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PERTH MARKET ACT 1926

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**PERTH MARKET  
BY-LAWS 1990**



PERTH MARKET ACT 1926

INTERPRETATION ACT 1984

## PERTH MARKET BY-LAWS 1990

Made by the Perth Market Authority and approved and confirmed by His Excellency the Governor in Executive Council.

### PART 1—PRELIMINARY

#### Citation

1. These by-laws may be cited as the *Perth Market By-laws 1990*.

#### Commencement

2. These by-laws shall come into operation on 1 January 1991.

#### Interpretation

3. (1) In these by-laws, unless the contrary intention appears—
  - “authorized person” means a person authorized by the Authority;
  - “central trading area” means that part of the public market that is included in the building used by occupiers for the purposes of the sale or display of general produce;
  - “common area” means the area of the public market that comprises roads, parking areas and access areas that are open to the public but does not include the area of the public market comprised in the premises of occupiers;
  - “forklift” means a vehicle propelled by mechanical means that is designed to lift and move goods and produce;
  - “form” means a form in Schedule 2;
  - “inspector” means a person appointed by the Authority under section 10 of the Act;
  - “manager” means the person appointed by the Authority under section 10 of the Act;
  - “occupier” means a person who is an occupier of premises in the public market;
  - “the public market” means the market established pursuant to section 11 of the Act.

(2) Cut flowers, meat and fish are prescribed as "general produce" for the purposes of the meaning of the term "general produce" in section 1A of the Act.

(3) In sub-bylaw (2) "fish" means any kind of fish, crustacea or marine animal which has not been subjected to any process other than freezing.

## PART 2—THE AUTHORITY

### Common seal

4. The common seal of the Authority shall be in the form of 2 concentric circles containing the words "Common Seal" in the space enclosed by the circles and the name of the Authority between the circles.

### Custody of seal

5. The manager shall hold the common seal in safe custody and available for use as authorized by these by-laws.

### Affixing of common seal

6. (1) The manager may affix the common seal to all documents and classes of documents which the Authority has authorized to be sealed with the common seal.

(2) The affixing of the common seal to any document shall be attested by signatures of a member thereof and the manager or in the absence of the manager by 2 members of the Authority.

### Sealing clause

7. Whenever the common seal is affixed to a document the following sealing clause shall be inserted in the document—

" The common seal of the Perth Market Authority was hereto affixed on the        day of 19        by authority of the Authority. "

### Register of affixing common seal

8. The manager shall maintain a register of the use of the common seal in which he shall record in respect of each document to which the common seal is affixed—

- (a) particulars of the nature of the document;
- (b) the date of the document;
- (c) the authority for the affixing of the common seal;
- (d) the names and titles of the persons attesting the affixing of the common seal.

## PART 3—GENERAL

**Market entry restricted to lawful business**

9. A person shall not, whether in a vehicle or not, enter or remain in the public market or in any part thereof except for or in connection with a lawful purpose connected with the public market.

Penalty: \$300.

**Unlawful removal of produce prohibited**

10. A person who unlawfully removes any general produce or other goods from the premises of an occupier or from any other part of the public market commits an offence.

Penalty: \$600.

**Depositing litter prohibited**

11. A person shall not within the public market throw, deposit or leave rubbish, refuse, paper, bottles, glass (broken or otherwise) or litter of any kind except in a receptacle provided for the purpose.

Penalty: \$400.

**Assemblies without permission prohibited**

12. A person who—

- (a) conducts, organizes or takes part in any procession, meeting or assembly in the public market without the prior written consent thereto of the Authority or who conducts, organizes or takes part in any such procession, meeting or assembly in any way contrary to any condition to which such consent was made subject; or
- (b) after being notified that any procession, meeting or assembly in the public market is contrary to any condition to which consent thereto was made subject, continues to conduct, organize or take part in such procession, meeting or assembly, commits an offence.

Penalty: \$500.

**Control of smoking**

13. A person shall not smoke in any area of the public market in which smoking is prohibited pursuant to a notice erected in that area by the Authority.

Penalty: \$200.

