

Dowerin & Minnivale Cemeteries (Reserves 16736 and 14985) By-laws

Adopted by Council: 17 June 1969

Gazetted: 9 February 1970

1. By Gazettal on 6 December 1974, the abovementioned By-law was amended as a result of the *Metric Conversion Act 1972-1973*.
2. By Gazettal on 16 June 1978, Schedule A – Scale of Fees and Charges Payable to the Council of the abovementioned By-law was amended as a result of Council decision dated 21 February 1978.
3. By Gazettal on 25 January 1985, together with other minor amendments to By-law 16, 17 and 18, Schedule A – Scale of Fees and Charges Payable to the Council of the abovementioned By-law was amended as a result of Council decision dated 16 October 1984.

A copy of the above four Gazettal notices appends.

CEMETERIES ACT, 1897-1966.

The Municipality of the Shire of Dowerin.

Dowerin and Minnivale Cemeteries (Reserves 16736 and 14985) By-laws.

L.G. 899/53.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Trustees of the Dowerin and Minnivale Cemeteries, namely, the Dowerin Shire Council and referred to throughout the text of the by-laws as the Council, or Trustees, as the case may be, hereby record having resolved on the 17th June, 1969, to make and submit for confirmation by the Governor the following by-laws:—

1. All fees and charges payable to the Council as set forth in Schedule "A" shall be paid at the times and manner mentioned unless otherwise ordered.
2. The "secretary", as referred to in these by-laws, means the person for the time being employed by the Council as the secretary of the cemeteries, and such person shall, subject to the Council, exercise a general supervision and control over all matters pertaining to the cemeteries, and to the carrying out and enforcement of these by-laws, and the direction of such person shall in all cases and for all purposes be presumed to be and to have been the direction of the Council.
3. The "superintendent", as referred to in these by-laws, means the person for the time being employed by the Council as the superintendent of the cemetery, and such person shall, subject to the Council, have charge of the general care of the cemetery and supervision of monumental work and fixtures, also the supervision of placement of interments, the opening, closing and dressing of graves, and such other duties as are mentioned in these by-laws or ordered by the Council.
4. A plan of the cemetery showing the distribution of the land, compartments, sections, situations and number of graves, and a register of all certificates of "Rights of Burial" shall be kept at the office of the Council.
5. Any person desiring to inter any dead body in the cemetery shall make an application in the form contained in Schedule "B". Upon the receipt of an application in the form of Schedule "B", and upon payment of the appropriate fees, the Council may issue a form of Order for Burial in accordance with Schedule "D".
6. All applications for interment shall be made at the office of the Council in such time as to allow at least 24 hours' notice being given to the Council at the Council office prior to the time fixed for burial.
7. The Council shall cause all graves to be dug and vaults, brick graves, or graves to be re-opened as and when required, subject to the requirements and limitations of these by-laws.
8. Every coffin shall have upon the lid an approved metal plate bearing the name of the deceased stamped or otherwise indelibly inscribed in legible characters thereon. Any coffin not complying with this by-law will not be admitted to or be interred in the cemetery.
9. Every grave shall be at least six feet deep at the first interment, and no interment shall be allowed in any grave with a less depth than three feet from the top of the coffin to the original surface of the surrounding ground.
10. In the case of an application for interment in any private vault or grave to which the deceased had no claim during life, the written and verified consent of the grantee shall be handed in with the application, in the "Form of Assignment of Right of Burial", Schedule "C".
11. If any application be made for an interment in any grave or vault of the remains of any person other than the person to whom the grant was issued, or his registered assignee, the written and verified consent of such grantee or assignee shall be produced, together with the "Grant of Right of Burial", Schedule "E".

