, that appointments are required, that there are no persons available and fit in the Public Service to be promoted or transferred to fill the vacant offices, and that the persons named are entitled, under the provisions of the Public Service Acts, to be appointed to fill such vacancies on probation for six months.

## DEPARTMENT OF WATER SUPPLY.

*Inspector.*

PERCY JOHN GUMLEY  
to be an Inspector, Grade II., General Division; a vacancy having occurred, and the Public Service Board having certified, on the 11th May, 1945, 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 Acts, to be appointed to fill such vacancy on probation for six months.

## C. W. KINSMAN.

*Clerk of the Executive Council.*

At the Executive Council Chamber,  
Melbourne, the 12th June, 1945.

## RESIGNATIONS.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, has, by Orders made on the 12th day of June, 1945, accepted the resignations of the persons named hereunder of the offices mentioned, viz.:—

## DEPARTMENT OF CHIEF SECRETARY.

CATHERINE FRANCES MOLYNEUX, as Registrar of Births and Deaths at Yackandandah.

## DEPARTMENT OF LAW.

RONALD AILWYN LAITY, as a Probation Officer, pursuant to the provisions of the *Children's Court Act 1928*, for the Children's Court at Bendigo.

ALBERT EDWARD DENDLE, as a Bailiff of the County Court at Koroomburra.

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

At the Executive Council Chamber,  
Melbourne, the 12th June, 1945.

## PUBLIC SERVICE OF VICTORIA.—VACANCIES.

APPLICATIONS will be received by the Public Service Board up to Friday, the 22nd June, 1945, from officers of the Public Service of Victoria, who are eligible and qualified, for appointment to the under-mentioned positions:—

## PROFESSIONAL DIVISION.

## Police Magistrate, Class "A," Department of Law.

Yearly Salary.—£748, minimum; £820, maximum.

Qualifications.—As prescribed by section 42 of the *Public Service Act 1928*.

## Assistant Chief Surveyor, Class "B," Department of Water Supply.

Yearly Salary.—£592, minimum; £670, maximum.

Duties.—Under the direction of the Chief Surveyor, to organize the work in all survey parties engaged on land and engineering surveys in connexion with investigation of reservoir sites, foundations, channel systems and other water supply undertakings, including the supervision of the work of Licensed Surveyors who effect title surveys in accordance with the Transfer of Land Act.

Qualifications.—To be a Licensed Surveyor with extensive experience in general engineering surveys, and to be capable of directing the work of surveyors and draughtsmen.

## CLERICAL DIVISION.

## Third Class Clerk, Department of State Forests.

Duties.—To act as Revenue Collections Officer, to supervise a sectional accounting staff, and to perform such other duties in the Revenue Section of the Accounts Branch as may be directed.

Qualifications.—To possess a good knowledge of the Forests Acts and Regulations and of the procedure and practices thereunder, and to be conversant with the regulations relating to public accounts; to be competent to conduct correspondence and experienced in dealing with the public; to have a working knowledge of the timber trade and of Accounts Branch duties generally.

NOTE.—In addition to the salary rates quoted, a cost of living allowance at the rate of £30 a year is payable. The rates are subject to variation in accordance with the rise or fall in the index numbers of the cost of living.

By order,

E. F. FITZGIBBON,  
Acting Secretary.

Office of the Public Service Board,  
Melbourne, 12th June, 1945.

## PUBLIC SERVICE OF VICTORIA.—VACANCIES, MENTAL HYGIENE BRANCH, DEPARTMENT OF HEALTH.

APPLICATIONS will be received by the Public Service Board up to Friday, the 29th June, 1945, from officers of the Public Service of Victoria, who are eligible and qualified, for appointment to the under-mentioned positions:—

## PROFESSIONAL DIVISION.

## Medical Superintendent, Class "A," Beechworth Mental Hospital.

Yearly Salary.—£795, minimum; £870, maximum, subject to a charge of £100 a year for rent, fuel, light, water, vegetables, milk, and washing.

Duties.—To control all activities in a Mental Hospital.

Qualifications.—To be a legally qualified medical practitioner, with experience in treatment of mental disorders, and administration of Mental Hospitals.

## GENERAL DIVISION.

## Gardener, Mont Park Mental Hospital.

Salary.—£312 a year.

Duties.—To supervise members of staff and working patients in maintenance of ornamental grounds.

Qualifications.—Ability to lay out and maintain flower gardens, lawns, and shrubberies under the direction of the Curator. A knowledge of machinery and ability to propagate and identify trees and shrubs is desirable.

## Cook (Male), Mont Park Mental Hospital. (Three vacancies.)

Salary.—£300 a year.

Duties.—To assist, under the Head Cook, in the preparation, cooking, and serving of patients' meals, and generally in the maintenance of the kitchen, and cleanliness of the appliances and utensils used therein.

Qualifications.—To have experience in cooking for large numbers, and a knowledge of the working and maintenance of electric ovens and smokeless fuel cookers.

## Assistant Tailor, Mont Park Mental Hospital.

Salary.—£300 a year.

Duties.—To manufacture and repair clothing, &c., under the direction of the Tailor.

Qualifications.—To be a qualified tailor, and to possess ability to cut, draft, and manufacture the types of male clothing in use for mental patients.

NOTE.—In addition to the salary rates quoted, a cost of living allowance at the rate of £30 a year is payable. The rates are subject to variation in accordance with the rise or fall in the index numbers of the cost of living.

By order,

E. F. FITZGIBBON,  
Acting Secretary.

Office of the Public Service Board,  
Melbourne, 12th June, 1945.

## Act No. 3757, Section 66 (VIII).

## REGULATIONS.—CLASSIFICATION OF GENERAL DIVISION.

## CHAPTER VII.

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

Department and Office.	Yearly Rate of Salary.	
	Minimum.	Maximum.
	£	£
DEPARTMENT OF PUBLIC WORKS.		
Repeal—		
Overseer of Works (Engineering) .. .. .	350	402
To take effect as from and inclusive of the 30th April, 1945.		
DEPARTMENT OF CHIEF SECRETARY.		
CHILDREN'S WELFARE.		
For—		
Inspector (Female) .. .. .	198*	250
Read—		
Inspector (Female) .. .. .	224*	250
To take effect as from and inclusive of the 26th February, 1945.		

\* An allowance to bring her emolument to £263 a year may be paid to an officer who is a certificated nurse and who has completed five years' service in the Public Service.

D. D. PAINE, Chairman.

E. F. FITZGIBBON, Acting Secretary.

Office of the Public Service Board,  
Melbourne, 30th April and 4th June, 1945.

Approved by the Governor in Council,  
12th June, 1945.

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

Act No. 3757, Section 66 (I.).

## REGULATIONS.—PROFESSIONAL DIVISION.

## CHAPTER II.

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

Department and Office.	Yearly Rate of Salary.	
	Minimum.	Maximum.
<b>DEPARTMENT OF PUBLIC WORKS.</b>	£	£
CLASS "D."		
Add—Inspector of Works (Engineering) ..	264	372
<i>To take effect as from and inclusive of the 30th April, 1945.</i>		
<b>DEPARTMENT OF AGRICULTURE.</b>		
CLASS "C."		
Repeal—Live Stock Science Officer .. ..	396	516
CLASS "B."		
Add—Live Stock Science Officer .. ..	528	650
<i>To take effect as from and inclusive of the 7th May, 1945.</i>		
CLASS "D."		
Add—Assistant Poultry Expert .. ..	264	372
<i>To take effect as from and inclusive of the 14th May, 1945.</i>		

D. D. PAINE, Chairman.

E. F. FITZGIBBON, Acting Secretary.

Office of the Public Service Board,  
Melbourne, 30th April, 7th May, and 14th May, 1945.

Approved by the Governor in Council,  
12th June, 1945.

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

Act No. 3757, Section 66.

## REGULATIONS.—TRAVELLING ALLOWANCES.

## CHAPTER IX.

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

## PART II.—ALLOWANCES TO CERTAIN OFFICERS.

## Department of Agriculture.

For—  
Clause 37.

Read—

37. Officers when required to attend early morning markets on inspection duties—3s. a day breakfast allowance.  
*To take effect as from and inclusive of the 30th April, 1945.*

D. D. PAINE, Chairman.

E. F. FITZGIBBON, Acting Secretary.

Office of the Public Service Board,  
Melbourne, 30th April, 1945.

Approved by the Governor in Council,  
12th June, 1945.

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

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

## EXEMPTION.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, and upon the recommendation of the Public Service Board, has, by an Order made on the 12th day of June, 1945, exempted the officers specified hereunder from the provisions of sections 90 and 91 of the Public Service Act 1928 (No. 3757):—

## DEPARTMENT OF LANDS AND SURVEY.

Fifteen (15) officers, who are required to work overtime in connexion with drought relief grants—such exemption to be operative for a further period of six weeks from and inclusive of the 4th April, 1945.

C. W. KINSMAN,

Clerk of the Executive Council.

At the Executive Council Chamber,  
Melbourne, the 12th June, 1945.

## MELBOURNE HARBOR TRUST COMMISSIONERS.

## REGULATIONS.

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

1. The Regulations made by the Commissioners on the 21st October, 1942, approved by the Governor in Council on 2nd November, 1942, and published in the *Government Gazette* on the 27th November, 1942, and any amendment thereto, are hereinafter referred to as "the Principal Regulations."
2. Regulation 123 is amended by deleting the words "and satisfying such officer or person that the provisions of Regulation 122 have been complied with."
3. Regulation 123A is repealed and the following Regulation is substituted:—  
"123A. (a) A person in charge of any vehicle in the Port shall not without the authority of the Commissioners or of their officer or agent—  
(i) Place any goods in or on such vehicle, or  
(ii) Permit or allow any goods to be placed on such vehicle.  
(b) When any goods have, without such authority, been placed on any vehicle in the Port, the person in charge of such vehicle shall not move or attempt to move such vehicle from the Port.  
(c) When any goods for the removal of which a permit under Regulation 123 is requisite are in or on any vehicle in the Port, the person in charge of such vehicle shall not move or attempt to move such vehicle from any wharf or shed within the fenced area unless or until he is in possession of such a permit which by appropriate identification enumeration or description covers all such goods as are in or on such vehicle; and unless or until such permit has been signed by him.  
(d) Any person who aids or abets any person in charge of a vehicle in doing any act or thing contrary to sub-regulations (a), (b), or (c) of this Regulation shall be guilty of an offence against this Regulation.  
(e) In this Regulation "person in charge" of a vehicle includes the person who is for the time being the driver of such vehicle or who is otherwise in apparent control or charge of such vehicle.

Dated at Melbourne this thirtieth day of May, 1945.

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

F. DUNCAN, Presiding Commissioner.

(SEAL) J. P. WEBB, Commissioner.

A. C. COOK, Secretary.

Approved by the Governor in Council,  
12th June, 1945.

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

*Local Government Act 1928.*

## DEPARTMENT OF PUBLIC WORKS.

## AUTHORITY TO CHANGE MUNICIPAL SEAL—CITY OF NUNAWADING.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, and pursuant to the provisions of section 8 of the *Local Government Act 1928* (No. 3720), has, by an Order made on the 12th day of June, 1945, approved that the Council of the City of Nunawading be authorized to break, alter, and change the seal of the said city, and adopt a seal (a representation of which has been deposited in the office of the Department of Public Works, at Melbourne) as the common seal of the City of Nunawading.

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

At the Executive Council Chamber,  
Melbourne, 12th June, 1945.

*Children's Welfare Act 1928, Section 62.*

## APPROVAL OF MANAGER OF INSTITUTION.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, and pursuant to the provisions of section 62 of the *Children's Welfare Act 1928*, has, by Order made on the 12th day of June, 1945, approved of

NORMAN GEORGE BURNS PRIDDLE  
as Manager of the "Melrose" Boys' Home, Harkaway, in place of Charles Francis.

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

At the Executive Council Chamber,  
Melbourne, the 12th June, 1945.

## DEPARTMENT OF LAW.

## SUPREME COURT, HORSHAM.—DATE APPOINTED.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, doth by an Order made on the 12th day of June, 1945, hereby appoint Tuesday, the 28th August, 1945, as a date for holding the Sittings of the Supreme Court for the hearing of Criminal Trials and the Trial of Causes at Horsham.

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

At the Executive Council Chamber,  
Melbourne, the 12th June, 1945.

## DEPARTMENT OF LAW.

## APPOINTMENT OF REGISTRAR-GENERAL AND REGISTRAR OF TITLES.

## CORRIGENDUM.

IN the list of appointments published in the *Government Gazette* of the 6th June, 1945, page 1413, the name "Alexander Phillip Sutherland" should read "Alexander Philip Sutherland".

Gazette Office,  
Melbourne, 11th June, 1945.

## The Fisheries Acts.

## NOTICE OF INTENTION TO PERMIT FLOUNDER SPEARING IN CERTAIN WATERS NEAR PORT ALBERT.

IT is hereby notified for general information that it is intended, after the expiration of one month from the date of publication of this notice in the *Government Gazette*, to move His Excellency the Governor in Council to make a Proclamation varying the Proclamation made the twenty-second day of December, 1938, and published in the *Government Gazette* of twenty-ninth of December, 1938, respecting the prohibition of flounder spearing in the waters of Corner Inlet and Port Albert, by adding thereto the following words:—"Provided that the use of a spear or similar contrivance for taking flounders is hereby permitted in the said waters north of a line running north-easterly from the south-east corner of allotment 9B, Parish of Tarra Tarra, to the south-west corner of allotment 52B, Parish of Balloong."

H. J. HYLAND,  
Chief Secretary.

F. LEWIS,  
Chief Inspector of Fisheries and Game.

*Country Fire Authority Act 1944.*

## PERMISSION TO HOLD FIRE BRIGADE DEMONSTRATION.

IN pursuance with the provisions of section 79 (1) and (2) of the *Country Fire Authority Act 1944*, the Country Fire Authority has granted permission to hold a fire brigade demonstration at Horsham, on Saturday, 24th November, 1945.

G. G. SINCLAIR,  
Secretary.

60 Market-street, Melbourne,  
8th June, 1945.

## ORDERS IN COUNCIL.—(Series 1944-45.)

## FORESTS COMMISSION.

Loan Act 5049, Item 5—

1371. To the purchase of allotments 54c and 54j, Parish of Binginwarri, County of Buln Buln, containing 164 acres 3 roods 27 perches, for forest purposes, £123 13s. 9d.—W. R. J. Wilson, Madalya.

Loan Act 5049, Item 5—

1372. To the purchase of allotment 57, Parish of Wonyip, County of Buln Buln, containing 319 acres 2 roods 3 perches, for forest purposes, £279 11s. 7d.—D. E. Summers, 19 Payne-street, Caulfield.

Approved by the Governor in Council, 8th May, 1945.—  
C. W. KINSMAN, Clerk of the Executive Council.

## STATE RIVERS AND WATER SUPPLY COMMISSION.

Stores Suspense Account—

1373. Supply, delivery, and stacking firewood for Millewa Pumping Stations, 2,000 tons, £1,375.—S. Martin.

1374. Supply, delivery, and stacking firewood for Millewa Pumping Stations, 4,000 tons, £2,500.—J. J. Russell.

1375. Supply, delivery, and stacking firewood for Millewa Pumping Stations, 3,000 tons, £2,025.—D. Teasdale.

1376. Supply, delivery, and stacking firewood for Millewa Pumping Stations, 2,500 tons, £1,625.—J. C. Carter.

Approved by the Governor in Council, 15th May, 1945.—  
C. W. KINSMAN, Clerk of the Executive Council.

## STATE ELECTRICITY COMMISSION.

1377. For the supply of three tractor type front-end loaders for stacking and transhipment of briquettes.—Malcolm Moore Ltd.

1378. For extensions to General Store, Yallourn, to Specification No. 44-45/86.—H. J. Heath, Hooker, and Co.

1379. For the supply of 22,000-volt and 6,600-volt 50-cycle oil-immersed self-cooled outdoor type distribution transformers, to Specification No. 44-45/84.—Australian General Electric Pty. Ltd.

1380. For the supply of 22,000-volt and 6,600-volt 50-cycle oil-immersed self-cooled outdoor type distribution transformers, to Specification No. 44-45/84.—Wilson Electric Transformer Co. Pty. Ltd.

1381. For the supply of black coal for Newport Power Station, to Requisition No. 2304.—Melbourne Steamship Co. Ltd.

1382. For the supply of varnished cambric insulated cable, to Specification No. 43-44/45.—Johnson and Phillips Ltd.

1383. For the supply of cast-iron gratings for boiler house, Newport "C" Power Station, to Quotation No. 3612.—Gatic Castings Pty. Ltd.

1384. For the supply of steel wire, strand and wire rope for a period of twelve months, to Specification No. 44-45/80.—Australian Wire Rope Works Pty. Ltd.

1385. For the supply of steelwork for internal walkways, Cooling House "C," Yallourn Briquette Works, to Quotation No. 3708.—Kelly and Lewis Ltd.

1386. For the supply of hard-drawn copper conductors, to Specification No. 44-45/79.—Enfield Cable Works (A'asia) Pty. Ltd.

1387. For the supply of sleepers for railway and dredger tracks, Yallourn Open Cut, to Quotation No. 3462.—Weston Bros.

1388. For the supply of valves for auxiliary services for a period of twelve months, to Specification No. 44-45/87.—Orton and Burns Pty. Ltd.

1389. For fire precautionary work, Yallourn Open Cut, during the period 18th December, 1944, to 7th April, 1945; to Requisition No. 2028.—Commonwealth of Australia, Department of Air.

1390. For the purchase by the Commission of land in Stewart-street, Shepparton.—The Executors of the late Arthur Herbert Palmer.

Approved by the Governor in Council, 5th June, 1945.—  
C. W. KINSMAN, Clerk of the Executive Council.