**Disorderly behaviour**

14. A person shall not in the public market—

- (a) assault an inspector;
- (b) use abusive or insulting language to an inspector;
- or
- (c) behave in a disorderly manner or in a manner which causes or is likely to cause nuisance or annoyance to any other person.

Penalty: \$1 000.

**Obscene material prohibited**

15. A person shall not in the public market write, print or publish any indecent or obscene words, images, pictures or material of any kind or draw, display, print, publish or engage in the distribution of any indecent or obscene pictures, images, representations, magazines, books or other material of any kind.

Penalty: \$200.

**Restriction on signs**

16. A person shall not without the prior written consent of the Authority affix, paint or otherwise exhibit or permit to be affixed, painted or otherwise exhibited to or on any part of the public market including the roof, external walls, passageways, stairways and entrances or windows or doors thereof any placard, poster, advertisement, other drawing or writing, sign board, blind, awning, canopy, television or wireless antenna or mast.

Penalty: \$200.

**Restriction of use of alcohol**

17. A person shall not—

- (a) without the prior written consent of the Authority, bring, keep or consume any alcoholic beverage in the public market; or
- (b) enter or remain in the public market when under the influence of alcohol or a drug, to such an extent that the person's judgement is impaired thereby.

Penalty: \$400.

**No obstructions**

18. (1) A person shall not, without the prior written consent of the Authority, place or leave any goods or other thing on a road or footway or in any part of the common area of the public market so as to cause an obstruction therein.

Penalty: \$300.

(2) An occupier shall not, without the prior written consent of the Authority, leave, place or permit or cause to be placed any goods or other thing in or on any road or footway adjacent to the premises occupied by the occupier.

Penalty: \$300.

**Restriction on animals**

19. (1) A person shall not bring or allow any animal into the public market unless the animal is confined to the motor vehicle of that person.

Penalty: \$200.

(2) Sub-bylaw (1) does not apply to a dog used for the purposes of guiding a blind person.

**No interference with Authority property**

20. A person shall not—

- (a) without the prior written consent of the Authority, interfere with any property of the Authority in the public market; or
- (b) damage any property of the Authority in the public market.

Penalty: \$1 000.

**Restrictions on fire hose use**

21. A person shall not—

- (a) interfere with or damage any fire service or related equipment, being the property of the Authority; or

(b) without the permission of the Authority, take water from such fire service or related equipment for purposes other than fire fighting.

Penalty: \$1 000.

#### **Handling of refuse**

22. (1) An occupier shall ensure that any common area adjacent to that occupier's premises is kept clear of rubbish, refuse or other material for a distance not less than 1 m.

(2) An occupier shall cause the receptacles in which such rubbish, refuse and other material are deposited to be made available for collection at the place appointed by the Authority.

(3) A person shall not place any liquid refuse in a receptacle provided pursuant to this by-law.

(4) A person who contravenes sub-by-law (1), (2) or (3) commits an offence.

Penalty: \$300.

#### **Expectorating, urinating, defecating prohibited**

23. A person shall not, in the public market, expectorate, urinate or defecate except in the appropriate toilet facilities provided by the Authority and shall, after using those facilities, leave them clean and flushed except where flushing is done automatically.

Penalty: \$1 000.

### **PART 4—CONTROL OF TRADING**

#### **Solicitation of business**

24. (1) A person shall not, in or upon any of the common area of the public market, without the prior written consent of the Authority, solicit business of any kind.

Penalty: \$200.

(2) A person, other than an employee of the occupier, shall not, in or upon the premises of an occupier, without the consent of the occupier, solicit business or cause or permit business to be solicited for any purpose otherwise than for or in connection with the business of the occupier.

Penalty: \$200.

#### **Sales and purchases**

25. (1) A person who is not an occupier or an agent or an employee of an occupier shall not, except with the prior written consent of the Authority, sell or offer to sell within the public market any general produce or other goods or merchandise.

Penalty: \$400.

(2) A person shall not, without the prior written consent of the Authority, buy or offer to buy in the public market any general produce or other goods or merchandise except on and from a portion of the public market that are premises of an occupier.