12. Should the grantee be unable to produce the "Grant of Right of Burial", Schedule "E", on making application for a grave to be re-opened for the purpose of interment, through having lost same, the said grantee shall make a sworn declaration to this effect, and shall pay the fee for a copy of such "Grant of Right of Burial" as prescribed in Schedule "A" before interment takes place.
13. (i) Subject to paragraph (ii) of this by-law, a person shall not bring a dead body into the cemetery unless he, or his representative, has first handed to the secretary for inspection and return a medical certificate of death or a Coroner's order for burial in respect of the body.
- (ii) Where an undertaker or his representative for a valid reason is unable to produce a medical certificate or Coroner's order for burial, as required by paragraph (i) of this by-law, and he has given to the secretary a written guarantee to produce the certificate or order within three days, he may bring the body into the cemetery.
- (iii) A burial shall not be permitted in the cemetery unless the provisions of one of the foregoing paragraphs of this by-law have been complied with.
- (iv) Where an undertaker or his representative has given written guarantee as required by paragraph (ii) of this by-law and he has failed to produce the certificate or order within three days, the undertaker's license may be suspended until the certificate or order is produced.
14. No interment shall be allowed on a Sunday or a public holiday, except when it is certified in writing by a medical officer of health, or by a Police Magistrate, or by two Justices of the Peace, that for sanitary or special religious reasons it is necessary or advisable that the burial take place on that day.
15. The hours for burial shall be as follows:—
Monday to Friday, 10 a.m. to 4 p.m.
Saturday, 9 a.m. to 12 noon.
Sunday (subject to By-law 14), from 2 p.m. to 4 p.m., and no burial shall be allowed to take place nor any coffin allowed to enter the cemeteries at any other hour except by written permission of the Council. No burial shall take place on Christmas Day or Good Friday.
16. The time fixed for any burial shall be the time at which the funeral is to arrive at the cemetery gates, and, if not punctually observed, the undertaker responsible shall be liable to a fine of \$1.
17. Every funeral shall enter by the principal entrance, and no vehicle except the hearse and mourning coaches shall be permitted to enter the cemetery or stand opposite the entrance gates. Vehicles shall not be allowed to proceed faster than five miles per hour within the cemetery, and shall proceed at and by such roads as directed by the superintendent or other officer of the Council from time to time. Any driver or other person failing or neglecting to observe such directions may be forthwith expelled from the cemetery. No bicycle shall be ridden within the cemetery.
18. If application be made to the Council to exhume any corpse for the purpose of examination or identification, or for the purpose of its being buried elsewhere in accordance with the wishes of the deceased or of his family, an order from the Governor or the warrant of a Coroner or of a Justice of the Peace issued in accordance with the law authorising the Council to permit of the exhumation must be attached to the application form.
19. Children under the age of ten years entering the cemetery must be in the charge of some responsible person.
20. Smoking shall not be allowed within the cemetery, nor any fireworks discharged therein.
21. No dogs shall be admitted into the cemetery, and any found there shall be liable to be destroyed.
22. Any person violating the rules of propriety and decorum, or committing a nuisance or trespass, or injuring any tree, shrub, plant or flower border, grave or any erection, or in any way infringing these by-laws shall be expelled from the Cemeteries.

23. No person shall remove any plant, tree, shrub, flower (other than withered flowers, which are to be placed in the receptacles provided by the Council), or any article from any grave without first obtaining a permit from the Council or its representatives.

24. No person unless authorised by Council or its representatives shall pluck any tree, plant, shrub, or flowers growing in any portion of the cemetery.

25. No person shall remove or carry out or attempt to carry out of the cemetery any tree, plant, shrub, flower, earth or other material without the written authority of the Council or its representatives.

26. No person shall promote or advertise or carry on within the cemetery any trade, business, or calling, either by solicitation, distribution of circulars, by cards or otherwise, or by another system of advertising whatsoever, without the written consent of the Council and any person infringing this by-law shall be expelled from the cemetery.

27. No person employed by the Council shall be permitted to accept any gratuity whatsoever nor shall he be pecuniarily interested in any work in the cemetery other than the remuneration he received from the Council and any such person proved guilty of accepting any gratuity or being pecuniarily interested in such work shall be liable to summary dismissal.

28. Any person requiring a Grant of Right of Burial in any part of the cemetery shall apply to the Council in writing specifying the location of the grave. If it is proposed to inter therein the remains of any already deceased person the name of such person must be shown in the application. If the application is approved by the Council a Grant of Right of Burial shall be issued in the form of Schedule "E".

29. No brick grave or vault shall be constructed in any plot in respect of which a Grant of Right of Burial has been issued without the authority of the Council first obtained, and subject also to the approval by the said Council of the plans and specifications of the proposed work and the execution thereof.

30. Every such grant of Right of Burial shall be subject to the by-laws for the time being in force, and no interment in any such grave or vault shall be allowed unless upon production of the grant aforesaid, nor shall any such grave or vault be opened unless with the consent of the Council.

31. Every such coffin placed in any such grave or vault shall be bricked in, cemented, and any space surrounding such coffin to be filled with charcoal, dry earth, or other suitable material and covered with a slab of stone, slate or iron, unless special written exemption be obtained from the Council.

32. In the event of such exemption being obtained from the Council each coffin placed in any brick grave or vault shall be properly lead lined and hermetically sealed.

33. Any person desiring to place or erect, or to alter or add to any monument, tombstone, or enclosure in any part of the cemetery must first obtain the written consent and approval of the Council, and otherwise comply with section 23 of the Cemeteries Act.

