

Crown Law Department.  
Perth, 5th January, 1965.

THE undermentioned regulations, made under the provisions of the Health Act, 1911, and amended from time to time prior to 5th November, 1964, are reprinted as so amended pursuant to the Reprinting of Regulations Act, 1954, by authority of the Minister for Justice.

R. C. GREEN,  
Under Secretary for Law.

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HEALTH ACT, 1911.

## BACTERIOLYTIC TREATMENT OF SEWAGE REGULATIONS.

*Published in the Government Gazette on the 19th March, 1958, and incorporating the amendments thereto published in the Government Gazette on the 21st December, 1959, and the 9th February, 1961; and reprinted pursuant to the Reprinting of Regulations Act, 1954.*

## HEALTH ACT, 1911-1964.

### Regulations.

1. These regulations may be cited as the Bacteriolytic Treatment of Sewage Regulations, 1958.

2. In these regulations—

"Commissioner" means the Commissioner of Public Health;

"apparatus" includes any apparatus for the bacteriolytic treatment of sewage, and all pipes, drains, fixtures, fittings, closets, buildings, and any source of water on the premises used in connection therewith;

"sewage" includes any kind of sewage, and faecal matter, urine and discharge from any closet, urinal or slop hopper;

"effluent" means the liquid discharge from the bacteriolytic treatment tank.

3. The regulations made under the Health Act, 1911, as amended, dealing with apparatus for the bacteriolytic treatment of sewage, published in the *Government Gazette* on the 14th April, 1927, and amended by notices published in the *Government Gazette* on the 27th September, 1935, and the 22nd February, 1957, are revoked.

### Applications.

4. The owner or person authorised to act on behalf of the owner of any premises whereon it is intended to construct an apparatus shall make application in the prescribed manner for permission to construct the apparatus, and shall pay the prescribed fee.

5. The application shall be in the form of Appendix A to these regulations and shall be accompanied by—

(a) three copies of plans and specifications of the proposed apparatus showing plan and longitudinal section to a scale of not less than half an inch to each foot; and

(b) three copies of a block plan of the premises drawn to a scale not less than one-eighth of an inch to each foot. The block plan shall show—

- (i) the position of all buildings erected or proposed and the position of the proposed apparatus; and
- (ii) the position and dimensions of the closet, the position of the door and pedestal, and details of ventilation; and
- (iii) the position of all drains, pipes, inspection openings, vents, traps and junctions; and
- (iv) the sizes of pipes and fittings and the fall of the drains; and
- (v) details of the effluent disposal system; and
- (vi) the source of water supply to be used in connection with the apparatus.

#### Combined Systems.

6. (1) In this regulation, "combined system" means an apparatus designed to receive household and such other liquid wastes as the Commissioner may approve, as well as sewage.

(2) A person who applies for permission to construct a combined system shall, in addition to complying with the requirements of regulation 5 of these regulations, show on the block plan the position, type and proposed use of all fixtures intended to discharge into the apparatus, and shall also show particulars of all drains, pipes, inspection openings, vents, traps and junctions to be used in connecting the fixtures to the apparatus.

(3) The occupier of any premises whereon there is an apparatus shall not cause or permit any wastes from any business or industry to discharge into an apparatus except with the approval of the Commissioner.

(4) The Commissioner may forbid the discharge of any matter into an apparatus which would interfere with the efficient operation of the apparatus.

#### Disposal of Effluent.

7. (1) Every apparatus shall be provided with works for the disposal of effluent.

(2) The works referred to in subregulation (1) of this regulation shall—

- (a) be constructed so as to comply with the requirements of the local authority;
- (b) be constructed in accordance with the requirements of the Commissioner as shown on the plan and specifications issued with the permit;
- (c) not be constructed so that effluent will be discharged into the ground at a distance less than one hundred feet from any well, stream or underground source of water intended or available for consumption by humans or animals.

#### Inspection and Approval to Use an Apparatus.

8. A person who constructs an apparatus pursuant to a permit issued by the Commissioner, whether as owner or contractor to the owner or otherwise, shall forthwith, after the construction of the apparatus is completed, notify the local authority for the district of the fact.

9. (1) A local authority which has received a notification in accordance with the next preceding regulation shall as soon as reasonably practicable thereafter arrange for the apparatus to be inspected with regard to its compliance with the plans and specifications which relate to the permit under which the construction was undertaken, and the standard of materials and workmanship.

(2) If the apparatus complies with the requirements of subregulation (1) of this regulation, the local authority shall grant approval for the use of the apparatus.

10. A person who gives notice to the local authority in accordance with regulation 8 of these regulations shall prepare the apparatus for inspection at the time set by the local authority or its officer, and in particular shall—

- (a) fill the treatment tank to overflow level with clean water; and
- (b) ensure that all lines of drain, fixtures and fittings are exposed to view, and all inspection openings are unsealed.