## DEPARTMENT OF PUBLIC WORKS.

1391. Renovations to furniture, &c., State Government House, £351 7s.—The Myer Emporium Limited, Melbourne.

Approved by the Governor in Council, 12th June, 1945.—  
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 or goods vehicles on the route or routes, or in the manner set out opposite their names, will be heard at the place and on the date and time set out below:—

*Name of Applicant; Nature of Application.*

- Shire Hall, Ballan, 10.30 a.m., Thursday, 14th June, 1945.
- McKINNON, RALPH HUGH (on behalf of Hepburn Spa Motors); 1 commercial passenger vehicle, with seating capacity for 27 persons, to operate as follows:—Hepburn Springs, via Daylesford to Malmesbury and all intermediate stations between Daylesford and Malmesbury and return—on same conditions as are set out in licence T.A.1158.
- Court House, Warrnambool, 9.30 a.m., Wednesday, 20th June, 1945.
- FRIEDMAN, D.; application for variation of licence to be issued in respect of school services between Ellerslie and Warrnambool and Woolsthorpe and Warrnambool to include charter conditions within 25 miles Ellerslie and Woolsthorpe respectively.
- LANE, A. L.; 2 commercial passenger vehicles, with seating capacity for 7 and 5 persons respectively, to operate as follows:—(a) stage omnibus 6 miles Warrnambool, (b) between Warrnambool and racecourse at Kororoit and racecourse, (c) private hire 20 miles Warrnambool, (d) specified tours.
- Exhibition Buildings, Rathdown-street, Carlton, 10.15 a.m., Thursday, 28th June, 1945.
- HARVEY, J.; 1 commercial passenger vehicle, with seating capacity for 5 persons—(a) for the carriage of passengers at separate and distinct fares for each passenger within 12 miles Camperdown and along Cobden-road, 4 miles, (b) private hire between Camperdown and Colac.
- CUNNINGHAM, J. M.; 1 commercial passenger vehicle, to be purchased, to operate as follows:—(a) between Mentone Railway Station and Mentone Racecourse, (b) between Mordialloc Railway Station and Epsom Racecourse.
- MOSS, G. D.; application for variation of licence A.393 to operate between Rokewood and Ballarat, via Cordinhap, Dereel, &c., every Tuesday.
- Exhibition Buildings, Rathdown-street, Carlton, 2.15 p.m., Thursday, 28th June, 1945.
- HUBBARD, F. R.; application for variation of licence A.197—(1) to amend school route between Dean and Daylesford so as to travel through Mollongghip and Rocklyn, (2) to convey any workmen on the outward journey to Dean when bus is empty and to convey workmen on the return journey from Dean in the Afternoon.

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

- PATTON, J. H.; 1 commercial goods vehicle for the carriage of—(a) general goods within 25 miles radius of Melbourne, (b) live stock within 40 miles radius of Melbourne, (c) fodder within 30 miles radius of Melbourne.
- BOOTH, J. H.; 1 commercial passenger vehicle, with seating capacity for 16 persons, for the carriage of school children between Waitchie and Swan Hill.
- ST. JOHN'S PRESBYTERY; 1 commercial passenger vehicle, with seating capacity for 11 persons, for the carriage of school children between Gembrook and St. John's Presbytery, Lower Fern-tree Gully, via Emerald, Cockatoo, and Fern-tree Gully.
- LANE, A. L.; 1 commercial passenger vehicle, with seating capacity for 25 persons, for the carriage of school children between Lismore and Camperdown.
- GOODMAN, R.; application to substitute a 27-seater vehicle on licence A.410.
- WARD, W. H.; 1 commercial passenger vehicle, with seating capacity for 21 persons, for the carriage of school children between Korong Vale and Wedderburn.
- BAYLEY, H. H.; 1 commercial passenger vehicle, to be purchased, to operate as follows:—(a) as a substitute vehicle for Coleraine-Hamilton school bus, (b) under charter conditions within 20 miles Hamilton.
- HAMILTON, T. W.; 1 commercial passenger vehicle, with seating capacity for 5 persons, to operate between Upper Sandy Creek and Albury, via Huon and Wodonga.
- McMILLAN, H. F.; 1 commercial passenger vehicle, with seating capacity for 11 persons, to operate between Ararat and Hamilton, via Marcona, Willaura, Glenthompson, and Dunkeld, daily except Thursdays and Sundays.

- WILLIAMSON, G. R.; 1 commercial passenger vehicle, with seating capacity for 29 persons, to operate as follows:—(a) on a town bus service in the City of Stawell and to the woollen mills, (b) under charter conditions within 45 miles radius of Stawell.
- DUNN, R.; 1 commercial passenger vehicle, with seating capacity for 27 persons, to operate between Chunes and Ballarat, via Tourello, Ascot, Blowhard, and Miner's Rest.
- KINGSTON, F. C.; 1 commercial passenger vehicle, with seating capacity for 29 persons—(a) for the carriage of school children between Lubeck and Stawell, (b) as a substitute vehicle for other licensed vehicles.
- KINGSTON, F. C.; application for variation of licence A.749 to include—(a) a service to the Stawell North-western Woollen Mills commencing at 7.15 a.m. from 19 Wimmera-street, Stawell, and arriving at the Woollen Mills at 7.30 a.m., returning to the garage at 9.40 a.m., (b) a service as required to the Stawell Golf Links, Saturdays only, leaving railway gates at 1 p.m. and 1.30 p.m. Returning 5.30 p.m., operating under hire to the Stawell Gold Club at 10s. per trip.
- KINGSTON, F. C.; application for variation of all "A" licences to operate a town passenger bus service in the Borough of Stawell.
- LANE, A. L.; 1 commercial passenger vehicle, with seating capacity for 36 persons, as a substitute vehicle for licensed vehicles.
- FERGUSON, E. O. J.; application for renewal of licences A.203 and A.735 (expired 9th April, 1945). Applications lodged in the following terms:—School children between Munro, Clydebank, and Sale. School children between Heyfield and Sale.
- FERGUSON, E. O. J.; application to substitute at 31-seater vehicle on licence T.A.1109.
- FERGUSON, S. V.; application to substitute a 29-seater vehicle on licence A.581.
- FERGUSON, S. V.; application to substitute a 31-seater vehicle on licence A.174.
- FERGUSON, S. V.; 1 commercial passenger vehicle, with seating capacity for 23 persons, as a stage omnibus on licensed routes but not as an additional vehicle.
- HARDIMAN, J. P.; 1 commercial goods vehicle for the carriage of (a) general goods 20 miles Mitiamo, (b) from and to 20 miles Mitiamo to and from places within 50 miles Mitiamo—furniture, (c) from and to Bendigo to and from places within 20 miles Mitiamo—live stock.
- Notice of any objection should be forwarded to reach the Acting Secretary to the Board not later than Wednesday, the 20th June, 1945.

E. V. FIELD,  
Acting Secretary.

Exhibition Buildings, Rathdown-street, Carlton, 12th June, 1945.

*Farmers' Debts Adjustment Act 1935.*

CANCELLATION OF STAY ORDERS.

NOTIFICATION is hereby given that the Stay Orders issued to the under-mentioned farmers have been cancelled by the Farmers' Debts Adjustment Board, such cancellation to take effect on 13th June, 1945:—

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

- 4332; Johnson, Peter Robertson; Stanhope.  
3995; Neale, James Edward; Echuca.  
3651; Raper, Mrs. E. A. Raper, sole executrix Charles, deceased; Bamawm.

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

12th June, 1945.

*Land Surveyors Act 1942.*

EXAMINATION OF LAND SURVEYORS.

SEPTEMBER, 1945.

THE Surveyors Board, appointed under the *Land Surveyors Act 1942*, hereby gives notice that the next examination will commence on Monday, 3rd September, 1945.

Applications, accompanied by the entrance fee from intending candidates, must be lodged with the Secretary not later than Friday, 17th August, 1945, for pupils at Melbourne; and not later than Tuesday, 17th July, 1945, for pupils serving in the Army.

Regulations, under the *Land Surveyors Act 1942*, are available on application. Price 2s. per copy.

F. C. RIDOUTT,  
Secretary.

Office of the Surveyors Board, Department of Lands and Survey, Treasury Gardens, Melbourne, C.2, 6th June, 1945.

# GEELONG WATERWORKS AND SEWERAGE TRUST.— SUPERANNUATION SCHEME.

## RULES.

### Definition of Terms.

"Trust" means Geelong Waterworks and Sewerage Trust.  
"Society" means The Australasian Temperance and General Mutual Life Assurance Society Limited and/or any other life assurance company or society to which the Trust may entrust the carrying out of the scheme.

"Commencement date" means the date on which these Rules shall be approved by the Governor in Council of the State of Victoria, or such date thereafter as shall be fixed by the Trust.

"Scheme" means the Geelong Waterworks and Sewerage Trust Superannuation Scheme.

"Employee" means a person of either sex who is designated by the Trust as being appointed or having been appointed to the Trust's staff.

"Present employee" means an employee as above defined who is in the employ of the Trust at the commencement date.

"New employee" means an employee as above defined who enters the employ of the Trust after the commencement date or who, having been previously employed by the Trust and having ceased for any reason to be in that employment, is re-employed by the Trust after that date.

"Member" means an employee who is entitled to benefits under the scheme.

"Contributor" means an employee who is contributing under the scheme.

"Salary" means the employee's fixed rate of salary or wages from the Trust, but does not include payments made for overtime, travelling allowances, commission, bonus, gratuity, any other payment of a special nature, or any deduction from or suspension of salary or wages of an employee in respect of his absence from duty or otherwise.

"Rules" means these rules, together with any alterations and additions thereto which may be from time to time in force.

Unless the context otherwise requires—

- (a) The words appropriate to the masculine gender shall include the feminine.
- (b) The singular number shall include the plural and vice versa.

## SECTION 1.

### GENERAL RULES.

1. *Object of Scheme.*—The object of the scheme is to provide for a lump sum to be available for employees or their dependants on death, resignation, or retirement from or ceasing to be in the service of the Trust.

2. *Constitution of Scheme.*—The scheme, including the Welfare Fund described in Rule 25, shall be controlled by the Trust.

3. *Basis of Participation.*—The basis under which an employee shall participate in the scheme will depend upon his age next birthday at the time he becomes eligible for membership as follows:—

- (a) In the case of males not more than 55 years of age next birthday and females not more than 45 years of age next birthday endowment assurances or pure endowments as hereinafter provided will be effected on the lives of such employees under a contributory group assurance scheme underwritten by the society.
- (b) In the case of males who, at the commencement date, are more than 55 years of age next birthday and who have had at that date at least four years' continuous service benefits shall be provided by means of a contributory gratuity scheme administered by the society.

4. *Service.*—(a) *War Service.*—For persons who were employees immediately prior to undertaking war service and who shall return or shall have returned to the Trust's service immediately after being discharged from war service or within three calendar months thereafter, their period of war service shall be regarded as continuous service with the Trust for the purposes of determining the Trust's contribution under the scheme, except where any such employee's service with the Trust subsequently shall be terminated and re-commenced, in which event he shall on recommencement of service with the Trust, be treated as having commenced his service with the Trust on the date of such recommencement without regard to prior war service. War service shall include war service during the Great War 1914-1919 or during the war in progress at the commencement date or in any subsequent war in which the Commonwealth of Australia may be engaged.

(b) *Non-continuous Service.*—Where a member shall have been in the employment of the Trust but not continuously (except as provided under section (a) of this Rule (4)), his period of service shall be reckoned from the date of commencement of his last current period of continuous service before entering the scheme.

(c) *Length of Service* shall be computed on a completed year or years.

5. *Non-assignment of Benefits.*—A member shall not assign, alienate, or dispose of, or in any way charge or otherwise encumber his interest in the benefits secured to him under the scheme to any other person, or nominate or purport to nominate any other person to be the recipient thereof, except that a contributor to the group assurance scheme may nominate a beneficiary to receive the benefit provided on account of the death of such member before retirement.

6. *Bankruptcy, &c.*—Any right, interest, or benefit of a member of the scheme is strictly personal, and if any such member shall become bankrupt or shall attempt to assign, charge, or dispose of, or otherwise to alienate or do or suffer any act whereby or by reason whereof he would, but for this present provision, be deprived of the personal enjoyment of such right, interest, or benefit, the same shall immediately be forfeited to the scheme. Provided that in any such event the Trust, in its absolute discretion, may apply the moneys representing such right, interest, or benefit, or such part thereof as it may think fit, in or towards the maintenance or otherwise for the benefit of such member and the wife; husband, children, and dependants of such member, or such one or more to the exclusion of the other or others of them and in such shares and proportions as the Trust shall think fit: Any portion of the moneys not applied under the provisions of this Rule shall be paid to the Trust's General Fund.

7. *Terms of Employment Unaffected by Membership.*—The operation of the scheme shall not in any way restrict the right of the Trust to terminate the employment of any member, or be used as an aggravation of damages in any action brought by any member against the Trust in respect of termination of the employment of such member.

8. *Eligibility.*—All present employees shall be eligible for membership of the scheme, but it shall not be compulsory for them to join the same. New employees who enter the service of the Trust after the commencement date shall be eligible for membership if they shall, at the date of application for entry, be, in the case of males, not more than 55 years of age next birthday, and, in the case of females, not more than 45 years of age next birthday. It shall be compulsory for an eligible new employee to apply for membership.

All present employees desiring to join the scheme and all eligible new employees shall make application for membership of the scheme on the prescribed form immediately they become eligible therefor, and shall on acceptance of their applications by the Trust be bound by these Rules as from the date of such application. Notwithstanding anything in these Rules contained, the Trust may refuse to accept any employee as a member, and its decision shall be final.

9. *Contributions.*—(a) *By Members.*—Each member shall contribute to the scheme a weekly sum—

- (i) in the case of a male member of three per cent. of his weekly salary, and
- (ii) in the case of a female member of four per cent. of her weekly salary,

and such contributions shall be deducted by the Trust on each pay-day from the salary of the member.

(b) *By the Trust.*—

- (i) For a member of the group assurance scheme referred to in Rule 3 (a) the Trust shall pay during every four-weekly period a sum equal to that paid and payable by the member during such period.

Provided that in the case of a male member employed at the date of commencement of the scheme who has then attained the age of 30 years, and of a female member employed at the date of commencement of the scheme who has then attained the age of 25 years, the Trust shall, in respect of each full year of service completed after such respective ages were attained, pay an additional contribution equal to one-half per centum of the member's salary (at the rate at such date of commencement) for each four-weekly period.

- (ii) For a member of the gratuity scheme referred to in Rule 3 (b) the Trust shall each four weeks make a contribution in respect of each member equal to the member's contributions for such period, but not exceeding three per cent. of his salary. In addition, the Trust shall make an initial single payment in respect of each member of three per cent. of his present salary for each completed year of service which, at the date of commencement, shall have been served with the Trust by such member after he attained the age of 30 years.

10. *Payment of Contributions.*—All contributions made by the members in terms of Rule 9 shall be paid to the society within seven days of each pay-day, and all contributions by the Trust under such Rule shall be paid to the society at the end of each four-weekly period. The receipt of the cashier, secretary, manager, or other proper officer of the society shall be a sufficient discharge to the Trust for any payment made to the society.

11. *Salary Increases.*—On the anniversary of the commencement date in each year both the member's and the Trust's contributions (but not the Trust's initial payments referred to in sub-paragraph (ii) of paragraph (b) of Rule 9) shall be increased in accordance with any increase in salary which the members shall have received since entering the scheme or since the last anniversary of the commencement date whichever shall be applicable.

The amount of the member's and the Trust's contributions in respect of any such increase in salary shall each be calculated at the basic rate of three per cent. for male members and four per cent. for female members.

If a member shall be a contributor to the group assurance scheme, no increase in salary shall take effect unless a sum assured of at least £25 or an increase of 6d. per week in the combined contribution of the member and the Trust shall be involved.

If a member shall be a contributor to the gratuity scheme, no increase in salary shall take effect unless an increase of 6d. per week in the combined contribution of the member and the Trust shall be involved.

12. *Decreases in Salary.*—If, at any anniversary of the commencement date, a member's salary shall be less than that upon which his and the Trust's contributions shall be at that time based the Trust's and the member's contributions shall be reduced accordingly.

To the extent of any increases in contributions previously made under Rule 11, the decrease shall be at the basic rate mentioned in that Rule, and beyond that limit at the rate otherwise applicable to the contributions of the member and the Trust respectively.

If the member shall be a contributor to the group assurance scheme no decrease shall take effect unless a sum assured of at least £50 or a reduction in the combined contribution of the member and the Trust of at least 1s. per week shall be involved.

That portion of his assurance represented by the amount of the reduction in his own and the Trust's contributions shall be converted into a paid-up policy, and held by the Trust for the member until the date of his retirement, death, or leaving the service, whichever shall first happen, and the sum for which he shall be assured shall be reduced to the amount appropriate to the reduced contributions.

If the member shall be a contributor to the gratuity scheme no such decrease shall take effect unless a decrease of 6d. per week in the combined contribution of the member and the Trust shall be involved.

13. *Leaving the Service.*—Should the services of a member as an employee of the Trust be terminated by the Trust or by the member, other than by death or retirement, he shall be entitled to the following benefits:—

- (a) If he shall be a contributor to the group assurance scheme as described in Rule 3 (a)—
  - (i) If he shall have—
    - (a) left the service on account of ill health or had his services terminated for that reason, or
    - (b) been compulsorily retired after not less than ten completed years' service with the Trust—
 he shall be granted title to the whole of the assurance on his life under the scheme.
  - (ii) If, being a female member, she has married and leaves the service or leaves the service to marry, and in either case has, at the date of her so leaving the service, served continuously with the Trust for five completed years, she shall, on submitting to the Trust such proof of marriage as it may require, be granted title to the whole of the assurance on her life under the scheme.
  - (iii) In any other case he shall be granted a title only to that portion of the assurance on his life under the scheme represented by his own contributions.

The member may, in respect of the portion of the assurance to which he shall be granted a title, convert such assurance to an ordinary department policy, the benefits under which shall be in all respects similar to those under the group assurance. Premiums under this policy shall be payable direct to one of the society's offices at monthly intervals, and the rate of premium shall remain unchanged. Alternatively he may, if two years' premiums shall have been paid, convert the assurance to a paid-up policy for a reduced sum assured on which no further premiums shall be payable.

If the member shall not wish to exercise either of the options described in the preceding paragraph such assurance may be surrendered for cash in accordance with the society's table of surrender values for the time being in force.

Any portion of the assurance to which the Trust shall not grant the member a title shall be surrendered for cash, and the proceeds of such surrender shall revert to the Trust's General Fund.