34. Every tombstone, monument, or enclosure shall be placed on proper and substantial foundations, which if required by the Council or its officers, shall extend to the bottom of the grave.

35. The materials used in every such erection shall be subject to the approval of the superintendent or other officer appointed by the Council, and any material rejected shall be immediately removed from the cemetery by the contractor for the erection. All refuse or other rubbish remaining after the work is completed shall be immediately removed from the cemetery by the person causing the same.

36. Should any work by masons or others be not completed before a Sunday, they shall be required to leave the work in a neat and safe condition, to the satisfaction of the superintendent.

37. Monumental masons and other tradesmen shall before commencing work within the cemetery deposit with the secretary the sum of \$2, which shall be forfeited if the provisions of either of the two preceding by-laws be not complied with to the satisfaction of the secretary.

38. Monumental masons shall not be permitted to carry on work within the Cemetery during other than the hours specified for the opening and closing of the gates on week days, Saturday and Sunday excepted, when no work is to be done from noon on Saturday to the opening of the gates on the Monday morning, without the written consent of the Council.

39. All materials required in the erection and completion of any work shall, as far as possible, be prepared before being taken to the Cemeteries, and all materials required by tradesmen shall be admitted at the main entrance and no vehicle conveying any such materials with wheels less than four inches broad shall be permitted to enter the Cemeteries.

40. No sand, earth or other material shall be taken from any part of the cemetery for use in the erection of any monument or other work except with the written approval of the Council.

41. Subject to the approval of the Council, each applicant for an order for burial shall, within three months from the date of the application cause to be placed on the grave a number plate bearing the number of the grave or vault.

42. No catacomb shall be allowed.

43. No wooden fence, railing, cross or other wooden erection shall be allowed on or around any grave or vault except by special permission of the Council.

44. No trees or shrubs shall be planted on any grave except such as shall be approved by the superintendent.

45. All workmen, whether employed by the Council or by any other person, shall at all times whilst within the boundaries of the cemetery, be subject to the supervision of the secretary, and shall obey such directions as that officer may find necessary to give; and any workmen committing any breach of these regulations and by-laws, or refusing or neglecting to comply with any directions of the secretary, shall be removed from the cemetery.

46. Licenses for grave dressing or decorating may be issued by the Council, and licenses are to be renewed annually in the month of July.

47. Any person taking part in dressing or attending to any grave shall comply with the following rules:—

- (a) No rubbish, soil, sand, or other material removed in dressing a grave shall be placed on any other grave, and if placed on any adjoining ground shall be removed immediately the work is completed.
- (b) No sand, soil or loam shall be taken from any portion of the cemetery for the purpose of dressing any grave, except with the permission of the secretary.
- (c) The dressing of all graves, and wheeling and carting of any material shall be subject to the supervision of the secretary.
- (d) Work in all cases to be carried on with due despatch only during regulation hours.

48. The Council may decorate graves from time to time, when desired by the grantees to do so. If the grantees do not desire the Council to carry out this work, the grantees may either do it themselves or employ any person licensed by the Council for that purpose.

49. No person except the relatives of the deceased, the Council or those licensed by the Council, shall be permitted to decorate the grave.

50. If for the purpose of re-opening a grave, the Council finds it necessary to remove the edging tiles, plants, shrubs, etc., from the grave, the person so ordering the re-opening shall pay to the Council the charges laid down in Schedule "A".

51. Prior to conducting any interment within the cemetery or making use of the cemetery for any purpose connected with interments, every undertaker shall pay to the Council an annual fee as prescribed in Schedule "A", and shall receive a permit to hold good, during good behaviour, until the first day of July next following, and unless in possession of such a permit no undertaker shall be allowed to engage in or carry out any duty or work within the cemetery.

52. Notwithstanding anything contained in these by-laws to the contrary, permission may be granted to the Defence Department of the Commonwealth to erect headstones on the graves of deceased soldiers without the payment of any fees.

53. Free ground may be granted if it is proved to the satisfaction of the Council:—

- (a) that the deceased was a returned soldier, and that he died as a result of injuries in war; and
- (b) that the relatives of the deceased are in necessitous circumstances.

Provided that such grant shall be made subject to the conditions that only the remains of deceased soldiers shall be interred in the grave.

54. Any person violating the rules of propriety and decorum, or committing any nuisance or trespass, or injuring any tree, shrub, flower border, grave or any erection, or in any way infringing these by-laws shall be expelled from the cemetery.

55. Any person committing any breach of any by-laws or regulations or any other rules, regulations or by-laws lawfully made under the authority of any Act relating to cemeteries, shall for every offence be liable to a penalty not exceeding ten dollars, and in case of a continuing breach, a further sum not exceeding two dollars for every day during which such breach continues.