Penalty: \$400.

**Minimum sales**

26. An occupier shall not in the central trading area sell any general produce in an amount less than the amount specified in relation to that kind of produce in Schedule 3.

Penalty: \$400.

**Duties of an occupier acting as an agent**

27. (1) The provisions of this by-law are in addition to the obligations imposed by law upon a person acting as an agent for a principal.

(2) An occupier by whom general produce is received for the sale thereof as agent for another person ("the principal") shall within 7 days of the receipt thereof by the occupier, forward to the principal a receipt specifying—

- (a) an accurate description of the general produce so received;
- (b) the quantity thereof;
- (c) the date of its receipt;
- (d) the quantity thereof (if any) considered by the occupier to be unfit for sale and the reason therefor.

(3) Within 7 days of the sale of any general produce delivered to the occupier in terms of sub-bylaw (1) an occupier shall—

- (a) forward to each buyer of the general produce an invoice specifying—
  - (i) the buyer by name or code;
  - (ii) an accurate description of the general produce sold thereto;
  - (iii) the quantity thereof;
  - (iv) the price payable therefor;
  - (v) the terms of payment thereof;

- (b) forward to the principal in respect of the general produce sold to each buyer, a sale note specifying—

- (i) the principal by name;
  - (ii) the date of sale of the general produce;
  - (iii) an accurate description of the general produce so sold;
  - (iv) the quantity thereof;
  - (v) the price paid or payable therefor;
- and
- (vi) the charges payable by the principal to the occupier in respect of the sale of the general produce, the respective amounts and details of any amounts deducted by the occupier in respect thereof from moneys otherwise due to the principal from the sale of the general produce.

(4) The price payable by a buyer for any general produce purchased by that buyer from that occupier as disclosed under sub-bylaw (3) (a) (iv) shall at all times be equal to the price payable therefor to the principal in respect thereof as disclosed in terms of sub-bylaw (3) (b) (v).

(5) An occupier shall keep and maintain in respect of all transactions entered into by him as agent for a principal pursuant to sub-bylaw (2), copies of all receipts, invoices and sale notes issued pursuant to this by-law and in addition thereto shall maintain in respect of all such transactions proper records, books and accounts.

(6) Copies of all receipts, invoices and sale notes and the records, books and accounts required to be kept and maintained pursuant to this by-law shall be kept by the occupier in safe custody for a period of not less than 12 months after the transaction to which such documents relate.



(7) The manager or other person authorized by the Authority may at any time during normal business hours—

- (a) require an occupier to produce copies of the receipts, invoices, sale notes, books, records and accounts required to be kept and maintained by the occupier in accordance with this by-law;
- (b) inspect or take or both inspect and take copies or extracts of any of the receipts, invoices, sale notes, books, records and accounts required to be kept and maintained by the occupier in accordance with this by-law.

(8) An occupier who—

- (a) fails to comply with any of the provisions of this by-law;
- (b) when requested by the manager or other authorized person to produce any receipt, invoice, sale note, record, book or account required to be maintained and kept pursuant to this by-law, fails to do so; or
- (c) hinders or obstructs the manager or other authorized person from exercising any power conferred on him by this by-law,

commits an offence.

Penalty: \$2 000.

#### **Occupier to disclose when acting as principal**

28. (1) An occupier who in the public market enters into any transaction relating to the purchase or sale of general produce as a principal himself or herself or in association with another person—

- (a) shall disclose his interest as such in writing to the other party to the transaction; and
- (b) shall not impose on or deduct from any payment made in respect of the purchase or sale of the general produce any fee, commission or other charge in respect of the transaction.