(b) If he shall be a contributor to the gratuity scheme described in paragraph 3 (b)—

(i) If he shall have—

- (a) left the service on account of ill health or had his services terminated for that reason,
- (b) been compulsorily retired after not less than ten completed years' service with the Trust—

he shall be entitled to his own contributions to that scheme and the contributions made thereto by the Trust in respect of him, together with compound interest calculated in manner and at the rate set out in Rule 29.

(ii) In any other case he shall be entitled to a refund of only his own contributions to that scheme, together with compound interest calculated in manner and at the rate aforesaid.

Any portion of the Trust's contributions to that scheme and interest which shall not be paid to the member shall revert to the Trust's General Fund.

14. *Nursing Service.*—Members shall be entitled to participate in the society's visiting nursing service, under which provision is made for skilled nurses to visit enrolled members in their own homes.

No charge whatever shall be made by the society for this service.

## SECTION 2.

ADDITIONAL RULES APPLICABLE TO MEMBERS WHOSE LIVES SHALL BE ASSURED UNDER THE GROUP ASSURANCE SCHEME REFERRED TO IN RULE 3 (a).

15. *Master Policy.*—A master policy covering all members under one contract will be issued by the society to the Trust, and any moneys payable thereunder shall be paid to the Trust.

16. *Assurance Certificate.*—A certificate will be issued to each member to the effect that his life is assured as a member of the scheme. This certificate will show the initial sum assured and the name of the beneficiary nominated by the member. A member may arrange to change his beneficiary by giving notice to the Trust and having the change recorded by endorsement on his certificate. On the death of a member, the Trust shall pay the moneys becoming payable to the beneficiary, or should the member not nominate a beneficiary, or should a beneficiary so nominated predecease the member, the Trust shall be entitled to pay the amount payable at the death of the member to such person as shall appear to the Trust to be entitled to apply for probate of the last will and testament of the member, or for letters of administration of his intestate estate, as the case may be, or alternatively at the Trust's discretion to pay the amount to the legal personal representative of the deceased member, after probate or letters of administrative of his estate shall be or shall have been granted, and the receipt of such person shall be a complete discharge to the Trust for such payment.

17. *Bonuses.*—The sum assured will be increased by bonus additions, of which notice will be forwarded to members of the scheme from time to time.

18. *Medical Examinations.*—If no serious defect in personal health or medical history shall exist, or appear in the opinion of the society to exist at the time of his application for enrolment or for additional assurance, no medical examination of



a member shall be required unless and until the total sum assured (exclusive of any bonus additions) of the assurances on his life under the scheme shall be more than £1,000.

If the society shall so decide the member shall submit himself to an examination by a doctor nominated by the society.

19. *Assurable Lives.*—The Trust shall effect on the life of each member, which shall be acceptable to the society as an assurable risk, endowment assurances for the amounts required under the scheme, under which assurance the sum assured will be payable with bonuses upon the attainment of age 65 years if male, and 55 years if female, or in the event of earlier death.

20. *Non-Assurable Lives.*—If a member shall not in the opinion of the society be an assurable life, the Trust shall effect on his life with the society a pure endowment, under which the sum assured and accumulated bonuses shall be payable on the attainment of age 65 years if male, and 55 years if female. In the event of the member's death prior to the maturity of the assurance all premiums paid shall be refunded to the Trust, together with compound interest at the rate or rates set out in the master policy and dealt with in accordance with Rule 16.

21. *Amount of Assurance.*—The amount of assurance, either endowment assurance or pure endowment, on the life of each member shall be that which having regard to all the circumstances of the case and to the requirements of the society, the society shall be prepared to grant for a premium made up of the member's and the Trust's contributions as determined by Rules 9 and 11.

22. *Retirement.*—A member shall retire from the scheme when he shall attain the age of 65 years if male, and the age of 55 years if female.

23. *Maturity Date.*—The Society shall pay to the Trust the sum assured and bonuses upon the attainment by the member of the age at which the assurance is expressed to be payable.

24. *Annuity or Pension Option.*—At maturity a member may convert the proceeds of his assurance or any portion thereof to a regular annuity or pension, either for a fixed term of years or for the remainder of life.

25. *Welfare Fund.*—As an integral part of the group assurance scheme the society shall endow a welfare fund for the benefit of members who shall be contributors to this scheme. This fund shall be controlled by the Trust and shall be applied wholly and solely for the benefit, on resignation, retirement, or death, of the members of this scheme, in such manner and in such proportions as regards individual members as the Trust may in its absolute discretion think fit. This fund may be used to pay premiums during absence on account of illness, or in such other cases as the Trust shall think fit, in order to secure to the member the benefits on resignation, retirement, or death.

26. *Back-Dating of Assurances in Certain Cases.*—The amount of each member's assurance shall be based, *inter alia*, on his age next birthday at the date of payment of the first premium. A member who has passed a birthday anniversary not more than four weeks prior to the date of acceptance of such assurance by the society shall have the option of paying sufficient premiums, the Trust's portion, as well as his own, to enable such assurance to commence from the premium due date immediately preceding the date of the last anniversary of his birthday.

27. *War Service.*—There shall be no restrictions in the group assurance scheme relating specially to war service in Australia, although the payment of the death benefit shall be subject to an aviation clause.

The aviation clause limits the amount payable by the society to a refund of premiums paid, made up of the member's and the Trust's contributions, if the member should die as a result of engagement in aviation or aeronautics otherwise than as a fare-paying passenger in a duly licensed machine.

If a member on military service should leave Australia, and die as a result of and during such service outside Australia, or within six calendar months of its termination, the amount payable under the scheme shall be limited to a refund of premiums paid, made up of the member's and the Trust's contributions, together with compound interest at the rate of 34 per cent. per annum. Extension of the assurance to cover war service outside Australia may be arranged, however, provided the society's consent shall be obtained and an extra premium shall be paid at a rate to be determined by the society. Any refund under this clause shall be made to the Trust and dealt with in accordance with Rule 16.

28. *Maximum Age at Entry for Additional Assurances.*—(a) No additional assurances can be granted after the member has attained the age of 60 years if male, and 50 years if female.

(b) A member of the group assurance scheme who, being a male, has attained the age of 55 years, but has not attained the age of 60 years, or being a female, has attained the age of 45 years, but has not attained the age of 50 years, and in

respect of whom any increases in the contributions of such members and of the Trust become payable in accordance with Rule 11, shall have the following options, namely—

- (i) Of continuing at the previously existing rate of contribution without such increase, or—
- (ii) Of having increased insurance effected in accordance with the rules, or—
- (iii) Of having the amount of such increases paid to the society to accumulate at compound interest in manner hereinafter appearing.

(c) In the case of a member of the group assurance scheme who, being male, has attained the age of 60 years, or being female, has attained the age of 50 years, and in respect of whom any increases in the contributions of such member and of the Trust become payable in accordance with Rule 11, and in the case of a member covered by paragraph (b) of this Rule, who elects to adopt the option mentioned in sub-paragraph (iii) of that paragraph, the amount of increases in the contributions of the member and the Trust shall be paid to the society, and the provisions of Rules 6, 13 (b), 22, and 29, shall *mutatis mutandis* apply in respect of such contributions.

### SECTION 3.

ADDITIONAL RULES APPLICABLE TO MEMBERS WHO ARE CONTRIBUTORS TO THE GRATUITY SCHEME REFERRED TO IN RULE 3 (b).

29. *Amount of Gratuity and Method of Payment.*—The gratuity payable at retirement, or in the event of earlier death in respect of any contributor under this scheme shall be an amount equal to the sum of his own contributions, contributions made by the Trust under this scheme on his behalf, together with compound interest.

The rate of interest for the first five years from the date of commencement of the scheme shall be 3 per cent. After the expiration of that period this rate will be subject to review by the society, and may be varied either up or down, according to the trend of interest rates on government loans. In the event of death of a member who is a contributor to the gratuity scheme whilst in the service of the Trust, the Trust shall be entitled to pay the amount payable at death of the member to such person as shall appear to the Trust to be entitled to apply for probate of the last will and testament of the member, or for letters of administration of his intestate estate, as the case may be, or alternatively at the Trust's discretion to pay the amount to the legal personal representative of the deceased member after probate or letters of administration of his estate shall be or shall have been granted and the receipt of such person shall be a complete discharge to the Trust for such payment.

30. *Retirement.*—The retirement from the Trust's service of contributors to the gratuity scheme shall take place on the attainment of such age, or the arrival of such time as the Trust in its absolute discretion may decide either generally or in any individual case or cases, and the payment of the member's and the Trust's contributions shall continue until such age, or earlier death, or leaving the service.

### ENROLMENT FORM REFERRED TO IN RULE 8.

To Geelong Waterworks and Sewerage Trust,

I, ..... of ..... now a member of the staff of Geelong Waterworks and Sewerage Trust, hereby apply to become a member of Geelong Waterworks and Sewerage Trust superannuation scheme, as from the date hereof. I acknowledge that I have read and approved of the conditions and provisions of the scheme, as set out in the Rules, and in consideration of my being admitted to membership I agree to be bound as from the date hereof by the said Rules, and as they may from time to time be modified and be enforced, and to discharge all obligations of a member of the scheme; and, further, I hereby authorize the Trust to deduct from my salary from time to time the appropriate contribution to be made by me to the said fund, and to pay the same to the society.

My age is .... years on the ..... day of ..... 10.....

Signature.....

Witness.....

Date / /

The foregoing Rules and form were adopted by the Geelong Waterworks and Sewerage Trust, and the common seal of the said Trust was hereto affixed on the 22nd day of May, 1945, in the presence of—

(SEAL) ALAN BELCHER, Chairman.  
N. M. FREEMAN, Commissioner.  
P. G. REILLY, Secretary.

Approved by the Governor in Council,  
5th June, 1945.

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

## NOTICE.

**A**DMINISTRATION of the estate of each of the under-mentioned deceased persons has been granted to me, and creditors, next of kin, and all others having claims against the estate of any of the persons so mentioned are required to send particulars of their claims to the Public Trustee, No. 412 Collins-street, Melbourne, on or before the 15th August, 1945, or they will be excluded from the distribution of the estate when the assets are being distributed:—

\*ANGUS COLWYN PARKER, formerly V265001, Unit 107, Anti-Tank Regiment, A.M.F., but late of R.A.A.F., No. 429691, flight sergeant, died 6th December, 1944.

\*BANFIELD, ALFRED GARNET, formerly of Merrigum, but late of Australian Imperial Forces, soldier, died 1st June, 1942.

BARNES, THOMAS GEORGE, late of Romsey, retired farmer, died 17th January, 1945, intestate.

BETTERIDGE, JAMES, late of the Salvation Army Men's Home, Middleborough-road, Box Hill, pensioner, died 3rd March, 1945, intestate.

BIGIOLLI, GIUGLELMO ANTONIO, also known as William Antonio Bigioli, late of Red Cliffs, farmer, died 14th December, 1944, intestate.

DELANEY, MARY, late of 1 Mark-street, North Melbourne, spinster, died 10th March, 1945, intestate.

\*GAT SING, late of Russell's Creek, Warrnambool, market gardener, died 24th October, 1944.

GEARTY, MARY ANN, late of 12 McPherson-street, Moonee Ponds, widow, died 3rd April, 1945, intestate.

HARRIS, RAY, formerly of 3 Rupert-street, Newport, but late of Austin Hospital, Heidelberg, labourer, died 7th April, 1945, intestate.

HENDERSON, FRANK HALLIDAY, formerly of Wonthaggi, but late of 7 Prospect-grove, Northcote, auditor, died 22nd February, 1945, intestate.

HOSE, ROBERT, late of Naringal, Warrnambool, farmer, died 13th November, 1940, intestate.

LADD, HARRY, late of Bendigo Benevolent Home, Bendigo, pensioner, died 6th June, 1944, intestate.

\*LEEMING, LESLIE ALLEN, formerly of 405 St. Kilda-street, Elwood, but late of Royal Australian Air Force, flight lieutenant, died 18th January, 1945.

LUCAS, JOSEPH, late of Liebig-street, Warrnambool, retired butcher, died 2nd July, 1944, intestate.

MCMAHON, JOHN WILLIAM, late of High-street, Eaglehawk, pensioner, died 18th March, 1945, intestate.

\*NOLAN, ESTHER, formerly of 336 Burwood-road, Hawthorn, but late of 30 Johnson-street, Glenferrie, widow, died 29th April, 1945.

NORMOYLE, CATHERINE, formerly of Culgou, but late of Mont Park, spinster, died 16th January, 1945, intestate.

PATERSON, JOHN, late of 23 McNamara-street, West Preston, cooper, died 18th March, 1945, intestate.

\*RAINE, HARRY EDWIN, late of Bendoc, pensioner, died 6th January, 1945.

\*REDDING, SARAH ANN, late of 38 Truganini-road, Carnegie, widow, died 12th April, 1945.

RING, FLORENCE HELENA, late of 20 Gertrude-street, Windsor, pensioner, died 2nd April, 1945, intestate.

SIMPSON, ELIZABETH, late of Kennedy-street, Euroa, widow, died 14th October, 1938, intestate.

SWEENEY, JOHN JAMES, late of 22 Alexander-street, Collingwood, retired postal employee, died 17th April, 1945, intestate.

THOMAS, PERCIVAL JOHANNES OSCAR, also known as Percival Johannes Thomas, late of 38 Wawunna-road, Horsham, labourer, died 13th February, 1945, intestate.

TONNESEN, THEODOR EMILE, late of Commercial-street, Merbein, pensioner, died 23rd April, 1945, intestate.

\*TRASK, ALBERT JAMES GILBERT, also known as Albert John Gilbert Trask, formerly of Elliminyt, but late of Colac, labourer, died 2nd April, 1945.

WHITE, ATHOL, late of 38 Fawkner-street, South Yarra, gardener, died 24th April, 1945, intestate.

\*WIGHTON, MARION, late of Hastings, in the Dominion of New Zealand, widow, died 20th February, 1940.

WILSON, HUGH MAYNEVILLE, formerly of Shelford, but late of 51 Morookyle-avenue, Oakleigh, engine fitter, died 18th April, 1945, intestate.

\* With the will annexed.

† According to the provisions of the will.

J. E. DON,  
Public Trustee.

Melbourne, 6th June, 1945.

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

**I** HEREBY give notice that on the 29th of May, 1945, I filed elections to administer the following deceased persons' estates, in accordance with section 6 of the *Public Trustee Act 1940*:—

BETTERIDGE, JAMES, late of the Salvation Army Men's Home, Middleborough-road, Box Hill, pensioner, died 3rd March, 1945, intestate.

BIGIOLLI, GIUGLELMO ANTONIO, also known as William Antonio Bigioli, late of Red Cliffs, farmer, died 14th December, 1944, intestate.

GEARTY, MARY ANN, late of 12 McPherson-street, Moonee Ponds, widow, died 3rd April, 1945, intestate.

HARRIS, RAY, formerly of 3 Rupert-street, Newport, but late of Austin Hospital, Heidelberg, labourer, died 7th April, 1945, intestate.

HENDERSON, FRANK HALLIDAY, formerly of Wonthaggi, but late of 7 Prospect-grove, Northcote, auditor, died 22nd February, 1945, intestate.

HOSE, ROBERT, late of Naringal, Warrnambool, farmer, died 13th November, 1940, intestate.

LADD, HARRY, late of Bendigo Benevolent Home, Bendigo, pensioner, died 6th June, 1944, intestate.

MCMAHON, JOHN WILLIAM, late of High-street, Eaglehawk, pensioner, died 18th March, 1945, intestate.

\*RAINE, HARRY EDWIN, late of Bendoc, pensioner, died 6th January, 1945.

RING, FLORENCE HELENA, late of 20 Gertrude-street, Windsor, pensioner, died 2nd April, 1945, intestate.

TONNESEN, THEODOR EMILE, late of Commercial-street, Merbein, pensioner, died 23rd April, 1945, intestate.

\*TRASK, ALBERT JAMES GILBERT, also known as Albert John Gilbert Trask, formerly of Elliminyt, but late of Colac, labourer, died 2nd April, 1945.

WHITE, ATHOL, late of 38 Fawkner-street, South Yarra, gardener, died 24th April, 1945, intestate.

\* According to the provisions of the will.

J. E. DON,  
Public Trustee:

412 Collins-street, Melbourne, C.1, 6th June, 1945.

## DEPARTMENT OF LANDS AND SURVEY.

*At the Executive Council Chamber, Melbourne, the twelfth day of June, 1945.*

## PRESENT:

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

## 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* (No. 3709), the unused and unmade road referred to hereunder be closed, viz.:—

Parish of Rich Avon West, County of Borung, being the road hereinafter described: Commencing at the south-west angle of allotment 5, section B; bounded thence by allotment 5, a line, and again by allotment 5 bearing east 7,463 links; by a line bearing S. 29 deg. 44 min. E. 115 1/10 links; by allotment 4, a line, and allotment 3 bearing west 7,520 links; and thence by a line bearing north 100 links to the point of commencement.—(R.75 (3), R.75 (J) (C.89000)).

## LAND PERMANENTLY 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*, permanently reserve and except from occupation for mining purposes under any miner's right the land hereinafter referred to, viz.:—

ANGORA.—Site for Recreation purposes.

(For technical description, see *Government Gazette* of 16th May, 1945.)

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

**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*, revoke the temporary reservation of the land by Order in Council hereinafter referred to, viz.:—

GUNBOWER.—Site for the Growth and Preservation of Timber (as to part).

(For technical description, see *Government Gazette* of the 16th May, 1945.)

And the Honorable Albert Eli 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.

## STATE RIVERS AND WATER SUPPLY COMMISSION.

*At the Executive Council Chamber, Melbourne, the  
twelfth day of June, 1945.*

## PRESENT:

His Excellency the Governor of Victoria.

Mr. Kennedy

Mr. Tuckett.