56. Any person committing a breach of any by-laws in the cemetery shall, in addition to being liable to a penalty under any by-law, be liable to be forthwith removed from the cemetery by the Council or the Superintendent or other employee of the Council, or by any police constable. If such person resists removal, or if and as often as such person so removed shall, unless with the consent of the superintendent, again enter the cemetery within 24 hours of his removal therefrom, he shall be liable to a penalty not exceeding ten dollars.

57. Grants of Right of Burial shall be in the form of Schedule "E".

58. From the date of coming into operation of these by-laws, all previous by-laws relating to the Dowerin and Minnivale Public Cemeteries are hereby repealed.

Shire of Dowerin.

Schedule "A".

Dowerin and Minnivale Cemeteries.

SCALE OF FEES AND CHARGES PAYABLE TO THE COUNCIL.

1. On application for an Order for Burial the following fees shall be payable in advance:—

(a) In all ground—	\$
For interment in grave six feet deep	30.00
For interment of any child under 10 years in grave six feet deep	20.00
For interment of any stillborn child	10.00
(b) On application for a "Form of Grant of Right of Burial" for—	
Land, 8 ft. x 4 ft., where directed by Council	6.00
Land, 8 ft. x 8 ft., where directed by Council	12.00
Land, 8 ft. x 12 ft., where directed by Council	18.00
Land, 8 ft. x 4 ft., selected by Applicant	8.00
Land, 8 ft. x 8 ft., selected by Applicant	16.00
Land, 8 ft. x 12 ft., selected by Applicant	24.00

2. If graves are required to be sunk deeper than six feet, the following additional charges shall be payable:—

For first additional foot	2.00
For second additional foot	4.00
For third additional foot	6.00
and so on in proportion for each additional foot.	

3. For re-opening any grave—

For each interment	30.00
For each interment of a child under 10 years of age	20.00
For each interment of a stillborn child	10.00
For removal of edging tiles, plants, grass, shrubs, etc., according to time required, per man per hour at	1.50

4. Extra Charges for—

(a) Interment without due NOTICE under by-law 6 (all graves)	10.00
(b) Interment not in usual Hours as prescribed by By-law 15—	
Monday to Friday	6.00
Saturday, Sunday and Public Holidays	10.00
(c) For late arrival at cemetery gates of funeral as per By-law 16	1.00
(d) Fee for exhumation (additional Charges)	10.00
(e) Re-opening grave for exhumation	30.00
(f) Re-opening grave for exhumation of child under 10 years of age	20.00
(g) Re-interment in new grave after exhumation	30.00
(h) Re-interment in new grave after exhumation, child under 10 years of age	20.00

5. Miscellaneous Charges—

Registration of Transfer of Right of Burial	0.50
For copy of Right of Burial	0.50
For grave No. plate	1.50
Undertakers' annual license fee	10.00
Undertakers' single license fee	2.00
Grave reservation fee	3.00
Making a search in register	0.50
Copy of By-laws	0.50
Permission to erect headstone not exceeding 2 ft. 6 in. in height and \$10 in value	2.00
Permission to erect other headstones	4.00
Permission to erect kerbing	1.00
Permission to erect monument	4.00
Permission to erect name plate	0.50

Shire of Dowerin.

Schedule "B".

Dowerin and Minnivale Cemeteries.

FORM OF INSTRUCTION FOR GRAVE AND APPLICATION FOR ORDER OF BURIAL.

Answers to the following questions to be supplied at the time of making application:—

Date of application.....19.....

Name of deceased.....

Age of deceased.....

Last place of residence of deceased.....

Place where death occurred.....

Date of death.....

Rank or occupation of deceased.....

Birthplace of deceased.....

Nature of the disease, or supposed cause of death.....

What denominational ground.....

What compartment..... What section.....

No. of grave on plan..... Is it a public grave?.....

Is it a private grave?.....

Is the ground to be selected by applicant or by Council.....

Size of ground.....

Is a grant required, and if so, to whom?.....

If already granted, give number of grant and name of grantee.....

.....

Length and width of coffin.....

Depth of grave.....

Is it the first interment in the grave?.....

Date of last interment in the grave.....

Date of burial.....

At what hour, and if unusual or extra.....

Name of minister or person to officiate at grave.....

From where is the funeral to start?.....

Name of undertaker.....

Name in full and signature of person making application.....

.....

Occupation..... Address.....

Application received this.....day....., 19.....

at.....o'clock.....m.

No. of Burial Order..... No. in Registrar of Burials.....

No. in denominational book..... No. of Receipt.....

No. of Grant.....