(2) For the purposes of sub-by-law (1) an occupier is deemed to be in association with another person if in relation to that other person the occupier is—

- (a) the spouse, parent or remoter lineal ancestor, son, daughter or remoter issue, brother or sister of that person;
- (b) a partner of that person;
- (c) a corporation of which that person is an officer;
- (d) where the person is a corporation—an officer of the corporation;
- (e) an officer of any corporation of which the person is an officer;
- (f) an employee or employer of the person;
- (g) an employee of a natural person of whom that person is an employee;
- (h) a corporation whose directors are accustomed or under an obligation whether formal or informal to act in accordance with the directions, instructions or wishes of that person or, where the person is a corporation, of the directors or management of the corporation;
- (i) a corporation in accordance with the directions, instructions or wishes of which, or of the directors or management of which, that person is accustomed or under an obligation, whether formal or informal, to act;
- (j) a corporation in which the person holds a substantial interest;
- (k) where that person is a corporation—a person who holds a substantial interest in the corporation; or
- (l) a person who is, by virtue of the foregoing, an associate of any other person who is an associate of that person (including a person who is an associate of that person by another application or other applications of this paragraph).

(3) An occupier who is engaged or appointed as an agent in respect of the sale or purchase of general produce in the public market shall not in relation to such

engagement or appointment directly or indirectly act for or accept any commission or valuable consideration or advantage of any kind from the other party to the transaction.

(4) An occupier who contravenes or fails to comply with sub-bylaw (1) or (3) commits an offence and is liable on conviction to a penalty of \$2 000 and in addition the court may order that any moneys derived from the transaction by the occupier otherwise than in payment for the general produce shall be paid by the occupier to the other party.

#### **Prohibition on auctions outside public market**

**29.** A person shall not outside the public market—

- (a) in the metropolitan area, sell by auction any general produce;
- (b) in the prescribed area, sell by auction any prescribed produce.

Penalty: \$1 000.

#### **No stalls within 500 metres of public market**

**30.** A person shall not within a distance of 500 metres from any external boundary of the public market, sell any general produce except on and from the premises of that person.

Penalty: \$500.

#### **Prohibition on sales in public market**

**31.** A person shall not—

- (a) in the metropolitan area, sell any general produce;
- (b) in the prescribed area, sell any prescribed produce,

in a public market other than the public market except with the prior written consent thereto of the Authority.

Penalty: \$1 000.

#### **Wholesale sales by agent prohibited outside public market**

**32.** A person shall not outside the public market—

- (a) in the metropolitan area, sell by wholesale any general produce;
- (b) in the prescribed area, sell by wholesale any prescribed produce,

by an agent.

Penalty: \$1 000.

### **PART 5—CONTROL OF VEHICLES**

#### **Interpretation**

**33.** In this Part, unless the contrary intention appears—

“no parking area” means any area within the public market in which the parking of vehicles is prohibited in terms of a sign or inscription erected appurtenant to or painted adjacent to or upon the area;

“no standing area” means any area within the public market in which the standing of vehicles is prohibited in terms of a sign or inscription erected appurtenant to or painted adjacent to or upon the area;

“park” means to permit a vehicle whether attended or not, to remain stationary, except for the purpose of avoiding conflict with other traffic, of complying with the provisions of any law or immediately taking up or setting down persons or goods;

“stand” in relation to a vehicle, means to stop the vehicle and permit it to remain stationary, except for the purpose of avoiding conflict with other traffic or of complying with the provisions of any law.

#### **Certificate of authorization under section 13C (2)**

34. The Certificate issued pursuant to section 13C (2) of the Act shall be in the form specified in Form 3 of Schedule 2.

#### **Times for delivery and collection**

35. (1) The Authority may by notice erected in a conspicuous place in the public market, notify the public of the times during which and the conditions under which general produce may be delivered to and collected from the public market or any part thereof.

(2) A person shall not drive a vehicle or cause a vehicle to be driven into the public market for the purpose of—

- (a) delivering general produce to; or
- (b) collecting general produce from,

the public market or any part thereof except during the periods permitted and subject to the conditions imposed by the Authority for that purpose.

Penalty: \$200.

(3) Where an inspector is satisfied in the circumstances of a particular case that it is not practicable for the delivery or collection of general produce to be effected during the times specified by the Authority for that purpose, the inspector may permit the delivery or collection of general produce to be effected outside those times.