## CHILTERN WATERWORKS TRUST CONSTITUTED.

**U**NDER the powers conferred by the Water Acts and all other powers enabling him in that behalf, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council of the said State, doth hereby approve of the constitution of a Waterworks Trust, subject to the provisions of the said Acts, to take over, manage, and maintain the works for the supply of water to the Township of Chiltern, and doth hereby order and appoint as follows:—

1. That the name of the Trust shall be Chiltern Waterworks Trust.
2. That as on and from the first day of August, 1945, the Chiltern Shire Council shall cease to be a Local Governing Body under the provisions of the Water Acts, and all works, liabilities, assets, receipts, disbursements, funds, properties, duties, and powers of the said Local Governing Body shall be taken over by the Chiltern Waterworks Trust.
3. That five persons elected by the ratepayers of the Waterworks District and one other person shall be the Commissioners of the said Waterworks Trust.
4. That the limits of the land within which the said Waterworks Trust shall have authority shall be those comprised within the following boundaries:—

## PORTION I.

*Reticulation Area.*

Commencing at the south-eastern angle of Crown allotment 9, section M, Township of Chiltern, Parish of Chiltern, County of Bogong, being a point on the eastern boundary of the Township of Chiltern; thence northerly along the said eastern boundary of the Township of Chiltern to its north-eastern angle; thence westerly along the northern boundary of the Township of Chiltern to the most westerly angle of Crown allotment 1, section 1A; thence northerly along the western boundaries of the said Crown allotment 1 and of Crown allotments 4 and 5, section 1A, to a point in line with the northern boundary of Crown allotment 12, section XI; thence westerly by a line across a main road and across Crown allotment 5A, section XI, to the most easterly angle of the afore-mentioned Crown allotment 12, and along the northern boundary of the said Crown allotment 12 to its most north-westerly angle, and by a line across a road to the north-eastern angle of Crown allotment 11, section XI, and along the northern boundaries of the said Crown allotment 11 and of Crown allotments 10 and 9, section XI, to the north-western angle of the said Crown allotment 9; thence southerly along the western boundary of the said Crown allotment 9 to its south-western angle, being a point on the northern boundary of the Township of Chiltern; thence westerly along the said northern boundary of the Township of Chiltern to its north-western angle; thence southerly along the western boundary of the Township of Chiltern to its south-western angle; thence easterly along the southern boundary of the Township of Chiltern and along the northern boundaries of Crown allotments 1 and 2, section E, Parish of Chiltern, to the north-eastern angle of the said Crown allotment 2; thence northerly by a line across a road to the south-eastern angle of Crown allotment 13, section M, Parish of Chiltern, and along the eastern boundary of the said Crown allotment 13 to the point of commencement.

## PORTION II.

*Pipe Track.*

Commencing at a point on the northern boundary of Crown allotment 2, section C2, Parish of Chiltern, County of Bogong, being a point on the southern boundary of the reticulation area; thence southerly by a strip of land 33 feet in width being 16½ feet on either side of the centre line of the pipe line through the said Crown allotment 2 and through Crown lands, along a reserve for pipe track adjacent to Crown allotment 6, section C2, and across a road and along a reserve for pipe track adjacent to Crown allotment 12, section A1, and across a road and along a reserve for pipe track adjacent to Crown allotments 6, 5, 4, 11A, and 12, section 1, and across a road and through Crown allotments 2 and 1,

section J, Parish of Chiltern, and across a road and along a permanent reserve for pipe track adjacent to Crown allotment 9, section IV, Parish of Barambogio, and across a road and along a permanent reserve for pipe track adjacent to Crown allotment 10, section IV, and across a road and through a water supply reserve and through a reserve for municipal and water supply purposes to a reservoir situated in the last-named reserve.

## PORTION III.

*Reservoir.*

The site of the reservoir in the reserve for municipal and railway water supply purposes, Parish of Barambogio, County of Bogong.

## PORTION IV.

*Catch Drains.*

A strip of land 33 feet in width, being 16½ feet on either side of the centre line of the catch drain, commencing at the site of the reservoir in the reserve for municipal and railway water supply purposes, Parish of Barambogio, County of Bogong; thence easterly and southerly through the said reserve and through a water supply reserve, and across a road and through the last-mentioned water supply reserve.

A strip of land 33 feet in width, being 16½ feet on either side of the centre line of the catch drain, commencing at the site of the reservoir in the reserve for municipal and railway water supply purposes, Parish of Barambogio, County of Bogong; thence north-westerly through the said reserve and through a water supply reserve, Parish of Barambogio, and across a road and through Crown allotment 10, section IV, Parish of Barambogio, and across a road and through Crown allotment 4, section III, and across a road and through Crown allotment 3, section III, Parish of Barambogio.

All of which boundaries are shown on a plan approved by the Governor in Council, and deposited in the office of the State Rivers and Water Supply Commission, Melbourne.

5. That the principal works to be taken over by the said Waterworks Trust shall consist of reservoir, catch drains, main pipe line, standpipe, and the pipe reticulation of the Township of Chiltern.

## CHILTERN WATERWORKS TRUST.—REGULATIONS FOR THE ELECTION OF COMMISSIONERS.

**W**HEREAS, in pursuance of the provisions of the Water Acts, the Governor in Council is empowered to make regulations for the election of Commissioners of Waterworks Trusts: Now therefore His Excellency the Governor of the State of Victoria, acting by and with the advice of the Executive Council thereof, and in pursuance of the provisions of the now in part recited Acts, doth for the purposes aforesaid make the following Regulations for the election of Commissioners of the Chiltern Waterworks Trust.

1. Interpretation of Terms.—In these Regulations “the Trust” or “the said Trust” shall mean the Chiltern Waterworks Trust. “Minister” shall mean the Minister of Water Supply.

2. Period for which the Commissioners shall hold Office.—The period for which the Commissioners shall hold office shall be until the fourth Thursday in the month of October, in the third year after the year of their election.

3. Extraordinary Vacancies, How Filled.—Should any vacancy in the office of Commissioner be occasioned by death, disqualification, or any other cause whatever, the same shall be filled up by election under these Regulations, within two months after the vacancy has occurred, and the person elected to fill such vacancy shall hold the office of Commissioner during the unexpired portion of the term of office of the Commissioner whose seat shall have become vacant.

4. Date of First and Subsequent Election of Commissioners.—The first election of Commissioners under these Regulations shall be held on the twenty-eighth day of July, in the year 1945, and the ordinary election of Commissioners shall be held on the fourth Thursday in October in each succeeding triennial year.

5. Voters' List to be Prepared.—For the purposes of the first election of Commissioners, a voters' list shall be prepared in like manner to that provided by section 117 of the *Water Act* 1928, as amended by section 2 of the *Water Act* 1936, in so far as circumstances will admit, on or before the thirtieth day of June, 1945, by the secretary of the Chiltern Shire Council, certified by him as correct, and such list shall be the list of voters for the said election of Commissioners, and shall remain in force, and shall be used at any subsequent election of Commissioners that may be held prior to a fresh voters' list being made out as hereinafter provided.

6. Voters' List to be Prepared Annually.—Before the twelfth day of September in each year, a voters' list shall be made out in the manner prescribed by section 117 of the

*Water Act 1928*, as amended by section 2 of the *Water Act 1936*, which shall, after the first revision, upon approval of the Commissioners under the common seal of the Trust, be the list of voters for the election of Commissioners for the twelve months next ensuing.

7. Form of Voters' List.—First Schedule.—Such voters' list shall be in the form of the First Schedule hereto, and shall contain in regular numerical sequence and alphabetical order of surname, the christian name or names, surname, and address (so far as these may be known) of every ratepayer within that portion of the municipal district of the Shire of Chiltern, included within the district of the Waterworks Trust.

In making out such list of voters, if the property in respect of which any ratepayer is entitled to vote is only in part within the waterworks district, then the number of votes of such ratepayer in respect of such property shall be reduced in the proportion which such part bears to the whole property of such ratepayer rated in the municipal district.

8. Returning Officer.—For elections of Commissioners other than the first such election the returning officer shall be appointed by the Trust, or in default of such appointment shall be the secretary of the Trust. For the purposes of the first election of Commissioners, the returning officer shall be the secretary of the Chiltern Shire Council. The returning officer may appoint a deputy to assist him or to act in his room at any election, and such deputy may do all things which the returning officer is hereby authorized or required to do.

9. Notice of Election.—Nomination of Candidates.—Deposit.—Second Schedule.—Fourteen clear days before the election of Commissioners under these Regulations the returning officer shall give public notice of such election by advertisement inserted in some newspaper generally circulating in the Chiltern Township, and by such notice shall require all candidates at such election to be nominated at some place within the said township to be named in such notice in manner hereinafter mentioned between the hours of ten o'clock in the forenoon and four o'clock in the afternoon on some day before a day (hereinafter called the day of nomination), not less than four nor more than seven days after the time of giving such notice and named therein, and every candidate at any such election shall before four o'clock in the afternoon of the day next preceding the nomination day lodge with the returning officer at the place aforesaid a nomination paper in the form of the Second Schedule, or to the like effect, stating therein both his christian and surname, together with the other particulars required in and by the said schedule, and such nomination paper shall be signed by the candidate and by at least five persons entitled to vote at the election, and such candidate shall, together with such nomination paper, deposit with the returning officer the sum of Five pounds, which shall be returned to the candidate if he obtains at the election a number of votes equal to at least one-fifth of the votes given to the person declared elected who received the least number of votes, otherwise the said sum shall be paid into and form part of the revenues of the Trust.

And no person who shall not have been so nominated shall, within the provisions of these Regulations, be deemed to be a candidate at any election of Commissioners.

10. Qualification of the Commissioners.—No person shall be eligible for election as a Commissioner unless he is liable to be rated under the Water Acts in respect of property within the district of the Trust.

11. Where Number of Candidates does not exceed Number of Commissioners to be Elected.—If, at the expiration of the time limited as hereinbefore provided for the nomination of candidates, the number of persons who have become candidates as aforesaid does not exceed the number of Commissioners to be elected, the returning officer shall then declare such candidates to be duly elected, and they shall be deemed to be then duly elected accordingly.

12. Where Number of Candidates exceeds the Number of Commissioners to be Elected.—Third Schedule.—Notice of Poll.—Hours of Polling.—If, at the expiration of the time limited for the nomination of candidates, the number of candidates exceeds the number of Commissioners to be elected, then the returning officer shall forthwith cause the ballot-papers to be printed, with the christian names and surnames of all the candidates in full in the form of the Third Schedule hereto, and shall also give public notice by advertisement in some newspaper circulating in the Chiltern Township, stating the name of the persons so nominated and that a poll will be taken for the election of such Commissioners upon a day named in such notice at such place within the said township as the returning officer shall in and by such notice appoint; and such poll shall take place accordingly, and shall commence at eight o'clock in the forenoon and close at seven o'clock in the afternoon.

13. Retirement of Candidates before Polling Day.—If, at any election, after a poll shall have been appointed as aforesaid any candidate for such election, and two of the persons

having signed the paper nominating him as aforesaid, are desirous that he should retire from such candidature, such candidate and the persons aforesaid may sign and deliver to the returning officer, not later than four clear days before the day of polling, a notice in the form of the Fourth Schedule hereto, stating that such candidate so retires; and the said candidate or his agent shall thereupon publish in some newspaper generally circulating in the Chiltern Township a copy of such notice, and the returning officer, on sufficient proof of such publication aforesaid, if the number of candidates is by such retirement reduced to the number of persons to be elected at such election shall, on the day appointed for the election, declare the remaining candidates duly elected; and, if the said number is not so reduced, shall omit the name of the person so retiring from the ballot-papers to be used at the said election; and if such papers are already printed, shall erase such name therefrom; and such person shall not be capable of being elected at such election.

14. Polling Booth may be Hired.—At such election the returning officer shall provide a suitable place for taking a poll, and may, if necessary, cause to be hired and used as a polling booth any room which he may deem to be suitable at the place appointed for taking the poll, and may divide such room into compartments as to him may seem most convenient.

15. Returning Officer to Preside at Polling Booth.—The returning officer or his deputy shall preside at the polling booth for taking the poll.

16. Scrutineers may be Appointed.—Each candidate shall be entitled to appoint, in writing, one scrutineer to be present in the polling booth, and the said returning officer or his deputy, and the said scrutineers and any voters, not exceeding four in number, actually engaged in voting, shall alone be permitted at any one time to enter or remain in the polling booth.

17. Pencils to be Provided.—The returning officer or his deputy shall provide pencils in the polling booth for the use of the voters, and also a locked box, to be called the ballot-box, with a cleft or opening therein capable of receiving the ballot-papers, and such box shall be opened and exhibited to the scrutineers before the polling begins; and the box shall then be locked and shall stand on a table opposite the returning officer or deputy returning officer, who shall keep the key of such box.

18. Mode of Voting.—The returning officer shall deliver to every voter who requires the same a ballot-paper, or if such voter appears by the roll to be entitled to give more votes than one, then so many ballot-papers as may be equal to the number of votes which such voter so appears to be entitled to give, such ballot-papers being in the form of the Third Schedule hereto, and initialled by the returning officer; and every such voter shall, without leaving the booth, strike out from all or any of the such papers the name of every candidate for whom he does not intend to vote. And in case any voter is unable to read or write, the returning officer or his deputy, if so required, shall, in view of such one of the scrutineers as the voter may desire, strike out the name or names of such candidate or candidates as such voter may designate; and after such name or names have been so struck out, the ballot-paper or ballot-papers (as the case may be) shall forthwith be deposited in the said box. Provided that all the ballot-papers to which any person may be entitled at the polling booth shall be demanded and received by him at one and the same time; and no person having once demanded and received any such ballot-paper or papers, and voted by the same, shall at the same election receive any further ballot-papers, or exercise any further right of voting.

19. Ballot-papers to be Numbered.—Before delivering any ballot-paper to the voter, the returning officer or his deputy shall write upon the back of each such ballot-paper, as near as practicable to the lower edge thereof, the number set opposite to the voter's name in the roll, and shall thereupon, upon a copy of such roll, check off such voter's name as having voted, and mark against such name the number of ballot-papers delivered to such voter.

20. Plumping Prohibited.—Informal ballot-papers.—At every such election every voter shall strike out from the ballot-paper the names of the candidates for whom he does not desire to vote, and if he suffers to remain on the ballot-paper a greater or less number of names not struck out than the number of Commissioners to be elected, the vote given on and by the ballot-paper shall be void and of no effect.

21. What Question may be Asked.—At any election of Commissioners the returning officer may, if he see fit, or if required to do so by any candidate or scrutineer, put to any person tendering his vote the question following:—

"Are you the person whose name appears as (A.B.) in the roll now in force for this Trust, being enrolled therein in respect of property described to be situated in (here specify the street or other place described in the roll)?"

And no other question shall be put to any person tendering his vote; and no person who shall refuse to answer such question, or who shall not answer the same absolutely in the affirmative, shall receive a ballot-paper or be permitted to vote.

22. False Answer, Polling Twice, and Personation.—Every person who shall wilfully make a false answer to the question aforesaid or who shall poll more than once, or offer to poll more than once at the same election, or who shall depart or attempt to depart from any polling booth after having received a ballot-paper without having deposited the same in the ballot-box, as hereinbefore provided, or who shall personate any other person for the purpose of polling at such election, shall be guilty of a breach of these Regulations; but nothing contained in this clause shall apply to any person only by reason of his exercising the right of voting as often as it appears by the roll he is entitled so to do.

23. Result of Polling, how Ascertained.—Immediately on the close of the poll the returning officer shall, in the presence of and subject to the inspection of so many of the scrutineers of the candidates as please to be present, proceed to ascertain the number of votes for each candidate; and such returning officer shall abstain from inspecting the number written as aforesaid on any ballot-paper, and take care that the same is not seen by any person before sealed up as herein provided; and the returning officer shall seal up the ballot-papers deposited in the booth, and as soon as conveniently may be on or after the day of the poll publicly declare the candidates, not exceeding the number of vacancies to be filled up, who have received the greatest number of votes to have been duly elected Commissioners of the Trust, and if two or more candidates have received an equal number of votes, the returning officer shall determine by lot the candidate to hold office.

24. Ballot-papers, how Disposed of.—The returning officer shall forthwith after the declaration of the poll endorse with a description of the contents thereof, and sign the sealed parcel of ballot-papers, and forward the same to the secretary of the Trust, to be by him safely and secretly kept for six months then next ensuing, and then by him caused to be destroyed in the presence of three Commissioners of the Trust.

25. Minister to Determine Question arising upon First Election.—If any question arise as to the due election of any Commissioner at the first election, the returning officer shall, at the request of any voter or candidate, submit such question, in writing, to the Minister, who shall decide the same; and such decision shall be final and binding.

26. Question arising upon Subsequent Election to be Determined by the Trust.—If any question arise as to the due election of any Commissioner at any subsequent election (whether ordinary or extraordinary), such question shall be determined by the Commissioners of the Trust at the first ordinary meeting held after the election; but no Commissioner in respect of whose election such question shall have arisen shall act as a Commissioner at such meeting, or be entitled to take any part in the proceedings thereof, or in any manner or at any time to act as a Commissioner until such question shall have been so determined; and the majority of Commissioners whose election is not in dispute shall form a quorum.

27. Appeal to Minister from Determination of Trust.—In event of any voter or candidate feeling aggrieved by the determination of the Trust with reference to any such question as last aforesaid, he may appeal therefrom to the Minister within fourteen days from the date upon which the Commissioners shall have determined the question, and the Minister may make such inquiry as to the merits of the question as may appear to him to be necessary, and determine such question in such manner as to him may appear just; and such determination of the Minister shall be final and binding.

28. Failure to Elect deemed to create Extraordinary Vacancies.—If at any election of Commissioners any vacancies less than the whole number which should have been filled up at such election are not filled up, then the vacancies which are not so filled shall severally be deemed extraordinary vacancies and to have occurred on the day appointed for such election. Provided always that the Commissioners eventually elected or appointed to fill such vacancies shall go out of office as if elected at such election.

29. Expenses of Election to be paid by the Trust.—The expenses incurred by the returning officer, or under his direction, in connexion with any election shall be defrayed by the Trust.

30. Penalty for Breach of Regulations.—Any person guilty of a breach of any of the provisions of these Regulations shall be liable to a penalty not exceeding Ten pounds, to be recovered in a summary manner before justices of the peace.

31. Interpretation.—In these Regulations words importing the masculine gender shall be deemed and take to include females, unless there is something in the context repugnant to or inconsistent with this interpretation.

## SCHEDULES.

(Clause 7.)

## FIRST SCHEDULE.

Chiltern Waterworks Trust.

Voters' List; Year

No.	Surname.	Christian Name.	Trade or Occupation.	Description and Situation of Rateable Property.	Number of Votes to which Entitled.

(Clause 9.)

## SECOND SCHEDULE.

Form of Nomination.