NOTE: If a free interment is required, specify the name of the Magistrate signing order and date thereof.

Shire of Dowerin.

Schedule "C".

Dowerin and Minnivale Cemeteries.

FORM OF ASSIGNMENT OF RIGHT OF BURIAL.

I, of in consideration of dollars and cents paid to me by (1) of (2) do hereby assign unto the said (1) the right of burial in that piece of ground (description of ground so as to identify) which was granted to me (or to of deceased, of whose will I am the executor, as the case may be) for the term of 50 years by a deed of grant bearing date, the day of and all my estate and interest therein, to hold the same, unto the said (1) for the remainder of the period for which the same was granted, subject to the conditions on which I hold same.

Given under my hand and seal this day of

Entered.....

N.B. Enter where applicable.

- (1) Name in full.
- (2) Address and description in full.

Schedule "D".

Shire of Dowerin.

Dowerin and Minnivale Cemeteries.

FORM OF ORDER FOR BURIAL.

Date of Application.....

No. of Application.....

THE remains of Late of deceased, may be interred in grave No....., compartment section..... of the land..... appropriated to the..... denomination.

The time fixed for the burial is.....o'clock in thenoon..... on theday of....., 19.....

Dated thisday of....., 19.....

Secretary.

I, the undersigned, certify that a coffin purporting to contain the above remains was interred in the above ground on the..... day of , 19.....

Dated this day of , 19.....

Superintendent.

Schedule "E".

Shire of Dowerin.

Dowerin and Minnivale Cemeteries.

GRANT OF RIGHT OF BURIAL.

No.....
No. of Application.....
No. of Receipt.....
No. of Burial Register.....

BY virtue of the Cemeteries Act, 1897-1957, and amendments, the Council of the Dowerin and Minnivale Cemeteries, in consideration of the sum of..... paid to them by hereinafter called the Grantee of..... hereby grant to the said Grantee the right of burying bodies in the piece of ground eight feet long.....feet broad, lying within the portion of the said cemetery appropriated for the burial of adherents to the..... church and numbered compartment section on the plan..... of the cemetery made in pursuance of the said Act. To hold the same to the said grantee for the period of fifty years from the date hereof for the purpose of burials only.

This grant issued subject to all by-laws and regulations now and hereinafter in force, made, or to be made under the above Act, or any future Act or Acts. In witness whereof the Common Seal of the said Council was hereto affixed at a meeting of the abovementioned Council held on the..... day of, 19.....

On behalf of the Council,
.....
President.
.....
Secretary.

Entered.....
This grant must be produced before any grave can be re-opened.

The Common Seal of the Municipality of the Shire of Dowerin was hereto affixed this 27th day of November, 1969, in the presence of—

[L.S.]

W. R. HAGLOOM,
President,
A. READ,
Shire Clerk.

Recommended—

L. A. LOGAN,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 14th day of January, 1970.

W. S. LONNIE,
Clerk of the Council.

METRIC CONVERSION ACT, 1972-1973.

(Section 6).

NOTICE.

LG. 528/74.

I, EDGAR CYRIL RUSHTON, being the Minister administering the Cemeteries Act, 1897-1972, in exercise of the powers conferred under Section 6 of the Metric Conversion Act, 1972-1973 with the approval of the Lieutenant Governor and Administrator do hereby amend the Dowerin and Minnivale Cemeteries (Reserves 16736 and 14985) By-laws made by the Council of the Municipality of the Shire of Dowerin published in the *Government Gazette* on the ninth day of February, 1970 in the manner set out in the Schedule to this Notice with effect on and from the day that this Notice is published in the *Government Gazette*.

Dated this 18th day of November, 1974.

E. C. RUSHTON,
Minister for Local Government.

Schedule.