#### **Vehicles entry and exit**

36. (1) The Authority may from time to time appoint places to be used by vehicles entering or departing from the public market, as the case requires, and shall cause signs to be erected or marks or inscriptions to be painted on the roadways in or to the public market indicating the places so appointed.

(2) A person who causes or permits a vehicle—

- (a) to enter the public market except at a place appointed for use by vehicles entering the public market under sub-bylaw (1); or
- (b) to depart from the public market except at a place appointed for use by vehicles departing from the public market under sub-bylaw (1),

commits an offence.

Penalty: \$200.

(3) The Authority may from time to time erect signs or cause lines, notices or symbols to be painted on the roadways in or to the public market specifying the direction and path to be followed by vehicles in any area of the public market and any person who drives a vehicle in a manner contrary to the manner required by such signs, lines, notices or symbols commits an offence.

Penalty: \$200.

#### **Speed limit**

37. Any person who drives a vehicle within the public market or any part thereof at a speed in excess of the maximum speed limits indicated by a sign erected by the Authority commits an offence.

Penalty: \$100.

**Parking**

38. (1) The Authority may from time to time constitute, determine and vary and for that purpose cause to be indicated by painted lines, notices and signs, or any one or more of them—

- (a) areas or bays in the public market in which the parking of vehicles is permitted and the manner, conditions, times and limitations upon the parking of vehicles therein;
- (b) areas or bays in the public market in which the parking of vehicles of a particular class is permitted and the manner, conditions, times and limitations on the parking of vehicles therein;
- (c) areas or bays in the public market in which the parking of vehicles used by a particular person or class of persons is permitted and the manner, conditions, times and limitations on the parking of vehicles therein; and
- (d) areas in the public market in which the standing of vehicles is prohibited.

(2) An inscription on a sign or notice has effect according to its tenor.

(3) Any person who—

- (a) parks a vehicle at any place in the public market other than in an area or bay set aside for the parking of vehicles pursuant to this by-law;
- (b) parks a vehicle in an area or bay set aside for the parking of vehicles, in a manner inconsistent with or contrary to the manner indicated by the painted lines, notices or signs relating to that area or bay or contrary to any condition or limitation so indicated;
- (c) parks a vehicle in an area or bay set aside for the parking of vehicles of a different class to that vehicle;
- (d) parks a vehicle in an area or bay set aside for the parking of vehicles used by a particular person or class of persons when not such a person or within such a class of persons; or
- (e) stands a vehicle in a no standing area,

commits an offence.

Penalty: \$200.

(4) The Authority may issue a sticker or an identification card or both to persons for whom an area has been set aside pursuant to sub-by-law (1) (b) or (c).

(5) A person to whom a sticker or identification card has been so issued, commits an offence if he or she fails to display the sticker or identification card, as the case requires, on the vehicle in respect of which it is issued or fails to produce the sticker or identification card, as the case requires, upon demand made by an inspector.

Penalty: \$100.

**Driver of vehicle to comply with directions of inspector**

39. (1) If directed by an inspector so to do, the driver of a vehicle in the public market shall position the vehicle in such position as is assigned by an inspector.

(2) Any driver who takes up a position other than that assigned to him by an inspector, or after having taken up the position assigned to him by an inspector, refuses to remove the vehicle therefrom when requested so to do by an inspector, commits an offence.

Penalty: \$500.

**Inspector may give directions**

40. (1) Notwithstanding the provisions of these by-laws, an inspector may—
- (a) direct the driver or other person in control of a vehicle, to remove the vehicle from the place where it is then parked or standing to some other place in the public market, irrespective of whether the vehicle was then lawfully or unlawfully parked or standing;
  - (b) direct or permit a person wishing to park or stand a vehicle, to park or stand the vehicle in such place in the public market as shall be nominated by the inspector;
  - (c) direct the driver of a vehicle intending to enter or depart from the public market to do so contrary to the manner required by by-law 38 of these by-laws.

(2) A person who fails to comply with any direction given by an inspector pursuant to sub-by-law (1) commits an offence.

Penalty: \$500.

**Removal of notice prohibited**

41. A person other than the driver or other person in charge of a vehicle allegedly involved in the commission of an offence under these by-laws, shall not remove any infringement notice left in or upon the vehicle by an inspector.