We, the undersigned, being entitled to vote for Commissioners of the Chiltern Waterworks Trust, do hereby nominate of

as a candidate for the office of Commissioner of the said Trust at the election to be held for the said Trust on the day of 19

Dated this day of 19

And I, the above named, being eligible for election as a Commissioner, do hereby consent to such nomination.

Signed

(Clause 12.)

## THIRD SCHEDULE.

Chiltern Waterworks Trust.

Ballot-Paper.

Candidates' names (arranged in alphabetical order of surnames)—

A.B.

C.D.

E.F.

G.H.

Directions.

The voter is to strike out the name of the candidate or candidates for whom he does not intend to vote by drawing a line through the same with a pencil. He must be careful not to leave uncanceled the names more or less than the number of candidates to be elected Commissioners, otherwise this ballot paper will be invalid.

The ballot-paper so marked by or for the voter is to be dropped by him into the ballot-box.

The voter is not permitted to take his ballot-paper out of the ballot-room or polling booth.

(Clause 13.)

## FOURTH SCHEDULE.

Chiltern Waterworks Trust.

I, (A.B.), nominated a candidate for election as a Commissioner of the above Trust, and we (C.D. and E.F.), two nominators of the said (A.B.) hereby give notice that the said (A.B.) desires to retire from the said candidature, and that his name may be omitted or erased by the returning officer from the list of candidates.

Dated this day of 19 A.B. Candidate.

Signed—C.D. and E.F., Nominators of the said A.B.

And the Honorable John Gladstone Black McDonald, His Majesty's Minister of Water Supply for the State of Victoria, shall give the necessary directions herein accordingly.

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

## LOCAL GOVERNMENT ACT 1928.

*At the Executive Council Chamber, Melbourne, the  
twelfth day of June, 1945.*

## PRESENT:

His Excellency the Governor of Victoria.

Mr. Kennedy

Mr. Tuckett.

## PROVISIONS RELATING TO COMPULSORY VOTING.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, and pursuant to the petitions of the Councils of the Cities of Ballarat, Fitzroy, and Northcote, and the Town of Hamilton, doth by this Order, under the provisions of section 148 of the *Local Government Act 1928*, direct that the provisions of Division 20 of Part V. of *The Constitution Act Amendment Act 1928* applicable and severally hereinafter set out with alterations therein, such alterations being deemed necessary for the purpose of carrying into effect such provisions, shall apply to the election of councillors for the said municipalities, and doth hereby, in pursuance of the powers so conferred on him by the said section 148, prescribe the forms in the schedule hereto, which forms or forms to the like effect shall be used for the purpose of carrying into effect such provisions as so applied by this Order.

1. Every person whose name is inscribed upon the voters' roll shall record the number of votes set opposite his name on such roll at every election for a councillor for which he is entitled to vote.

2. The returning officer, at the close of the poll at every election, shall—

- (a) from every roll used at the election, and from the counterfoils of all postal ballot-papers received before the close of the poll at the election, indicate by a distinguishing mark on a fair copy of the roll used at the election (which copy is hereinafter referred to as the "marked roll") the names of the persons who have not recorded their votes at the election for which he is the returning officer;
- (b) certify the marked roll by statutory declaration under his hand in accordance with Form A. of the schedule hereto; and
- (c) forthwith forward such marked roll to the clerk of the municipality.

3. Within three months after the close of the poll at every election the clerk of the municipality—

- (a) shall send by post to each person whose name indicated as aforesaid appears on any such marked roll, at the address therein mentioned, a notice in accordance with Form B. of the schedule hereto, notifying him that he has failed to record his vote or votes (as the case may be) as required by these provisions at the election specified therein, and requiring him to state the true reason why he failed so to vote; and

(b) before sending such notice, shall insert therein—

- (i) the full name of the person as appearing on the roll, and his address as therein mentioned, and the names of the subdivisions (if any) in which he was entitled to vote but did not vote, and his number on the roll, or (as the case may be) his number on the roll of each such subdivision; and

- (ii) a date (not being less than twenty-one days after the date of the posting of the notice) before or on which the form at the foot of the notice, duly filled up and signed by the person, is to be in the hands of the clerk of the municipality.

4. (1) Every person to whom such a notice has been sent shall—

- (a) fill up the Form C. at the foot of the notice by stating in it the true reason why he failed so to record his vote or votes (as the case may be);
- (b) sign the form; and
- (c) post or deliver the same so as to reach the clerk of the municipality not later than the date inserted in the notice.

(2) If the person is unable, by reason of absence from his residence or physical incapacity, to fill up, sign, and post or deliver the form within the time allowed pursuant to these provisions—

- (a) any other person over the age of twenty-one years, and who has personal knowledge of the facts, may fill up, sign, and post or deliver within that time the form, duly witnessed by another person over the age of twenty-one years; and

- (b) such filling up, signing, and delivery or posting of the form may be treated as compliance by the first-mentioned person with the provisions of this clause.

(3) Upon receipt within the time allowed, pursuant to these provisions, of any such form properly filled up and signed and witnessed (if so required) the clerk of the municipality shall—

- (a) make on the marked roll or rolls opposite the name of the person to whom the form refers a note to that effect; and

- (b) indicate in writing on the marked roll or rolls opposite the name of the person his opinion whether or not the reason contained in the form is a valid and sufficient reason for the failure of the person to record his vote or votes at the election.

(4) If in the case of any person to whom a notice as aforesaid has been sent such form is not received by the clerk of the municipality within the time allowed pursuant to these provisions, the clerk of the municipality shall make on the marked roll or rolls opposite the name of such person a note to that effect.

(5) Where the reply of any person states for his failure to record his vote or votes a reason which, in the opinion of the clerk of the municipality, is not a valid and sufficient reason for that failure, the clerk of the municipality shall notify such person in accordance with Form D. of the schedule hereto of his opinion, and inform him that he has the option of having the matter dealt with by the municipal council or by a Court of Petty Sessions. Before sending such notice, the clerk of the municipality shall insert therein a date (not being less than twenty-one days after the date of the posting of the notice) before or on which the form at the foot of the notice duly filled up and signed by the person and witnessed is to be in the hands of the clerk of the municipality.

5. The marked roll or rolls indicating—

- (a) the names of persons who did not vote at the election;
- (b) the names of persons from whom or on whose behalf the clerk of the municipality received within the time allowed pursuant to these provisions forms properly filled up and signed;
- (c) the names of persons from whom or on whose behalf the clerk of the municipality did not within that time receive forms properly filled up and signed; and
- (d) the opinions of the clerk of the municipality,

or a copy of any such marked roll, or any extract therefrom certified by the clerk of the municipality under his hand, shall in all proceedings be prima facie evidence of the contents of such marked roll or extract, and of the fact that the persons whose names appear therein marked as aforesaid did not vote at the election and that the notice specified in these provisions was received by those persons, and that those persons did not (as the case may be) comply with the requisitions contained in the notice within the time allowed pursuant to these provisions.

6. Every person whose name is inscribed upon the voters' roll who—

- (a) fails to record his vote or votes (as the case may be) at any election for a councillor for which he is entitled to vote without a valid and sufficient excuse for such failure (in this clause the expression "valid and sufficient excuse" includes an honest belief on the part of the person that abstention from voting is part of his religious duty); or

- (b) on receipt of the notice in accordance with Form B. aforesaid, fails, neglects, or refuses to fill up and sign, and post or deliver to the clerk of the municipality so as to reach him within the time allowed pursuant to these provisions the form at the foot of the notice; or

- (c) states in such form a false reason for not having recorded his vote or votes, or in the case of a person filling up or purporting to fill up a form on behalf of any other person pursuant to these provisions states in such form a false reason why the other person did not vote—

shall for each such offence be liable to a penalty of not more than Two pounds, and proceedings for the enforcement of the penalty may be commenced within six months after the

date of the election by the council of the municipality or by some person authorized pursuant to the Local Government Acts.

Provided that—

- (a) any person to whom a notice under these provisions has been posted who desires the matter to be dealt with by the council of the municipality, and is prepared to abide by the decision of the council, may notify the clerk of the municipality in accordance with Form E. of the Schedule hereto;
- (b) in any such case the council may make an order in accordance with Form F., requiring the person to pay a sum not being more than Ten shillings; and
- (c) if the said sum is not paid within fourteen days after the date of the order, the clerk of the municipality may forward to the clerk of a Court of Petty Sessions a certificate under his hand in accordance with Form G., of the Schedule hereto, setting out the substance of the order, and stating that the said sum has not been paid; and thereupon payment of the said sum shall be enforceable in the same manner as if the said sum—
  - (i) were a fine adjudged by such Court of Petty Sessions to be paid which the Act of Parliament under which such fine is imposed provides no means of enforcing; and
  - (ii) were ascertained by a conviction.

7. For the purposes of these provisions the returning officer at any election—

- (a) with the assistance of such of the deputy returning officers and poll clerks as he deems necessary shall in the presence of such deputy returning officers and poll clerks, but of no other person, open and, if necessary, break the seal of any parcel containing the rolls used at the election and examine the same for the purpose of indicating on the marked roll aforesaid the names of the persons who have not voted at the election; and
- (b) at the conclusion of the said examination and marking shall replace such rolls in the parcels from which they were taken and re-seal the same and then comply with the provisions of section One hundred and forty-five of the *Local Government Act 1928*.

#### SCHEDULE.

##### FORM A.

##### Compulsory Voting.

\* Shire of

I, of in the State of Victoria, do solemnly and sincerely declare—

1. That I am the Returning Officer for the \*Riding of the \*Shire of at the election for councillors held on the day of 19 .

†2. That now produced and shown to me and marked "A" is the fair copy—

†2. That the within fair copy— of the roll for the above-mentioned Riding, with distinguishing marks indicating the names of persons who have not recorded their votes at the election held on the day of 19 . was prepared by me† pursuant to clause 2 of provisions relating to compulsory voting applied to the election of councillors for the municipality.

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

Returning Officer for the \*Riding of the \*Shire of

Declared before me, at in the State aforesaid, the day of 19 .

Justice of the Peace.

\* In the case of a city, town, or borough, or unsubdivided municipality, make the necessary adaptations in the Form.

† If the declaration is endorsed on the fair copy of the roll, use the words "That the within fair copy, &c." If the declaration is not so endorsed, use the words "That now produced, &c."

‡ Clause 7 of the provisions relating to compulsory voting applied to the election of councillors for the municipality provides that the Returning Officer may employ the assistance of Deputy Returning Officers and Poll Clerks to examine rolls for the purpose of indicating on the marked roll the names of the persons who have not voted at the election.

##### FORM B.

##### Compulsory Voting.

\*Shire of  
Subdivisions in which person did not vote  
Nos. on rolls

†To You are notified that an inspection of the rolls used at the election held on the day of 19 , shows that you failed as shown above to vote at that election, and you are hereby required to give the true reason why you failed so to vote.

You are therefore requested to—

- (a) fill in the particulars at the foot of this notice—
  - (i) by stating the true reason why you failed so to vote, or
  - (ii) by inserting a true statement concerning your alleged failure to vote;
- (b) complete and personally sign the form and have it witnessed by some other person over the age of twenty-one years; and
- (c) fold the form so that the address of the municipal office shall be visible, and post or deliver it so as to reach me on or before the

Municipal Clerk,

Address,

Date

19 .

NOTE.—If the person to whom this notice is addressed is unable by reason of absence from his residence or physical incapacity to fill up, sign, and post or deliver the form at the foot hereof within the time specified above, any other person over the age of twenty-one years and who has personal knowledge of the facts may fill up, sign, and post the form, duly witnessed, within that time, and the filling up, signing, and posting of the form will be treated as compliance by the first-mentioned person with the requirements of this notice.

Every person whose name is inscribed upon the voters' roll who—

- (a) fails to record his vote or votes at any election for a councillor for which he is entitled to vote without a valid and sufficient excuse for such failure; or
- (b) on receipt of a notice in accordance with the Provisions Relating to Compulsory Voting, fails, neglects, or refuses to fill up, sign, and post or deliver to the clerk of the municipality so as to reach him within the time specified in the notice the form (duly witnessed) attached thereto; or
- (c) states in such form a false reason for not having recorded his vote or votes, or in the case of a person filling up or purporting to fill up a form on behalf of any other person, states in such form a false reason why the other person did not vote—

is guilty of an offence and liable to a penalty not exceeding Two Pounds.

\* In the case of a city, town, or borough, make the necessary adaptations in the form.

† Here insert the full name of the person as appearing on the roll and his address as therein mentioned.

‡ Not being less than twenty-one days after the posting of this notice.

##### FORM C.

Statement to be Completed and Returned to the Municipal Clerk.

I, do hereby state:—

That the following is the true reason why I, failed to vote as required by the Provisions Relating to Compulsory Voting at the election on the day of 19 .

Or— That in regard to my alleged failure to vote on the day of 19 , the following is a true statement:—

Personal Signature.

I, the undersigned, being a person over the age of twenty-one years, certify that I have seen the above-named person sign the above statement.

Signature of Witness

(In own handwriting.)

Occupation

Address

Date

(Not to be detached.)

\* Where this form is filled up on behalf of an absent or physically incapacitated person, the word "I" must be struck out and the name of such person inserted.

† Here set out briefly the true reason for having failed to vote, or a true statement concerning the alleged failure to vote.

(Back of Forms B and C.)

The Municipal Clerk,

**FORM D.**  
**Compulsory Voting.**

\*Shire of  
Subdivisions in which person did not vote  
Nos. on rolls  
Notification to Person whose Reason for Failing to Vote is  
held not to be a Valid and Sufficient Excuse.

† To  
You are hereby notified—

- (1) that the reason given by you in your statement dated the 19, is not, in my opinion, a valid and sufficient excuse for your failure to record your votes at the election held on the 19 day of 19; and
- (2) that you have the option of having the matter dealt with by the municipal council (thus avoiding costs of court) or by a Court of Petty Sessions.
- If you desire to have the matter dealt with by the municipal council, you must fill in and sign, in the presence of a witness, the form of consent at the foot hereof and send or deliver it to me so as to reach me not later than the date set out in the preceding paragraph, it will be taken that you desire to have the matter dealt with by a Court of Petty Sessions.

Municipal Clerk.

Address  
Date 19

\* In the case of a city, town, or borough, make the necessary adaptations in the form.  
† Here insert full name of the person as appearing on the roll and his address.  
‡ Not being less than twenty-one days after the posting of this notice.

**FORM E.**

*Form of Consent to be used by a Person who Desires to have his Case dealt with by the Municipal Council.*

I, of the above-named subdivisions, having failed to record my vote(s) at the election held on the 19 day of 19, and having been notified by you that the reason given by me for such failure to record my vote(s) is not, in your opinion, a valid and sufficient excuse for such failure, do hereby notify you that I consent to have the matter dealt with by the municipal council and to abide by its decision.

Personal Signature.

I, the undersigned, being a person over the age of twenty-one years, certify that I have seen the above-named person sign the above form.

Signature of Witness.  
(In own handwriting.)

Occupation  
Address  
Date 19

(Not to be detached.)

Back of Forms D. and E.)  
The Municipal Clerk,

**FORM F.**  
**Compulsory Voting.**

\*Shire of  
Subdivisions in which persons did not vote  
Nos. on roll

Order Requiring a Person to Pay a Sum for Failure to Vote.  
To

You are notified that, pursuant to your notification of consent, dated the day of 19, the municipal council has dealt with the matter of your failure to record your votes for the above-mentioned subdivisions of the municipality.

The municipal council makes this order requiring you to pay to the municipal clerk at the address hereunder the sum of shillings.†

Councillor.  
Councillor.  
Municipal Clerk.

(SEAL)

Address of Municipal Clerk,

Date

\* In the case of a city, town, or borough, make the necessary adaptations in the Form.

† If the said sum is not paid within fourteen days after the date of this order, the matter will be referred to a Clerk of a Court of Petty Sessions for the enforcement of this order.

‡ If only one vote, make the necessary alteration.

**FORM G.**  
**Compulsory Voting.**  
Shire of\*

Memorandum—

To the Clerk of Petty Sessions at

In accordance with the provisions of section 336 of The Constitution Act Amendment Act, made applicable under the powers contained in section 148 of the Local Government Act 1928, with such alterations therein as were deemed necessary, to elections of councillors for the municipality of by an order of the Governor in Council made the day of 19, I hereby certify that the schedule hereto contains a list of the names and enrolment particulars of persons against whom the council of the municipality has made an order, pursuant to the said provisions, for the payment of the sums respectively specified.

As the said sums have not been paid within fourteen days after the date of the order in each case, I have to request that steps be taken to enforce payment.

I shall be pleased if you will state on the schedule whether or not the payment has been enforced and return it to me.

Given under my hand this day of 19.  
Municipal Clerk.

Schedule.

Shire of\*  
Year of print of roll—

Number on Roll.	Riding.*	Surname.	Christian or other Name or Names.	Residence.	Sum which Elector has been ordered to Pay.	Date of Order.

\* In the case of a city, town, or borough, make the necessary adaptations in the Form.

Municipal Clerk.  
Date,

And the Honorable John Herman Lienhop, His Majesty's Commissioner of Public Works for the State of Victoria, shall give the necessary directions herein accordingly.

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

**PUBLIC SERVICE ACT 1928.**

*At the Executive Council Chamber, Melbourne, the  
twelfth day of June, 1945.*

PRESENT:

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

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

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

M. E. GARDE, Education Department—to undertake teaching of music; and

B. M. EDDY, Education Department—to undertake certain teaching work for the National Fitness Council.

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

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



## MILDURA IRRIGATION AND WATER TRUSTS ACTS.

*At the Executive Council Chamber, Melbourne, the  
twelfth day of June, 1945.*

## PRESENT:

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

## SEVERANCE OF PORTION OF THE FIRST MILDURA IRRIGATION TRUST DISTRICT AND ANNEXATION THEREOF TO THE MILDURA URBAN WATER TRUST DISTRICT.

UNDER the powers conferred by the Mildura Irrigation and Water Trusts Acts and all powers enabling him in that behalf, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council of the said State, doth hereby declare, order, and direct as follows:—

That on and from the date hereof the area comprising the whole of lot 10 of section 31, block F, on lodged plan of subdivision numbered 2168, Parish of Mildura, County of Karkaroc, being portion of the district of the First Mildura Irrigation Trust, be severed therefrom, and that such area be annexed to the district of the Mildura Urban Water Trust.