Provision Amended.	Amendment.
By-law 9	Delete "six feet" in line 1, substitute "1.8 metres".
By-law 9	Delete "three feet" in line 2, substitute "1 metre".
By-law 17	Delete "five miles per hour" in line 4, substitute "8 kilometres per hour".
By-law 39	Delete "four inches" in line 4, substitute "100 millimetres".
Schedule "A"	Delete "six feet" in line 2 in paragraph (a) of Clause 1, substitute "1.8 metres".
Schedule "A"	Delete "six feet" in line 3 in paragraph (a) of Clause 1, substitute "1.8 metres".
Schedule "A"	Delete "8 ft x 4 ft" in line 2 in paragraph (b) of Clause 1, substitute "2.4 metres x 1.2 metres".
Schedule "A"	Delete "8 ft x 8 ft" in line 3 in paragraph (b) of Clause 1, substitute "2.4 metres x 2.4 metres".
Schedule "A"	Delete "8 ft x 12 ft" in line 4 in paragraph (b) of Clause 1, substitute "2.4 metres x 3.6 metres".
Schedule "A"	Delete "8 ft x 4 ft" in line 5 in paragraph (b) of Clause 1, substitute "2.4 metres x 1.2 metres".
Schedule "A"	Delete "8 ft x 8 ft" in line 6 in paragraph (b) of Clause 1, substitute "2.4 metres x 2.4 metres".
Schedule "A"	Delete "8 ft x 12 ft" in line 7 in paragraph (b) of Clause 1, substitute "2.4 metres x 3.6 metres".
Schedule "A"	Delete "six feet" in line 1 of Clause 2, substitute "1.8 metres".
Schedule "A"	Delete "foot" in line 3 of Clause 2, substitute "300 millimetres".
Schedule "A"	Delete "foot" in line 4 of Clause 2, substitute "300 millimetres".
Schedule "A"	Delete "foot" in line 5 of Clause 2, substitute "300 millimetres".
Schedule "A"	Delete "foot" in line 6 of Clause 2, substitute "300 millimetres".
Schedule "A"	Delete "2 ft 6 in" in line 10, of Clause 5, substitute "75 centimetres".
Schedule "E"	Delete "eight feet" in line 10, substitute "2.4 metres".
Schedule "E"	Delete "feet" in line 10, substitute "metres".

Approved by his Excellency the Lieutenant Governor and Administrator in Executive Council this 27th day of November, 1974.

F. P. KNIGHT,
Clerk of the Council.

METRIC CONVERSION ACT, 1972-1973.

(Section 6.)

NOTICE.

LG. 528/74.

I, EDGAR CYRIL RUSHTON, being the Minister administering the Local Government Act, 1960-1973, in exercise of the powers conferred under Section 6 of the Metric Conversion Act, 1972-1973, with the approval of the Lieutenant Governor and Administrator do hereby amend the Building By-law made by the Council of the Municipality of the Shire of Dowerin published in the *Government Gazette* on the twenty seventh day of October, 1960 in the manner set

	\$
Where removal of kerbing, tiles, grass, etc, is necessary according to time required—per man hour at	2.50
(b) Any brick grave	16.00
(c) Any vault, according to work required from	16.00
5. Extra charges for:—	
(a) Interment without due notice under By-law 4	2.10
(b) Interment not in usual hours as prescribed by By-law 13—Monday to Friday	2.10
Saturday, Sundays and Public Holidays	8.40
(c) Late arrival at Cemetery gates	2.10
(d) Exhumations	8.40
6. Miscellaneous charges:—	
Permission to construct brick grave or vault	8.00
Permission to erect kerbing only	2.10
Permission to erect a headstone and kerbing	8.00
Permission to erect a monument	8.00
Permission to erect any nameplate	0.50
Copy of "Grant of Right of Burial"	0.50
Grave number plate	2.00
Undertaker's annual license fee	8.40
Minister's fee for each interment	4.00
Making a search in register	0.10
Copy of by-laws	0.50

Dated this 5th day of May, 1978.

The Common Seal of the Municipality was hereto affixed in the presence of:

[L.S.]

K. G. TOPHAM,
Shire President.
I. W. STUBBS,
Shire Clerk.

Recommended:—

E. C. RUSHTON,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council on 7th June, 1978.

R. D. DAVIES,
Clerk of the Council.

CEMETERIES ACT, 1897-1978.

The Municipality of the Shire of Dowerin.

Dowerin and Minnivale Cemeteries (Reserves 16736 and 14985) By-laws Amendments.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality as Trustees of the Dowerin and Minnivale Cemeteries, records having resolved on the 21st day of February, 1978, to make and submit for confirmation by the Governor the following amendments to the Cemetery By-laws of the Dowerin and Minnivale Cemeteries as published in the *Government Gazette* on the 9th of February, 1970, and amended by notification in the *Government Gazette* on the 6th day of December 1974, namely:—

1. By deleting schedule A.
2. Inserting in lieu thereof the following schedule A.

Schedule A.

Dowerin and Minnivale Cemeteries.

Scale of Fees and Charges Payable to the Council.