Penalty: \$400.

**Control of forklifts**

42. (1) The Authority may on the receipt of a fee of \$25 issue identification plates in relation to a forklift registered by the Authority.

(2) A person shall not operate a forklift or cause or permit a forklift to be operated in the public market, unless—

- (a) the forklift is registered by the Authority and approved for operation within the public market;
- (b) the person operating the forklift is competent to do so and is the holder of a current registration certificate issued by the Authority therefor;
- (c) the identification plate issued by the Authority in respect of the forklift is at all times affixed to and displayed on the roof of the roll cage of the forklift in a conspicuous place; and
- (d) the forklift is mechanically sound and operated in a safe and proper manner.

(3) A person shall not drive or operate a forklift in the public market unless the person—

- (a) is the holder of a current appropriate Class driver's licence as issued under the *Road Traffic Act 1974*;
- (b) is the holder of a current drivers' registration certificate as issued by the Authority;
- (c) displays in a conspicuous place on his or her person, the forklift driver's identification badge issued in relation to that person by the Authority from time to time;
- (d) operate the forklift in a safe and proper manner.

(3) A person who fails to comply with the provisions of sub-by-law (2) or (3) commits an offence.

Penalty: \$200.

## PART 6—MISCELLANEOUS

**Infringement notices**

43. (1) The offences described in Schedule 1 are prescribed for the purposes of sections 13A to 13C of the Act and the penalty prescribed under the heading "Modified penalty" opposite and corresponding to the offence so described is the penalty payable in respect of the offence under the infringement notice.

(2) An infringement notice shall be in the form of Form 1 in Schedule 2.

(3) A notice withdrawing an infringement notice shall be in the form of Form 2 in Schedule 2.

(4) A certificate issued pursuant to section 13 (2) shall be in the form of Form 3 in Schedule 2.

**Powers of inspectors**

44. (1) An inspector may inspect any general produce or other goods or merchandise being removed from the public market in a vehicle or otherwise and for that purpose may compel the driver of a vehicle to permit the inspector to conduct a search of that vehicle.

(2) A person who—

(a) obstructs or hinders an inspector exercising any power conferred on him by this by-law; or

(b) contravenes or fails to comply with any direction given by an inspector pursuant to this by-law, commits an offence.

Penalty: \$400.

**Inspector may require name and address**

45. (1) An inspector may require of a person reasonably believed by the inspector to have committed an offence against these by-laws, the name and address of that person.

(2) A person who refuses or fails to comply with a requirement of an inspector pursuant to sub-by-law (1) commits an offence.

Penalty: \$400.

**Destruction of produce unfit for sale**

46. (1) Where it appears to an inspector, or other authorized person that any general produce or other goods or merchandise brought into the public market or exposed for sale within the public market are unfit for sale, the inspector may direct the occupier of the premises whereon the general produce or goods or merchandise are offered for sale to cause the same to be destroyed.

(2) A person who refuses or fails to comply with the direction of an inspector or other authorized person pursuant to sub-by-law (1) commits an offence.

Penalty: \$400.

**Repeal**

47. The *Perth Market By-laws 1983* published in the *Government Gazette* on 25 February 1983 are repealed.

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## SCHEDULE 1

## PRESCRIBED OFFENCES FOR THE PURPOSES OF SECTION 13B

By-law	Brief description of offence	Modified penalty
		\$
9	Entering or remaining in the public market without permission .....	25
11	Littering .....	25
12	Conducting, organizing or taking part in an assembly or meeting in the public market without permission .....	50
13	Smoking in a non-smoking area .....	20
14	Behaving in a disorderly manner .....	25
15	Writing or distributing obscene material .....	20
16	Bill posting or writing on a building without permission ....	20
17	Bringing, keeping or consuming any alcoholic beverage or remaining in the public market when intoxicated .....	20
18	Obstructing roads or footways .....	20
19	Bringing an animal into the public market .....	20
20	Interfering with or damaging Authority's property .....	20
22	Littering roads adjacent to premises, failing to provide receptacles for rubbish or keep receptacles in good repair, placing liquid refuse in receptacle .....	25
24	Soliciting outside own premises or those of employer .....	50
25	Selling of general produce by a non-occupier or agent .....	100
26	Buying general produce when not on the premises of an occupier .....	20
Part 5	Offences in which the driving, standing or parking of a vehicle is an element .....	20

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SCHEDULE 2  
NOTICES ISSUED PURSUANT TO SECTION 13B

Form 1

*Perth Market Act 1926*

## INFRINGEMENT NOTICE

No. ....