The said area is shown on a plan approved by the Governor in Council and deposited in the office of the State Rivers and Water Supply Commission, Melbourne.

## APPORTIONMENT OF LIABILITIES.

UNDER the powers conferred by the Mildura Irrigation and Water Trusts Acts and all other powers enabling him in that behalf, His Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council of the said State doth hereby declare, order, and direct, as follows:—

That in respect of the portions severed from the District of the First Mildura Irrigation Trust and annexed to the District of the Mildura Urban Water Trust by Order in Council of even date therewith, as on and from the date hereof, be transferred in the books of the Treasury Department, Melbourne, from the liabilities of the said First Mildura Irrigation Trust to the said Mildura Urban Water Trust the sum of Twenty-seven pounds three shillings and four pence (£27 3s. 4d.).

And the Honorable John Gladstone Black McDonald, His Majesty's Minister of Water Supply for the State of Victoria, shall give the necessary directions herein accordingly.

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

## GAS REGULATION ACT 1933.

*At the Executive Council Chamber, Melbourne, the  
twelfth day of June, 1945.*

## PRESENT:

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

## REGULATIONS.

WHEREAS by a Proclamation dated the twenty-fourth day of July, 1942, His Excellency the Governor of the State of Victoria, with the advice of the Executive Council of the said State, declared that on and after the date of the publication in the *Government Gazette* of the Proclamation, the provisions of section 33 of the *Gas Regulation Act 1933* should have effect: And whereas such Proclamation was published in the *Government Gazette* of the twenty-fifth day of July, 1942: And whereas it is provided in the said section that so long as any such proclamation remains unrevoked the Governor in Council may make such regulations as he thinks fit for or with respect to matters set forth in the said section: Now therefore His Excellency the Governor of the said State, by and with the advice of the Executive Council thereof, and in pursuance of the powers conferred by the aforesaid section and all other powers him thereunto enabling, doth hereby make the Regulations following (that is to say):—

1. These Regulations may be cited as the "Gas Regulation (Emergency Powers) Regulations (No. 11)," and shall take effect on and from the thirteenth day of June, 1945.

2. During the period beginning on the day of commencement of these Regulations and ending on the thirtieth day of September, 1945, the provisions of sub-section (1) and sub-section (3) of section twenty of the *Gas Regulation Act 1933* shall not apply.

No. 79.—5486/45.—2

3. If on any day for a period of two hours or upwards the calorific value of gas supplied by any undertaker ascertained in accordance with the said Act is below the prescribed calorific value the undertaker shall be liable—

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

Provided that, where there is no continuous record of the calorific value of the gas supplied by any undertaker, if on any occasion of testing the calorific value at any testing place is found to be deficient by more than one per cent. of the prescribed calorific value a second testing shall be made on the same day after an interval of not less than one hour and the mean of the two testings shall be deemed, for the purpose of these Regulations, to be the calorific value of the gas supplied by the undertaker at that testing place for a period of two hours ascertained as aforesaid.

4. An undertaker shall not be liable to any penalty under these Regulations in any case—

- (a) where it shows that the deficiency or failure was due to circumstances which could not reasonably have been avoided by the undertaker;
- (b) where a deficiency in calorific value on the occasion of any complete testing made as aforesaid does not exceed five per centum of the prescribed calorific value and the average calorific value of the gas supplied for the calendar month in which such deficiency occurs is not less than the prescribed calorific value.

5. An undertaker shall not be liable for more than one penalty in respect of any complete testing for any deficiency in calorific value composition or pressure of gas supplied from any one works.

And the Honorable Herbert John Thornhill Hyland, His Majesty's Chief Secretary for the State of Victoria, shall give the necessary directions herein accordingly.

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

## ROAD TRAFFIC ACT 1935.

*At the Executive Council Chamber, Melbourne, the  
twelfth day of June, 1945.*

## PRESENT:

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

## "MAJOR STREET" DEFINED.—FOOTSCRAY.

HIS Excellency the Governor of the State of Victoria, by and with the advice of the Executive Council thereof, and pursuant to the provisions of section 3 of the *Road Traffic Act 1935*, doth hereby make the Regulation following, that is to say:—

For the purposes of the Road Traffic Regulations 1939, that portion of Nicholson-street, in the City of Footscray, from Smith-street to Ballarat-road is hereby designated a "major street."

And the Honorable Herbert John Thornhill Hyland, His Majesty's Chief Secretary for the State of Victoria, shall give the necessary directions herein accordingly.

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

## APPROACHING LAND SALES.

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

	No. of Gazette.
Bendigo.—Wednesday, 11th July, 1945	77
Camperdown.—Tuesday, 10th July, 1945	77
Maryborough.—Friday, 22nd June, 1945	70
Melbourne.—Wednesday, 27th June, 1945	73

Lands and Survey Office, Melbourne.

# HEARINGS OF REASONS AGAINST THE FORFEITURE OF CERTAIN LICENCES AND LEASES BY PERSONS APPOINTED UNDER 34TH SECTION OF THE "LAND ACT 1928."

NOTICE is hereby given that reasons against the forfeiture of the licences and leases in the Schedule hereto, which are deemed liable to forfeiture under the provisions of the Land Acts, will be publicly heard by the persons 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 licences and leases will be allowed to show cause against the same at the places and on the dates mentioned in the Schedule hereto.

A. E. LIND,

Commissioner of Crown Lands and Survey.

Department of Lands and Survey,  
Melbourne, 12th June, 1945.

## SCHEDULE.

WEDDERBURN COURT HOUSE, Friday, 29th June, 1945, at Nine a.m., H. H. Dodd—

197/8, Charles Douglas, 109 acres 3 roods 7 perches, Wedderburne.

DUNOLLY LAND INSPECTOR'S OFFICE, 29th June, 1945, at Twelve noon, H. H. Dodd—

900/46, George Trower, 81 acres 2 roods 18 perches, Archdale.

# 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, 12th June, 1945.

## SCHEDULE.

SWAN HILL, Tuesday, 26th June, 1945, at Ten a.m., W. C. Harry, Land Officer.

WEDDERBURN, Friday, 29th June, 1945, at Nine a.m., H. H. Dodd, Land Officer.

ROBINVALE, Tuesday, 3rd July, 1945, at Two p.m., W. C. Harry, Land Officer.

## TENDERS.

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

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

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

21st June, 1945.

Bairnsdale.—Repairs, painting, and alterations, engineer's residence (Country Roads Board). Particulars at Inspector of Works Office, Bairnsdale; Police Stations, Maffra, Sale. Preliminary deposit, £4. Final deposit, 2 per cent.

Coburg.—Renovations and repairs, Police Station. Particulars at Police Station, Coburg. Deposit, £5.

Dingee.—Repairs, painting, school and residence, State School No. 3127. Particulars at Inspector of Works Office, Bendigo; Police Stations, Echuca, Pyramid; State School, Dingee. Preliminary deposit, £4. Final deposit, 2 per cent.

Donald.—Repairs, painting, Police Station. Particulars at Inspector of Works Office, Maryborough; Police Stations, Birchip, Donald, St. Arnaud. Preliminary deposit, £4. Final deposit, 2 per cent.

Echuca.—Supply and installation of electric hot water service, Police Station. Particulars at Inspector of Works Office, Bendigo; Police Station, Echuca. Deposit, £2.

Hamilton.—Supply and delivery of steam urns and hot press, Tuberculosis Chalet, Base Hospital. Deposit, £2.

Horsham.—Supply and delivery of steam urns and hot press, Tuberculosis Chalet, Base Hospital. Deposit, £2.

Horsham.—Supply and delivery of electric food trolley, Tuberculosis Chalet, Base Hospital. Deposit, £2.

Lemnos.—Repairs, painting, State School No. 4269. Particulars at Inspector of Works Office, Shepparton; Police Stations, Echuca, Murchison; State School, Lemnos. Preliminary deposit, £3. Final deposit, 2 per cent.

Maryborough.—Repairs, renovations, Police Station. Particulars at Inspector of Works Office, Maryborough. Preliminary deposit, £3. Final deposit, 2 per cent.

Melbourne.—Supply, delivery, and installation of projection and sound equipment, Police Headquarters, Russell-street. Preliminary deposit, £10. Final deposit, 2 per cent.

Melbourne.—Motor tractor, Government Cool Stores, Victoria Dock. Preliminary deposit, £10. Final deposit, 2 per cent.

Narioka.—Repairs, painting, State School No. 2214. Particulars at Inspector of Works Office, Shepparton; Police Stations, Nathalia, Numurkah; State School, Narioka. Preliminary deposit, £3. Final deposit, 2 per cent.

Neerim East.—New wood floor, removal of gallery and floor steppings and erection of new shelter pavilion, painting, &c., State School No. 3158. Particulars at Inspector of Works Office, Bairnsdale; Police Stations, Neerim, Warragul. Preliminary deposit, £5. Final deposit, 2 per cent.

Ouyen.—Repairs, painting, Court House. Particulars at Inspector of Works Office, Mildura; Police Stations, Ouyen, Murrayville, Woomelang. Preliminary deposit, £3. Final deposit, 2 per cent.

Preston South.—New water service, State School No. 824. Particulars at State School, Preston South. Deposit, £2.

Royal Park.—Erection of new dairy, Mental Hospital. Preliminary deposit, £15. Final deposit, 2 per cent.

Sea Lake.—Repairs, painting, State School No. 3273. Particulars at Inspector of Works Offices, Bendigo, Swan Hill; Police Stations, Woomelang, Wycheproof; State School, Sea Lake. Preliminary deposit, £5. Final deposit, 2 per cent.

Swan Hill.—Repairs, painting, High School. Particulars at Inspector of Works Offices, Bendigo, Swan Hill; Police Stations, Kerang, Manangatang; High School, Swan Hill. Preliminary deposit, £4. Final deposit, 2 per cent.

Wangaratta.—Supply and delivery of steam urns and hot press, Tuberculosis Chalet, Base Hospital. Deposit, £2.

Wharparilla West.—Remodelling and minor repairs to residence, State School No. 1537. Particulars at Inspector of Works Office, Bendigo; Police Stations, Echuca, Kyabram; State School, Wharparilla West. Deposit, £2.

Williamstown.—Installation of electric light and power at new extension, High School. Preliminary deposit, £4. Final deposit, 2 per cent.

Wurruk.—Repairs and renewal of damaged fencing and erecting of new fencing, State School No. 2518. Particulars at Inspector of Works Office, Bairnsdale; Police Stations, Maffra, Sale. Deposit, £3.

28th June, 1945.

Ballarat.—Installation of heating stoves, &c., State School No. 2103. Particulars at Inspector of Works Office, Ballarat; State School, Ballarat. Deposit, £2.

Bolinda.—Repairs, painting, residence, State School No. 1070. Particulars at Police Stations, Woodend, Lancefield, Kilmore; State School, Bolinda. Deposit, £2.

Camperdown.—Supply and installation of electric hot water service, Police Station. Particulars at Inspector of Works Office, Warrnambool; Police Station, Camperdown. Deposit, £2.

Castlemaine.—Additional bathing and lavatory block, Benevolent Home. Particulars at Inspector of Works Office, Bendigo; Police Stations, Castlemaine and Kyneton. Preliminary deposit, £15. Final deposit, 2 per cent.

Echuca.—Purchase and removal of timber framing from galvanized iron building, Technical School. Particulars at Inspector of Works Office, Shepparton; Police Stations, Echuca, Rochester, and Kyabram. Preliminary deposit, £4. Final deposit, 2 per cent. (Amended specification.)

Gardenvale.—Repairs, Caretaker's Quarters, State School No. 3897. Particulars at State School, Gardenvale. Preliminary deposit, £5. Final deposit, 2 per cent.

Geelong.—Supply, delivery, and erection of one automatic electric passenger and goods lift, Gordon Institute of Technology. Particulars at Inspector of Works Office, Geelong. Preliminary deposit, £15. Final deposit, 2 per cent.

Gembrook.—Minor repairs and renovations to residence, State School No. 2506. Particulars at Police Stations, Fern-tree Gully, Ringwood, Box Hill. Preliminary deposit, £2. Final deposit, 2 per cent.

Hartwell.—Enclosing balcony, &c., State School No. 4055. Particulars at State School, Hartwell. Deposit, £3.

Janefield.—Repairs to fire damage, school building, Mental Hospital. Preliminary deposit, £5. Final deposit, 2 per cent.

Melbourne.—Painting and renovations, Original Plan Room, Lands Department. Deposit, £3.

Portland.—Remodelling residence, State School No. 489. Particulars at Inspector of Works Office, Warrnambool; Police Stations, Portland, Port Fairy; State School, Portland. Preliminary deposit, £5. Final deposit, 2 per cent.

Rochester.—New garage and workshop, State Rivers and Water Supply Commission Depot. Particulars at Inspector of Works Offices, Bendigo, Shepparton; Police Station, Echuca; State Rivers and Water Supply Commission Depot, Rochester. Preliminary deposit, £20. Final deposit, 2 per cent.

Royal Park.—Renovations to kitchen and dining room block, Children's Welfare Depot. Preliminary deposit, £10. Final deposit, 2 per cent.

Rutherglen.—Additions and alterations to Stockman's Cottage, Experimental Farm. Particulars at Inspector of Works Offices, Benalla, Wangaratta; Police Station, Wodonga; Experimental Farm, Rutherglen. Preliminary deposit, £5. Final deposit, 2 per cent.

South Melbourne.—Provision of a saddler's shop, Police Depot, St. Kilda-road. Preliminary deposit, £4. Final deposit, 2 per cent.

Sunny Cliffs.—Repairs and painting, school and residence, State School No. 4416. Particulars at Inspector of Works Office, Mildura; Police Stations, Merbein, Red Cliffs; State School, Sunny Cliffs. Preliminary deposit, £4. Final deposit, 2 per cent.

Teddywaddy.—Repairs and painting, State School No. 2064. Particulars at Inspector of Works Office, Bendigo; Police Stations, Wedderburn, Wycheproof; State School, Teddywaddy. Deposit, £2.

Truganina.—Provision of two (2) boiler hot-water services to residences, Explosives Reserve. Deposit, £4.

Wonthaggi.—New brick locker-muster room, new timber sleep-out, minor alterations and renovations, Police Station. Particulars at Inspector of Works Office, Korumburra; Police Stations, Leongatha, Warragul, Wonthaggi. Preliminary deposit, £10. Final deposit, 2 per cent.

5th July, 1945.

Clunes.—New building in brick, District Hospital. Particulars at Inspector of Works Offices, Ballarat, Bendigo; Police Station, Clunes. Preliminary deposit, £50. Final deposit, 2 per cent.

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

J. H. LIENHOP.

Commissioner of Public Works.

Melbourne, 12th June, 1945.

#### TENDERS FOR THE SERVICE, 1945-46.

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

**TENDERS** will be received until Eleven o'clock a.m. on Friday, 15th June, 1945, for the cartage and delivery in the Metropolitan Area of such goods and parcels, with the exceptions set out in clause 1 of the Conditions of Contract, as may be forwarded to and from the various Government Offices and Institutions, Railways, &c., by the Stores and Transport Office, for and on behalf of the Government of Victoria, from 1st July, 1945, to 30th June, 1946, as per Schedule No. 1.

In the event of the contractor carrying out the service to the satisfaction of the Tender Board the contract may, at the option of the Board and with the consent of the contractor, be extended for a further period of twelve months from 1st July, 1946.

A preliminary deposit of £10, preferably by non-negotiable cheque payable to the order of the Secretary to the Tender Board, must accompany each tender. Such deposit to be forfeited in the event of the tenderer withdrawing or attempting to withdraw his tender before notification of acceptance of tender, or in the event of the successful tenderer failing to sign and complete his contract within the period specified. Deposits will be returned to unsuccessful tenderers within thirty days of acceptance of tender, on their application.

Security of £30 will be required either in Commonwealth Treasury Bonds, or approved bank guarantee, fixed deposit receipt, Savings Bank deposit book, or non-negotiable cheque in favour of the Secretary to the Tender Board, as the tenderer may elect.

The security must be completed and the contract signed within five days of acceptance of the tender, failing which the service may be again advertised, or another tender accepted.

Tenderers failing to take up their accepted tenders may be disqualified from tendering or holding any future contract or contracts for a period of twelve months from the date of such disqualification.

Full particulars, forms of tender, &c., may be obtained at the office of the Secretary to the Tender Board, Gisborne-street, Melbourne, C.2.

The lowest or any tender will not necessarily be accepted.

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

#### CONDITIONS OF CONTRACT.

1. The rates tendered shall be deemed to cover all descriptions of goods and parcels, with the exception of school books from Education Department to Victorian Railways, Melbourne, office and school furniture, officers' furniture and effects, exhibits for show purposes, and such are not included in the contract.

2. No subletting shall be allowed; all work must be carried out by the contractor, and every person engaged in the cartage tendered for in this schedule shall be paid such wages and employed subject to such labour conditions as are or may be determined by any Federal Arbitration Court award or any State Wages Board determination, and a copy of such labour conditions shall be kept conspicuously and continually posted, in legible Roman characters, on the premises of the contractor. Any infringement of this condition, in the opinion of the Treasurer, will subject the contractor, upon report from the Tender Board, to such mulct, not exceeding Fifty pounds (£50), as the Treasurer may direct, and the amount will be deducted from the contractor's account or from the security money; and the Treasurer's decision shall be binding, final, and conclusive as to the fact of infringement and in all other respects.

3. Accounts shall be rendered fortnightly, and shall be subject to any deductions for goods or parcels lost or damaged whilst in the custody of the contractor or for storage or demurrage charges which may accrue through delay or default by the contractor in taking delivery of the goods.

4. No claims for detention shall be entertained, but should the contractor be subjected to unreasonable delay, the cause of delay, if reported, shall be investigated.

5. The contractor must have an office connected by telephone, and within a radius of 6 miles of the Melbourne (Elizabeth-street) Post Office. Thirty minutes will be deemed sufficient notice, and in the event of the contractor failing to supply the vehicles when ordered, and to the satisfaction of the officer requiring his services, such services will be performed at his risk and expense, and the extra expense incurred will be deducted as provided in clause 2.

6. No services performed under these contracts shall be deemed to be of a special nature, provided that the contractor be given 30 minutes' notice that his services shall be required, and no increase in the contract rates shall be permitted.