1. On application for an Order for Burial the following fees shall be payable in advance:—

(a) In all ground—	
	\$
For interment in grave 1.8 metres deep	50.00
For interment of any child under 10 years in grave 1.8 metres deep	35.00
For interment of any stillborn child	20.00
(b) On application for a "Form of Grant of Right of Burial" for	
Land 2.4 metres x 1.2 metres where directed by Council	12.00
Land 2.4 metres x 2.4 metres where directed by Council	24.00
Land 2.4 metres x 3.6 metres where directed by Council	36.00
Land 2.4 metres x 1.2 metres selected by Applicant	16.00
Land 2.4 metres x 2.4 metres selected by Applicant	32.00
Land 2.4 metres x 3.6 metres selected by Applicant	48.00

	\$
2. If graves are required to be sunk deeper than 1.8 metres, the following additional charges shall be payable:—	
For each additional 300 millimetres	4.00
For second additional 300 millimetres	8.00
For third additional 300 millimetres	12.00
and so on in proportion for each additional 300 millimetres	
3. For re-opening any grave—	
For each interment	50.00
For each interment of a child under 10 years of age	35.00
For each interment of a stillborn child	20.00
For removal of edging tiles, plants, grass, shrubs etc., according to time required per man per hour at	7.00
4. Extra Charges for—	
(a) Interment without due NOTICE under by-law 6 (all graves)	10.00
(b) Interment not in usual Hours as prescribed by By-law 15—	
Monday to Friday	15.00
Saturday, Sunday and Public Holidays	20.00
(c) For late arrival at cemetery gates of funeral as per By-law 16	1.00
(d) Fee for exhumation (additional Charges)	15.00
(e) Re-opening grave for exhumation	50.00
(f) Re-opening grave for exhumation of child under 10 years of age	35.00
(g) Re-interment in new grave after exhumation	50.00
(h) Re-interment in new grave after exhumation, child under 10 years of age	35.00
5. Miscellaneous Charges—	
Registration of Transfer of Right of Burial	0.50
For copy of Right of Burial	0.50
For grave No. plate	3.50
Undertakers' annual license fee	20.00
Undertakers' single license fee	5.00
Grave reservation fee	5.00
Making a search in register	1.00
Copy of By-laws	0.50
Permission to erect headstone not exceeding 75 centimetres in height and \$10 in value	2.00
Permission to erect other headstones	4.00
Permission to erect kerbing	1.00
Permission to erect monument	4.00
Permission to erect name plate	0.50

The Common Seal of the Municipality was hereunto affixed this sixteenth day of May, 1978, in the presence of—

[L.S.]

W. R. HAGBOOM,
President.

ALEX READ,
Shire Clerk.

Recommended—

E. C. RUSHTON,
Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 7th day of June, 1978.

R. D. DAVIES,
Clerk of the Council.

STOCK DISEASES (REGULATIONS) ACT, 1968-1976.

Department of Agriculture,
South Perth, 7th June, 1978.

HIS Excellency the Governor in Executive Council acting under the provisions of section 13 of the Stock Diseases (Regulations) Act, 1968-1976, has been pleased to make the regulations set forth in the schedule below and pursuant to an Order in Council made pursuant to subsection (1) of that section the said regulations shall take effect on and from the 19th day of June, 1978.

E. N. FITZPATRICK,
Director of Agriculture.

Schedule.

REGULATIONS.

1. These regulations may be cited as the Bluetongue (CSIRO Strain 19) Regulations, 1978.

2. These regulations shall, pursuant to an Order in Council made under subsection (1) of section 13 of the Act, take effect on and from the 19th day of June, 1978.

CEMETERIES ACT 1897 (AS AMENDED).

The Municipality of the Shire of Dowerin.

Dowerin and Minnivale Cemeteries (Reserves 16736 and 14985).

By-laws.

IN pursuance of the powers conferred upon it by the abovementioned Act and all other powers enabling it, the Council of the abovementioned Municipality as Trustees of the Dowerin and Minnivale Cemeteries, records having resolved on 16 October 1984, to make and submit for confirmation by the Lieutenant-Governor and Deputy of the Governor the following amendments to the Cemetery By-laws of the Dowerin and Minnivale Cemeteries as published in the *Government Gazette* on 9 February 1970, and amended by notification in the *Government Gazette* on 6 December 1974 and 16 June 1978, namely:—

1. After the word "fine" in line 3 of By-law 16, delete "of \$1" and add, "in accordance with Schedule 'A', part 4 'Extra Charges'".
2. Delete the words "five miles" in line 4 of By-law 17 and substitute "eight kilometres".
3. Delete the word "of" in line 5 after the word "permit" in By-law 18.
4. By repealing Schedule "A" of the By-laws and inserting in lieu thereof the following Schedule "A".

Schedule A.

Dowerin and Minnivale Cemeteries.

Scale of Fees and Charges Payable to the Council.