Date of service .....19.....

1. It is alleged that at about ..... a.m./p.m. on the ..... day of ..... 19....., you contravened the by-law specified and briefly described in item 2.

.....  
Authorized person

2.	By-law No.	Brief description of offence	Modified penalty
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3. You may dispose of this matter either—  
 (a) by payment of the modified penalty within ..... days of the date of this notice; or  
 (b) by having it dealt with by a court.

4. If the modified penalty is not paid within ..... days, court proceedings may be taken against you.

5. Payment may be made by completing item 6 and either posting this form and a cheque, money order or postal note for the amount of the modified penalty specified in item 2, to the Clerk of Petty Sessions, Perth or by delivering this form and paying the amount to the Clerk of Petty Sessions, Perth between the hours of 10.00 a.m. and 3.30 p.m. on Mondays to Fridays.

6. I, .....  
 (Name)

of .....  
 (number and street)

.....  
 (town or suburb)

.....  
 (Postcode)

admit contravening the by-law indicated in this form.

.....  
 (Signature of offender)



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Form 2

*Perth Market Act 1926*

WITHDRAWAL OF INFRINGEMENT NOTICE

No. ....

Date of service .....19.....

To .....  
(Name)

of .....  
(Address)

Infringement Notice No. ....served on  
you on the .....day of .....19..... for the  
alleged contravention of by-law .....is hereby  
withdrawn and no further action will be taken against you in respect of the  
alleged offence.

.....  
Manager

Form 3

*Perth Market Act 1926*

CERTIFICATE ISSUED PURSUANT TO SECTION 13C (2)  
CERTIFICATE

This is to certify that .....  
(Name)

is authorized to give infringement notices pursuant to section 13C of the *Perth  
Market Act 1926*.

The holder of this certificate shall produce this certificate whenever required to  
do so by a person to whom he has given, or is about to give, an infringement  
notice.

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## SCHEDULE 3

(By-law 26)

## MINIMUM SALES

FRUIT		
Apples	} Sales to be in container sizes as marketed by grower	
Bananas		
Grapes		
Mangoes		
Mandarins		
Oranges		
Pawpaw		
Pears		
Stonefruit		
Tamerillo		
Kiwi Fruit		
Avocado		Tray
Grapefruit		Container
Lemons	Container	
Passionfruit	Tray/bag	
Pineapples	3 only	
Strawberries	Tray	
Watermelons	3 only	
Other melons	Tray/container	
VEGETABLES		
Beans	Container (10 kg)	
Broccoli	Container (10 bunches)	
Cabbages	1/2 container (5 only)	
Capsicum	Container	
Carrots	Container (10 kg)	
Cauliflowers	1/2 container (5 only)	
Celery	Container	
Chokos	1/2 container (6 only)	
Corn	Container (20)	
Cucumber	Container (20)	
Lettuce	1/2 container (6)	
Mushrooms	Container	
Onions	Bag	
Peas	Container	
Parsnips	Container	
Potatoes	Container (10 kg)	
Pumpkin	3 only	
Sweet Potatoes	Container (10 kg)	
Tomatoes	Container	
Turnips	Container	
Zucchini	Container	
Butternut	Container	

Container means an 18 litre plastic container generally used for marketing general produce.

Made by the Perth Market Authority by resolution adopted on 5 December 1990.

J. TOMS, Chairman.  
I. MANNING, Secretary.

Approved and Confirmed by His Excellency the Governor in Executive Council.

D. G. BLIGHT, Clerk of the Council.