7. All vehicles in which the goods or parcels are carried must be fitted with good waterproof covers, be in thorough working order and, in general, suitable for requirements.

8. Vehicles as required must call at the Railway Goods Sheds not later than 8.30 a.m. daily, and at the Stores and Transport Office not later than 11 a.m. and 3.30 p.m. on week-days and 10.30 a.m. on Saturdays, for the necessary instructions, and on such other occasions, when notified, without extra payment.

In the event of failure to provide vehicles as and when required, the service will be performed at the contractor's risk and expense and the amount deducted as provided in clause 2.

9. The contract shall not be considered broken, infringed, or vitiated by the Government performing the service or arranging for the carrying out of the same otherwise than by the contractor in the event of urgency or emergency.

10. The contractor is not at liberty to transfer his contract under cover of power of attorney, coupled with an interest or otherwise, and no such transfer will be recognized by the Government.

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

12. A refusal to execute orders, irregularity, or delay in delivering the goods or parcels as required, or failure to comply with the requirements of clause 3, or any breach of Railway or Harbor Trust Regulations, will subject the contractor, upon report from the Tender Board, to such mulct as the Treasurer may direct, and the amount may be deducted as provided in clause 2. It will also be in the power of the said Treasurer upon such refusal, irregularity, or delay to terminate the contract forthwith, and declare forfeit the whole or any portion of the security money, and, in addition, the contractor will be disqualified from tendering or holding any future contract or contracts for a period of twelve months from the date of such disqualification.

13. In the event of any dispute arising as to matters or things contained in the contract or schedule the same shall be settled by the Tender Board, and the Board's decision shall be binding, final, and conclusive.

A. A. DUNSTAN,  
Treasurer.

The Treasury,  
Melbourne, 8th June, 1945.

## PRIVATE ADVERTISEMENTS.

## CITY OF MALVERN.

NOTICE is hereby given that a meeting of the Council of the City of Malvern will be held at the Council Chambers, Glenferrie-road, Malvern, on 16th July, 1945, at 8 p.m., when the following Resolution passed on the 4th day of June, 1945, will be submitted for confirmation by the Council:—

"That the Council of the municipality of the City of Malvern resolve and agree to make a Special Order, in accordance with the provisions of the Local Government Act, as follows:—

That as the holders of all debentures sold under Loans 12, 13, 18, 20, 22, and 23, have in writing signified their approval this Council declares that all the unexpended moneys totalling Three thousand seven hundred and thirty-three pounds ten shillings and nine pence (£3,733 10s. 9d.) borrowed as set forth in Schedule 'A' be applied for the purposes and in the amounts respectively set forth in Schedule 'B'."

## SCHEDULE "A."

The several purposes for which the unexpended balances were to have been applied were:—

Loan 12, item 5, £12 9s. 2d.—Construction of Murrumbidgee drain.

Loan 13, item 2, £336 7s. 5d.—Construction of garbage destructor.

Loan 18, item 3, £763 11s. 3d.—Construction of drains, Manning-road, Kerferd-road, and Lower Malvern-road.

Loan 20, item 1, £871 13s. 9d.—Construction of drains, Hopetoun-road, Moonga-road, Claremont-avenue, Tollington-avenue, Wills-street, and Central Ward.

Loan 22, £215 5s. 7d.—Improvements to recreation ground along Gardiner's Creek.

Loan 23 (a), £1,534 3s. 7d.—Construction of bridge, Toorak-road, over Gardiner's Creek.

## SCHEDULE "B."

The several purposes which it is proposed that the said unexpended balances shall be applied are:—

Item 1, £3,402.—Purchase of house and land in High-street, adjoining Malvern Cricket Ground, for recreational purposes.

Item 2, £271 10s. 9d.—Purchase of land in Chadstone-road, adjoining Chadstone Park, for recreational purposes.

Plans of such works under Schedule "B" are open for inspection at the City Hall, Malvern.

By order,

A. M. YEATMAN, Town Clerk.  
City Hall, Malvern, S.E.4, 6th June, 1945. 3189

## SHIRE OF HAMPDEN.

## APPOINTMENT OF PROSECUTING OFFICER, TERANG.

NOTICE is hereby given that the Council of the Shire of Hampden, at its meeting held on the 1st June, 1945, appointed Edmund McInerney, Senior Constable of Police, No. 7370, Prosecuting Officer at Terang, in place of Sergeant J. Casey, who has resigned.

THOS. F. LITTLE, Shire Secretary.  
Shire Office, Camperdown, 6th June, 1945. 3188

## Water Act 1928.

## SHIRE OF MIRBOO.

## PROPOSED MIRBOO NORTH WATERWORKS TRUST.

NOTICE is hereby given that the Council of the Shire of Mirboo have made application to the Honorable the Minister of Water Supply for the constitution of a Waterworks Trust and for a loan of £7,500 for the purpose of constructing and maintaining works for the supply of water to the Township of Mirboo North under the provisions of the Water Acts.

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

3184

J. C. SUMMERS, Shire Secretary.

THE partnership hitherto subsisting between Harold Lionel Hubert Bunting, of Brooklyn, and Giovanni Antonio Poli, of 7 Cecil-street, Fitzroy, at Brooklyn, trading as Bunting's Quarries, has been dissolved by mutual consent as from this date. The business will hereafter be carried on by the said Harold Lionel Hubert Bunting, who will discharge all debts owing by and who is entitled to all debts owing to the partnership.

Dated this 31st day of May, 1945.

A. C. SECOMB & TIBB, of 128 William-street, Melbourne, solicitors for the said Harold Lionel Hubert Bunting.

COY & ENGLAND, of 352 Collins-street, Melbourne, solicitors for the said Giovanni Antonio Poli. 3215

NOTICE is hereby given that the partnership heretofore subsisting between John Lawrence Henty Hindson, Ruby Alice Hindson, Louisa Charlotte Frances Hindson, Winifred Caroline Henty Hindson, and Elsie Mary Eliza Hindson, carrying on business as farmers and graziers at Henty and Merino under the style or firm of "Hindson Farms," has been dissolved as from the 17th day of February, 1945, by reason of the death of the said Ruby Alice Hindson.

Dated the 6th day of June, 1945.

J. HENTY HINDSON, WINIFRED C. HENTY HINDSON, LOUISA C. F. HINDSON, and ELSIE M. E. HINDSON, surviving partners.

LOUISA C. F. HINDSON, THE TRUSTEES, EXECUTORS, AND AGENCY CO. LTD., and W. SYDNEY JONES, General Manager, executors of the will of Ruby Alice Hindson. 3233

## SAMSON CLARK, PRICE-BERRY ADVERTISING SERVICES PTY. LTD. (IN LIQUIDATION).

NOTICE is hereby given, in pursuance of section 236 of the Companies Act 1938, that a General Meeting of the members of the above-named company will be held at the office of Messrs. Young and Outhwaite, 368 Collins-street, Melbourne, on Monday, 16th July, 1945, at 2.15 p.m., for the purpose of having an account laid before them showing the manner in which the winding up has been conducted and giving any explanation required.

Dated this 12th day of June, 1945.

3209

C. A. STEWART, Liquidator.

## THE UNITED MILK PRODUCERS SOCIETY PTY. LTD. (IN VOLUNTARY LIQUIDATION).

NOTICE is hereby given that the final meeting of shareholders in the winding up of the above-named company will be held at the office of the liquidator, John A. Gourelay, 341 Collins-street, Melbourne, on 18th July, 1945, at 3 p.m.

3227

JOHN A. GOURLAY, Liquidator.

## The Companies Act 1938.

## ROGERS AND SOUTH PROPRIETARY LIMITED (IN VOLUNTARY LIQUIDATION).

NOTICE is hereby given, in pursuance of section 245 of the Companies Act 1938, that a General Meeting of the members of the above-named company will be held at 20 Queen-street, Melbourne, on Thursday, 12th July, 1945, at 12 o'clock, for the purpose of having an account laid before them showing the manner in which the winding up has been conducted, the property of the company disposed of, and the hearing of any explanation that may be given by the liquidator.

Dated this 13th day of June, 1945.

3228

W. McCRAE HOWITT, Liquidator.

## RE GEORGE RICHARD PRATT, DECEASED.

PURSUANT to the Trustee Act 1928, notice is hereby given that all creditors, next of kin, and other persons having claims against the estate of George Richard Pratt, late of Seymour, in the State of Victoria, draper, deceased (who died on the 24th day of April, 1945, and probate of whose will was granted by the Supreme Court of the said State on the 1st day of May, 1945, to The Trustees, Executors, and Agency Company Limited, of 401 Collins-street, Melbourne, and Annie Evelyn Adelaide Pratt, of Seymour, widow), are hereby required to send particulars of such claims, in care of the executor company, at 401 Collins-street, Melbourne, on or before the 21st day of August, 1945, after which date the said executors will proceed to distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to the claims of which they shall then have had notice.

W. J. OSBORNE, LL.B., solicitor, Station-street, Seymour. 3192

## Trustee Act 1928.

## NOTICE TO CLAIMANTS.

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

Percy John Douglas Stevens, late of Connor-street, Geelong, manager, died 30th March, 1945.—Claims to the executor, Francis Henry Keane Davis, of 208 Autumn-street, Geelong West, law clerk, care of Wighton and McDonald, solicitors, 53 Yarra-street, Geelong, by 15th August, 1945. 3191

Harold Brocklebank Herbert, late of 310 Walsh-street, South Yarra, artist, died on 11th February, 1945.—Claims to executor, The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, and executrix, Dorothea Agnes Herbert, care of the said company, by the 18th day of August, 1945. G. R. Herbert, solicitor, 422 Collins-street, Melbourne. 3208

Roy Clifford Jasper, late of McKillop-road, Mount Evelyn, primary producer, who died 22nd April, 1945.—Claims to the executors, Violet Ann Archer and Keith Maxwell Pittman, care of the under-mentioned solicitors, by 15th August, 1945. McEacharn and Shaw, solicitors, 352 Collins-street, Melbourne. 3218

Alberta Irene Marion Elkington (generally known as Irene Elkington), late of 15 Cassell-street, South Yarra, Victoria, spinster, deceased, died 15th April, 1945.—Claims to the executor, Bertie Harris, of 103 William-street, Melbourne, accountant, by 15th August, 1945. Hedderwick, Fookes, and Alston, 103 William-street, Melbourne, solicitors for the executor. 3214

Ann Cullen, formerly of 32 Eades-place, West Melbourne, but late of 2 Belson-street, East Malvern, spinster, died 31st March, 1945.—Claims to the executor, The Equity Trustees, Executors, and Agency Company Limited, at its registered office, 472 Bourke-street, Melbourne, by 17th August, 1945. Cornwall, Stodart, and Co., solicitors, 47 Queen-street, Melbourne. 3205

Eileen Mary Dowd (also known as Eileen Mary Howard), late of 24 Watson-street, Bondi, in the State of New South Wales, gentlewoman, deceased, died 8th March, 1945.—Claims to the administrator, National Trustees, Executors, and Agency Company of Australasia Limited, whose registered office is situate at 95 Queen-street, Melbourne, by the 18th August, 1945. Selywn L. Gerity, 422 Little Collins-street, Melbourne, solicitor for the said administrator. 3213

PATRICK JOSEPH NESTER, late of Rokewood, in the State of Victoria, farmer and grazier, DECEASED (who died on the 28th day of March, One thousand nine hundred and forty-five).

CREDITORS, next of kin, and all other persons having claims against the estate of the deceased are required by the executor, The Ballarat Trustees, Executors, and Agency Company Limited, the registered office of which is situate at 101 Lydiard-street, Ballarat, to send particulars to it on or before the 20th day of August, One thousand nine hundred and forty-five, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

Dated this 13th day of June, 1945.

T. E. BYRNE & CO., solicitors, 56 Lydiard-street south, Ballarat. 3193

NOTICE TO CLAIMANTS.—RE ROBERT HENRY BUTTERWORTH, formerly of 83 Orrong-road, Elsternwick, late of 25 Orrong-road, Elsternwick, engineer. DECEASED.

NOREEN COURTS, of 29 McKay-street, Essendon, married woman, the executrix of the will of the said deceased (who died on 10th May, 1945), requires all creditors and others having claims against the deceased or estate of the said deceased to send to her, care of her solicitors, Hoad and Bonella, 101 Queen-street, Melbourne, on or before the 15th day of August, 1945, particulars, in writing, of such claims, after which date she intends to convey or distribute such property or estate to or amongst the persons entitled thereto, having regard only to the claims of which she shall then have had notice.

Dated this 13th day of June, 1945.

HOAD & BONELLA, 101 Queen-street, Melbourne, proctors for the said executrix. 3231

## CLAUDE NORMAN McLEOD, DECEASED.

PURSUANT to the *Trustee Act 1928*, notice is hereby given that all persons having claims against the estate of Claude Norman McLeod, late of the Elephant Bridge Hotel, Darlington, in the State of Victoria, hotel manager, deceased (who died on the 25th day of March, 1945, and letters of administration of whose estate were granted by the Supreme Court of Victoria, in its probate jurisdiction, on the 21st day of May, 1945, to Garnet Murdoch McLeod, of 40 Eglinton-street, Moonee Ponds, in the said State, examiner of accounts), are hereby required to send particulars, in writing, of such claims to the said Garnet Murdoch McLeod, at the under-mentioned address, on or before the 13th day of August, 1945, after which date the said Garnet Murdoch McLeod will proceed to distribute the assets of the said Claude Norman McLeod, deceased, which shall have come to his hands, amongst the persons entitled thereto, having regard only to the claims of which he shall have had notice. And notice is hereby further given that the said Garnet Murdoch McLeod 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.

C. D. GAVAN DUFFY, Manifold-street, Camperdown, solicitor for the administrator. 3194

CLEMENT ARTHUR BAKER, late of Darnum, head teacher, DECEASED.

CREDITORS, next of kin, and all other persons having claims against the estate of the deceased are required by the executors of the will, Marjory Urquhart Baker, formerly of Darnum, but now of 292 Warrigal-road, Burwood, widow, and Harold John Baker, of Leongatha, bank manager, to send particulars to them, care of the undersigned, on or before 13th August, 1945, after which date they will distribute the assets, having regard only to the claims of which they then have notice.

WISEWOULD & DUNCAN, solicitors, 408 Collins-street, Melbourne. 3210

EMILY BARKER, late of 603 Macarthur-street, Ballarat, widow, DECEASED (who died on 15th March, 1945).

CREDITORS, next of kin, and all other persons having claims against the estate of the deceased are required by the executors of the will, The Ballarat Trustees, Executors, and Agency Company Limited, of 101 Lydiard-street north, Ballarat, and Leslie James Barker, of Cardigan-street, Ballarat, accountant, to send particulars to it and him, care of the said company, on or before 16th August, 1945, after which date it and he will distribute the assets, having regard only to the claims of which it and he then have notice.

R. J. GRIBBLE & HOLLWAY, solicitors, 22 Lydiard-street south and 97 Bridge-street, Ballarat. 3207

RE HARRIET EMMA ELLEN VODDEN, late of Tallandoon, Victoria, widow, DECEASED (who died on the 13th day of December, 1944).

NOTICE is hereby given that Samuel Andrew Radway, of Tallandoon, in the State of Victoria, contractor, the sole executor of the will of the said deceased, intends to convey or distribute the estate of the said deceased to or among the persons entitled thereto, and requires all persons interested to send to the said Samuel Andrew Radway, within two months of the publication hereof, particulars of their claims against the said estate; and at the expiration of the said two months the said Samuel Andrew Radway may 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 he shall then have had notice.

Dated the 11th day of June, 1945.

LYNE & SKELTON, solicitors, Tallangatta. 3206

## TRUSTEE ACT 1928.

ALL persons having claims against the estate of Alice Mildred Ramsden, late of Flat 25, Regent Court, 209 Toorak-road, South Yarra, Victoria, widow, deceased (who died on the 19th day of February, 1945, and probate of whose will was granted by the Supreme Court of Victoria, on the 22nd day of May, 1945, to Stanley Radcliffe Lewis, of 43 Cairnes-terrace, East Malvern, Victoria, solicitor, major, Australian Imperial Force, and Gerald Robert Hicks, of 350 Collins-street, Melbourne, Victoria, company director, the executors thereby appointed), are hereby required to send particulars, in writing, of such claims to the said executors, care of the undersigned solicitors, on or before the 31st day of August, 1945, after which date the executors will proceed to distribute the assets of the deceased amongst the persons entitled thereto, having regard only to claims of which they shall have had notice.

Dated the 6th day of June, 1945.

R. E. LEWIS & SON, 379 Collins-street, Melbourne, solicitors for the executors. 3237

MARGARET ARCHIBALD, late of 14 Gnarwyn-road, Carnegie, married woman, DECEASED.

**CREDITORS**, next of kin, and all other persons having claims against the estate of the deceased are required by the executors of the will, Henry Archibald, of 14 Gnarwyn-road, Carnegie, saw specialist, and Marion Stewart Watson, of the Deaf School, St. Kilda-road, Prahran, spinster, to send particulars to them, care of the undersigned, on or before 15th August, 1945, after which date they will distribute the assets, having regard only to the claims of which they then have notice.

WISEWOULD & DUNCAN, solicitors, 408 Collins-street, Melbourne. 3211

**NOTICE** is hereby given that all persons having claims upon the estate of Alberta Christine Stasinowsky, late of Tarrington, in the State of Victoria, widow, deceased (who died on the 1st day of October, 1944), are hereby required to send particulars, in writing, of such claims to the executors, in care of The Ballarat Trustees, Executors, and Agency Company Limited, of number 52 Gray-street, Hamilton, on or before the 22nd day of August, 1945, after which date the executors 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 they shall then have had notice. And notice is further given that the executors will not be liable to any person of whose claim they shall not have had such notice as aforesaid.

WESTACOTT & LORD, solicitors, Hamilton. 3197

WILLIAM FINDLAY, late of 53 Church-street, South Melbourne, council employee, DECEASED (who died on the 16th March, 1945).

**CREDITORS**, next of kin, and all others having claims on the estate of the above-named deceased are required by the executrix, Agnes Findlay, to send particulars thereof, in writing, to her, in care of the undersigned solicitor, at the address below, on or before the 18th August, 1945, after which date she will distribute the assets of the said deceased, having regard only to the claims of which she shall then have had notice.

Dated 11th June, 1945.