1. On application for an Order for Burial the following fees shall be payable in advance:—

	\$
(a) In all ground—	
For interment in grave 1.8 metres deep	85.00
For interment of any child under 10 years in grave 1.8 metres deep	50.00
For interment of any stillborn child	30.00
(b) On application for a "Form of Grant of Right of Burial" in private ground including the issue of a Grant.	
Land 2.4 metres x 1.2 metres where directed by Council	85.00
Land 2.4 metres x 2.4 metres where directed by Council	100.00
Land 2.4 metres x 3.6 metres where directed by Council	125.00
Land 2.4 metres x 1.2 metres selected by Applicant	100.00
Land 2.4 metres x 2.4 metres selected by Applicant	125.00
Land 2.4 metres x 3.6 metres selected by Applicant	140.00
2. If graves are required to be sunk deeper than 1.8 metres, the following additional charges shall be payable:—

For each additional 300 millimetres	10.00
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3. For Re-opening any grave:—

For each interment	85.00
For each interment of a child under 10 years of age	50.00
For each interment of a stillborn child	30.00
For removal of edging tiles, plants, grass, shrubs etc, according to time required per man per hour at	10.00
4. Fixed Charges:—

(a) Interment without due NOTICE under By-law 6 (all graves)	20.00
(b) Interment not in usual Hours as prescribed by By-law 15—	
Monday to Friday	30.00
Saturday, Sunday and Public Holidays	60.00
(c) For late arrival at cemetery gates of funeral as per By-law 16	5.00
(d) Fee for exhumation (additional charges)	15.00
(e) Re-opening grave for exhumation	85.00
(f) Re-opening grave for exhumation of child under 10 years of age	50.00
(g) Re-interment after exhumation	85.00
(h) Re-interment after exhumation of child under 10 years of age	50.00
5. Miscellaneous Charges:—

Registration of Transfer of Right of Burial	2.00
For Copy of Right of Burial	5.00
For grave No. plate	5.00
Undertakers' annual licence fee	25.00
Undertakers' single interment licence fee	5.00
Grave reservation fee	10.00
Making a search in register (including copy)	5.00
Copy of By-laws	1.00
Permission to erect headstone not exceeding 75 centimetres in height and \$10 in value	5.00
Permission to erect other headstones	10.00
Permission to erect kerbing	5.00
Permission to erect monument	10.00
Permission to erect name plate	1.00

	\$
6. Disposal of Ashes (Niche Wall)—Dowerin Cemetery only.	
(a) Interment under prior grant of Right of Burial	20.00
(b) Single Niche including tablet and standard inscription	100.00
(c) Double Niche including first standard inscription only	200.00
(i) Second inscription	37.00

The Common Seal of the Municipality was hereunto affixed this 1 November 1984, in the presence of—

[L.S.]

S. A. MACNAMARA,
President.

ALEX READ,
Shire Clerk.

Recommended—

JEFF CARR,
Minister for Local Government.

Approved by the Lieutenant-Governor and Deputy of the Governor in Executive Council this 22nd day of January, 1985.

R. G. COOPER,
Clerk of the Council.

DOG ACT 1976.

The Municipality of the Shire of Peppermint Grove By-Law Relating to Dogs.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it the Council of the abovementioned municipality, hereby records having resolved on 21 day of August 1984, to make and submit for confirmation by the Lieutenant-Governor and Deputy of the Governor the following amendment to its by-law relating to dogs which was published in the *Government Gazette* on 30 December 1983.

The by-law is to be amended as follows:—

By deleting Clause 15 and replacing it with a new Clause 15 in lieu thereof.

Clause 15 to read as follows:—

15. (1) The owner or occupier of premises within the district on which a dog is kept shall cause the portion of those premises on which the dog is kept to be fenced in a manner capable of confining the dog to that portion and in accordance with the provisions of this clause.
- (2) The fence used to confine a dog shall be of a type which, having regard to the species, age, size and physical condition of the dog, prevents the dog from passing over, under or through the fence.
- (3) If there is a gate in the fence the gate shall—
 - (a) be kept closed at all times except when the dog is not kept on the premises;
 - and
 - (b) be fitted with—
 - (i) an efficient self closing mechanism;
 - (ii) an efficient self-latching mechanism attached to the inside of the gate;
 - (iii) a mechanism which enables the gate to be permanently locked.
- (4) In this clause the term "fence" includes a wall.

Dated the 26th day of October, 1984.

The Common Seal of the Shire of Peppermint Grove was hereunto affixed by authority of a resolution of the Council in the presence of—

[L.S.]

A. B. CRAIG,
President.

G. D. PARTRIDGE,
Shire Clerk.

Recommended—

JEFF CARR,
Minister for Local Government.

Approved by the Lieutenant-Governor and Deputy of the Governor in Executive Council this 22nd day of January, 1985.

R. G. COOPER,
Clerk of the Council.