### General.

11. A person commits an offence who—
- (a) commences the construction of an apparatus without having first obtained the permission of the Commissioner; or
  - (b) constructs an apparatus which does not comply with the plans and specifications relating to the permits; or
  - (c) uses, or permits another person to use an apparatus which has not been inspected and approved for use by the local authority; or
  - (d) gives false or misleading information in any application; or
  - (e) by any act or omission, does or fails to do any thing forbidden or required of him, as the case may be, by section 107 of the Health Act, 1911, as amended, or by these regulations.

12. The penalty for any breach of these regulations, where not specified by section 107 of the Health Act, 1911, as amended shall be a fine not exceeding £20.

Amended by  
G.G. 21/12/59,  
p. 3441

13. All materials, fixtures and fittings used in the construction of an apparatus before being so used shall be first approved by the Commissioner, except that a fixture or fitting which has been branded in accordance with the by-laws made under the Metropolitan Water Supply, Sewerage and Drainage Act, 1909 (as amended), or the Country Towns Sewerage Act, 1948 (as amended) shall be deemed to have been so approved by the Commissioner for the purpose of these regulations.

### Reduced Capacity Fixtures.

Added by  
G.G. 21/12/59,  
p. 3441.

13A. A person shall not construct an apparatus within the Metropolitan Water, Sewerage and Drainage Area as defined from time to time under the Metropolitan Water Supply, Sewerage and Drainage Act, 1909 (as amended), unless the closet pan and flushing cistern used have been inspected and passed for use in accordance with the provisions of that Act and the by-laws made thereunder.

Added by  
G.G. 21/12/59,  
p. 3442.  
Substituted  
by G.G.  
9/2/61, p. 327.

13B. A person shall not use in the construction of an apparatus a flushing cistern or closet pan having a capacity of less than eight pints, unless—

- (a) the flush pipe has an internal diameter of not less than one and one-half inches, expanded to one and three-quarter inches at the point of connection to the closet pan; and
- (b) the length of drain between the closet pan and the septic tank serving the closet pan, or between the closet pan and any junction with a drain leading from any other fixture in regular or daily use is—
  - (i) in the case of a flushing cistern designed to operate with a flush not exceeding two pints, not longer than eight feet; or
  - (ii) in the case of flushing cistern designed to operate with a flush greater than two pints, not longer than ten feet.

### Fees.

14. The fees to be paid by the applicant to the Commissioner on application for permission to construct an apparatus shall be—
- For apparatus having a capacity of 350 gallons or less—£2;
  - For apparatus having a capacity of over 350 gallons—£3.

15. For each approval to use an apparatus issued by a local authority in accordance with regulation 9 of those regulations, the Commissioner shall pay to the local authority one-half of the fee paid under regulation 14 of these regulations by the applicant to the Commissioner.

16. Where a local authority undertakes a general scheme for the installation of septic tanks in accordance with Part IV of the Health Act, 1911, as amended, the local authority shall pay to the Commissioner one-half of the fees prescribed in regulation 14 of these regulations, and in such case the provisions of regulation 15 do not apply, but if the number of installations in the scheme is 100 or more, the fees to be paid by the local authority to the Commissioner shall be one-quarter of the fees prescribed by regulation 14 of these regulations, and in such case the provisions of regulation 15 do not apply.

Appendix "A."

Health Act, 1911.

APPLICATION FOR PERMISSION TO CONSTRUCT APPARATUS FOR THE BACTERIOLYTIC TREATMENT OF SEWAGE.

To the Commissioner of Public Health, Perth:

I hereby make application for permission to construct an apparatus for the Bacteriolytic Treatment of Sewage upon premises described herein. I am the owner/contractor to the owner.

Owner (block letters).....

Address where apparatus to be constructed: House/Lot No. . . .

Street . . . . . Town . . . . .

Local Authority .....

Number of Occupants of House.....

Type of Apparatus: Sewage only . . . . . Combined . . . . .

Nature of Soil.....

Name of Contractor.....

Plans and specifications required by the regulations are attached hereto and the prescribed fee of £..... is enclosed herewith.

Return plans to.....

Date..... Signature.....

For Office use only.:

Register No.....

Receipt No.....

Capacity: 350 gallons or less/over 350 gallons.

Fee.....

Date approved.....

Note.—Should the owner desire to ensure that all internal fittings and workmanship are in strict accordance with the requirements of the Metropolitan Water Supply, Sewerage and Drainage Department, and will be suitable for use in connection with future main sewerage proposals, he is personally to arrange with the Metropolitan Water Supply, Sewerage and Drainage Department for inspection. All fees or other charges made by the Metropolitan Water Supply, Sewerage and Drainage Department on account of such inspection are to be paid by the owner.