J. ROBERTSON MACMILLAN, solicitor, 191 Bank-street, South Melbourne. 3198

ROBERT MCCONVILLE, late of Boolite, in the State of Victoria, retired water ranger, DECEASED (who died on the 1st day of March, 1945).

**CREDITORS**, next of kin, and all other persons having claims against the estate of the deceased are required by the executor of his estate, Robert Edward McConville, of Boolite aforesaid, farmer, to send particulars to him, care of the undersigned, on or before the 1st September, 1945, after which date he will distribute the assets, having regard only to the claims of which he then has notice.

McEACHARN & SHAW, solicitors, Warracknabeal. 3236

WALTER PENDLEBURY, late of Angip, in Victoria, farmer, DECEASED (who died on the 11th day of March, 1945).

**CREDITORS**, next of kin, and all other persons having claims against the estate of the deceased are requested by the executors of his will, Peter Walter Pendlebury, of Angip aforesaid, farmer, and Eva Margaret Pendlebury, of Angip aforesaid, spinster, to send particulars to them, care of the undersigned, on or before the 31st day of August, 1945, after which date they will distribute the assets of the deceased amongst the persons entitled thereto, having regard only to the claims of which they then have notice.

Dated the 4th day of June, 1945.

H. H. ROBERTS, solicitor, Warracknabeal. 3235

**NOTICE TO CLAIMANTS.—RE EMILY AGATHA MEADE**, formerly of Princes Highway, Port Fairy North, late of 19 Netherlee-street, East Malvern, married woman, DECEASED.

**THE BALLARAT TRUSTEES, EXECUTORS, AND AGENCY COMPANY LIMITED**, whose registered office is situate at 101 Lydiard-street north, Ballarat, in the State of Victoria, the executor of the will of the said deceased (who died on 18th March, 1945), requires all creditors and others having claims against the deceased or estate of the said deceased, to send to the said company, at its Melbourne office, 50 Market-street, Melbourne, on or before the 15th day of August, 1945, particulars, in writing, of such claims, after which date the said company intends to convey or distribute such property or estate to or amongst the persons entitled thereto, having regard only to the claims of which it shall then have had notice.

Dated this 12th day of June, 1945.

HOAD & BONELLA, 101 Queen-street, Melbourne, proctors for the said executor. 3232

GEORGE HENRY HARRISON, late of 17 Rosedale-avenue, Glenhuntly, retired station master, DECEASED, intestate (who died on the 21st day of April, 1945).

**CREDITORS**, next of kin, and all other persons having claims against the estate of the above-named George Henry Harrison, deceased, are required by the administratrix of the estate, Annie Harrison, of 17 Rosedale-avenue, Glenhuntly, widow, to whom letters of administration of the estate were granted on the 18th day of May, 1945, to send particulars of their claims to the said administratrix, care of the undersigned, on or before the 14th day of August, 1945, after which date she will distribute the assets of the said deceased among the persons entitled thereto, having regard only to the claims of which she then shall have had notice, and she will not be liable to any person of whose claim she has not then received notice.

HULBERT A. GREENING, 422 Collins-street, Melbourne, and at 7A Royal-avenue, Glenhuntly, proctor for the applicant. 3230

**CREDITORS**, next of kin, and others having claims in respect of the estate of Eleanora Coates, formerly of 350 St. Kilda-road, Melbourne, but late of Victoria Palace, Little Collins-street, Melbourne, widow, deceased (who died on the 29th day of March, 1945), are to send the particulars of their claims to Stanley Coates and National Trustees, Executors, and Agency Company of Australasia Limited, of 95 Queen-street, Melbourne, care of the said company, by the 18th day of August, 1945, after which date they will distribute the assets, having regard only to the claims of which they then have notice.

SNOWDEN, NEAVE, & DEMAINE, solicitors, 433 Little Collins-street, Melbourne. 3226

THOMAS LAYFIELD, late of Euroa, in the State of Victoria, retired farmer, DECEASED (who died 7th December, 1944).

**CREDITORS**, next of kin, and all other persons having claims against the estate of the deceased are required by the executor of the will, Francis Hugh Kinnear, of 54 Fourth-avenue, Brunswick, in the said State, bookkeeper, to send particulars to him, care of the undersigned, on or before 1st September, 1945, after which date he will distribute the assets, having regard only to the claims of which he then has notice. Failing next of kin half the net estate will accrue to the Crown.

T. H. STIRLING, solicitor, 29 Walpole-street, Kew. 3225

**CREDITORS**, next of kin, and others having claims in respect of the estate of Harriet Sabina Lord, late of 806 Hampton-street, Brighton, spinster, deceased (who died on the 3rd February, 1945), are to send the particulars of their claims to The Equity Trustees, Executors, and Agency Company Limited, of 472 Bourke-street, Melbourne, by the 20th day of August, 1945, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

ARTHUR ROBINSON & CO., 360 Collins-street, Melbourne, solicitors to the estate. 3224

EVAN CHARLES EVANS, late of 9 Byfield-street, Reservoir, gentleman, DECEASED (who died on 2nd May, 1945).

**PURSUANT** to the provisions of the Trustee Acts, notice is hereby given that Maude Evans, of the above address, widow, the executrix appointed by the deceased's will, to whom probate was granted on 7th June, 1945, intends to convey or distribute the estate of the deceased to or among the persons entitled thereto, and hereby requires all persons having claims against the said estate to send to her, in the care of the undersigned solicitors, particulars thereof, on or before 16th August, 1945, after which date she will convey or distribute the said estate to or among the persons entitled thereto, having regard only to claims of which she shall then have had notice.

NORRIS & NORRIS, of 422 Collins-street, Melbourne, solicitors. 3223

#### NOTICE TO CLAIMANTS.

**THE TRUSTEES, EXECUTORS, AND AGENCY COMPANY LIMITED**, whose registered office is situate at 401 Collins-street, Melbourne, in the State of Victoria, to whom administration, with the will annexed, of the estate of Emily Anna Lanauze, late of 23 Netherlee-street, East Malvern, in the said State, widow, deceased (who died on the 28th day of November, 1944), has been granted, requires all creditors, next of kin, and others having claims against the property or estate of the said deceased to send to the said company, on or before the 15th day of August, 1945, particulars, in writing, of such claims, after which date the said company intends to convey or distribute such property or estate to or among the persons entitled thereto, having regard only to the claims of which it shall then have had notice.

SEPTIMUS A. RALPH & SONS, of 430 Little Collins-street, Melbourne, solicitors for the said company. 3216

**CREDITORS**, next of kin, and others having claims in respect of the estate of Hugh John Berry, formerly of Beac, licensed victualler, but at the time of his death of Benga-avenue, Dandenong, in the State of Victoria, gentleman, deceased (who died on the 3rd day of March, 1945), are to send the particulars of their claims to The Perpetual Executors, and Trustees Association of Australia Limited, of 100-104 Queen-street, Melbourne, by the 20th day of August, 1945, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

**LUCAS & MUMME**, 383 Little Flinders-street, Melbourne, proctors for the said company. 3220

**CREDITORS**, next of kin, and others having claims in respect of the estate of James Charles Perrins, late of "Chaddesley," Chesterfield-avenue, Malvern, insurance inspector, deceased (who died on the 17th day of March, 1945), are to send the particulars of their claims to Bessie Perrins and National Trustees, Executors, and Agency Company of Australasia Limited, of 95 Queen-street, Melbourne, care of the said company, by the 18th day of August, 1945, after which date she and it will distribute the assets, having regard only to the claims of which she and it then has notice.

**HENDERSON & BALL**, solicitors, 430 Little Collins-street, Melbourne. 3219

**PURSUANT** to the *Trustee Act 1928*, all persons having claims against the estate of Martha Alice Martin, formerly of Auckland, New Zealand, but late of 23 Clark-street, Prahran, widow, deceased (who died on the 8th May, 1945, and probate of whose will was granted by the Supreme Court of Victoria on the 5th June, 1945, to Gordon Graham Mason, of 35 Elm-grove, Brighton, accountant, the executor appointed by the said will), are hereby required to send particulars of such claims to the said executor, care of the under-mentioned solicitors, on or before the 14th August, 1945, after which date the said executor will distribute the assets of the said deceased amongst the persons entitled thereto, having regard only to claims of which he shall then have had notice.

Dated 7th June, 1945.

**W. B. & O. McCUTCHEON**, solicitors, 31 Queen-street, Melbourne. 3217

**CREDITORS**, next of kin, and others having claims in respect of the estate of Edwin Byerley Barnett, formerly of Rainbow, farmer, but late of 118 Lyons-street, Ballarat South, truck driver (who died on the 2nd day of January, 1945), are to send the particulars of their claims to the Union Trustee Company of Australia Limited, of No. 333 Collins-street, Melbourne, by the 22nd day of August, 1945, after which date it will distribute the assets, having regard only to the claims of which it then has notice.

**AUBREY MURPHY & CO.**, solicitors, Rainbow. 3212

**ISABELLA PHEMISTER McFARLANE**, late of 2 Berkeley-grove, East Brighton, married woman, **DECEASED**, intestate (who died 23rd January, 1945).

**CREDITORS**, next of kin, and all other persons having claims against the estate of the deceased are required by the administrator of the estate, James McFarlane, of the same address, manager, to send particulars to him, care of the undersigned, on or before 16th August, 1945, after which date he will distribute the assets, having regard only to the claims of which he then has notice.

**MADDEN, BUTLER, ELDER, & GRAHAM**, solicitors, 406 Collins-street, Melbourne. 3221

**CREDITORS**, next of kin, and all others having claims against the estate of Alice Elizabeth Gibson, late of Denver (formerly Drummond), via Malmsbury, spinster, deceased (who died on the 19th February, 1945), are required to send particulars thereof to The Trustees, Executors, and Agency Company Limited, of 401 Collins-street, Melbourne, on or before the 15th day of August, 1945, otherwise they may be excluded when the assets are being distributed.

**FRANCIS S. NEWELL & SON**, proctors, 360 Collins-street, Melbourne. 3222

### IMPOUNDINGS.

**ARARAT**.—Impounded in Ararat Pound.

1 dark-red and white steer, slit ear  
If not claimed and expenses paid, to be sold on 27th June, 1945.

1 draught gelding, star, hind fetlocks white, white spots on shoulders, branded D

If not claimed and expenses paid, to be sold on 28th June, 1945.

R. STEPHENS,

3195, 3201—6/8 Poundkeeper.

**BEECH FOREST**.—Impounded at Beech Forest, by Assistant Herdsman.

1 dark-brown mare, white feet, white blaze on forehead

1 light bay mare, three white feet, white blaze on forehead

If not claimed and expenses paid, to be sold on 23rd June, 1945.

W. J. P. CONGRAM,

3186—5/4

Poundkeeper.

**BENALLA**.—Impounded at Benalla, by Ranger, on 8th June, 1945.

1 bay mare, aged, light blaze down face, off hind foot white, no visible brand

On 11th June, 1945.

1 brindle cow, bent tail, no visible brand

If not claimed and expenses paid, to be sold on 28th June, 1945.

H. R. HOSSACK,

3243—6/8

Poundkeeper.

**BENDIGO**.—Impounded at Bendigo, by Mr. Shearer, on 11th June, 1945.

1 bay gelding, blaze, white feet, no visible brand

If not claimed and expenses paid, to be sold on 28th June, 1945.

A. MOOG,

3241—4/8

Poundkeeper.

**BROADMEADOWS**.—Impounded at Campbellfield.

1 bay mare, delivery sort, star and streak, near front and hind feet white, no visible brand

1 bay mare, 15 hands, star, near hind foot white, no visible brand

1 brown pony gelding, 14 hands, no visible brand

1 red yearling heifer, no visible brand

If not claimed and expenses paid, to be sold on 28th June, 1945.

A. OLIVER,

3196—7/4

Poundkeeper.

**COBURG**.—Impounded at Coburg.

1 yellow Jersey heifer, about 12 to 15 months, no visible brand

1 black gelding, hogged mane, white saddle marks, short tail, near hind sock white, shod, no visible brand

If not claimed and expenses paid, to be sold on 27th June, 1945.

E. S. McNABB,

3238—6/

Poundkeeper.

**HEIDELBERG**.—Impounded at Heidelberg.

1 bay gelding, streak, hind feet white, JM near shoulder

1 light chestnut gelding, star, no visible brand

1 bay gelding, off hind foot white, no visible brand

If not claimed and expenses paid, to be sold on 27th June, 1945.

R. J. ADDICOTT,

3245—5/4

Poundkeeper.

**HORSHAM**.—Impounded at Horsham.

2 red and white heifers

1 brindle heifer

1 brindle heifer, white belly

1 bay draught mare, white blaze

If not claimed and expenses paid, to be sold on 16th June, 1945.

A. G. FRASER,

3229—6/

Poundkeeper.

**KORUMBURRA**.—Impounded in Korumburra Pound, on 26th May, 1945.

1 bay draught mare, hind feet white, large star, no visible brand

On 28th May, 1945.

1 bay pony gelding, shod, small star, little white on nose, hind feet white, hog mane

If not claimed and expenses paid, to be sold on 18th June, 1945.

J. McFARLANE,

3181—7/4

Poundkeeper.

**LAKE BENETOOK**.—Impounded in the Lake Benetook Pound (Mildura).

1 light draught bay mare, blazed face, hind feet white, no visible brand

1 draught bay mare, blazed face, no visible brand

If not claimed and expenses paid, to be sold on 28th June, 1945.

S. C. JESSOP,

3240—6/

Poundkeeper.

**LARA.**—Impounded at Lara, by Road Ranger Buckingham.

1 chestnut gelding, white blaze on head, off side hind fetlock white, no visible brand

If not claimed and expenses paid, to be sold on 30th June, 1945.

3183—4/8 STEPHEN GROVES,  
Poundkeeper.

**MOE.**—Impounded at Moe, on 6th June, 1945.

1 yellow and white springer, < out of right ear, hole like △ through right ear, VW (sideways) out lower left ear, no visible brand

If not claimed and expenses paid, to be sold at Trafalgar, on 27th June, 1945.

3199—5/4 E. TEMPLETON,  
Poundkeeper.

**SALE.**—Impounded in Sale Pound.

1 bay male pony, white stripe down forehead, hind feet white, front feet black, no visible brand

7 polled black bullocks, hole slit bottom off ear, no visible brand

1 shorthorn red and white bullock, hole slit bottom off ear, no visible brand

1 brown gelding, aged, blind in one eye, white tip off hind foot, no visible brand

1 Jersey cow, split in each ear, piece from bottom near ear, no visible brand

1 red and white Hereford steer, slice from underneath off ear, no visible brand

1 dark-brown and white cow, three notches from bottom off ear, like N on rump

1 Jersey cow, piece out of end of off ear, no visible brand

If not claimed and expenses paid, to be sold on 15th June, 1945.

3190—13/4 G. CLARK,  
Poundkeeper.

**SHEPPARTON.**—Impounded in Shepparton Borough Pound.

1 brown light mare, hollow back

If not claimed and expenses paid, to be sold on 29th June, 1945.

3242—4/ J. MASON,  
Poundkeeper.

**STRATFORD.**—Impounded in Stratford Pound, by J. D. Richardson, Impounding Officer, from Airly District, South Riding, on 1st June, 1945.

1 roan Shorthorn bullock, slit in top of near ear, like V off rump

1 yellow and white Jersey heifer, small slit in bottom of off ear, blemish brand (like R) near rump

If not claimed and expenses paid, to be sold on 2nd July, 1945.

3244—7/4 E. C. BOCK,  
Poundkeeper.

**TRAFALGAR.**—Impounded in Trafalgar Pound.

1 bay draught gelding, aged, white hind feet, blaze face

If not claimed and expenses paid, to be sold on 20th June, 1945.

1 Jersey heifer calf, about 6 months, no visible brand

1 Jersey heifer calf, about 6 months, no visible brand

1 silver Jersey cow, V out of top of off ear, no visible brand

1 silver Jersey cow, like G 6 off rump

1 Jersey heifer, about 9 months, like P off rump

If not claimed and expenses paid, to be sold on 27th June, 1945.

3185, 3239—8/8 E. MILLS,  
Poundkeeper.

**WANGARATTA.**—Impounded in Wangaratta Pound.

1 six-tooth ewe, top out off ear, H on rump

1 six-tooth ewe, horseshoe out of top off ear

1 four-tooth ewe, horseshoe out of bottom off ear, Y on shoulder

1 two-tooth ewe, no visible brand

1 lamb, M (sideways) on back

1 lamb V out of off ear, branded C

If not claimed and expenses paid, to be sold on 28th June, 1945.

3202—7/4 J. McDONNELL,  
Poundkeeper.

**WARRNAMBOOL.**—Impounded at Warrnambool.

1 red polled heifer, back notch off ear

1 red polled heifer, back notch off ear

1 black polled heifer, back notch off ear, no visible brand

If not claimed and expenses paid, to be sold on 20th June, 1945.

3234—5/4 I. HILDER,  
Poundkeeper.

**WINSLOW.**—Impounded at Winslow.

1 yellow Jersey heifer, about 2 years, no visible brand

If not claimed and expenses paid, to be sold on 21st June, 1945.

3182—4/ E. WILLIAMS,  
Poundkeeper.

**WODONGA.**—Impounded by L. W. Mitchell, from his property at Wodonga, on 7th June, 1945.

23 rising four-tooth comeback wethers, like □ out of both ears

By R. Richardson, from his property at Wodonga, on 10th June, 1945.

1 light bay draught gelding, hind feet white, star and stripe, long tail, no visible brand

If not claimed and expenses paid, to be sold on 30th June, 1945.

3203, 3204—8/ J. W. COLE,  
Poundkeeper.

**WOOLAMAI.**—Impounded in Woolamai Pound, by Shire Ranger.

1 blue Jersey cow, aged, white under belly, no visible brand

If not claimed and expenses paid, to be sold on 27th June, 1945.

3187—4/8 JOHN H. FOOTITT,  
Poundkeeper.

**YARRAWONGA.**—Impounded at Yarrawonga, on 8th June, 1945.

1 bay draught mare, 5 years, low set, white blaze on face

white feet, hogged mane, like W W on near shoulder

If not claimed and expenses paid, to be sold on 28th June, 1945.

3200—5/4 F. N. E. JENKINS,  
Poundkeeper.

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