



**WESTERN
AUSTRALIAN
GOVERNMENT
Gazette**

ISSN 1448-949X (print) ISSN 2204-4264 (online)

PRINT POST APPROVED PP665002/00041



PERTH, TUESDAY, 10 FEBRUARY 2015 No. 24 SPECIAL

PUBLISHED BY AUTHORITY JOHN A. STRIJK, GOVERNMENT PRINTER AT 12.30PM

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SPECIAL GAZETTE

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Criminal Procedure Act 2004

Criminal Procedure Amendment Regulations (No. 2) 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Criminal Procedure Amendment Regulations (No. 2) 2015*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

3. Regulations amended

These regulations amend the *Criminal Procedure Regulations 2005*.

4. Regulation 7 amended

In regulation 7 delete “*Road Traffic Act 1974*” and insert:

Road Traffic (Vehicles) Act 2012

N. HAGLEY, Clerk of the Executive Council.

Cross-border Justice Act 2008

Cross-border Justice Amendment Regulations 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Cross-border Justice Amendment Regulations 2015*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

3. Regulations amended

These regulations amend the *Cross-border Justice Regulations 2009*.

4. Regulations 84 and 86 deleted

Delete regulations 84 and 86.

Cross-border Justice Amendment Regulations 2015**r. 5**

5. Regulation 93 replaced

Delete regulation 93 and insert:

93. Section 78A alteredIn section 78A delete the definition of *senior police officer* and insert:*senior police officer*^{1M} means —

- (a) a police officer who is, or is acting as, an inspector or an officer of a rank more senior than an inspector; or
- (b) a police officer of another participating jurisdiction who —
 - (i) is, or is acting as, an inspector or an officer of a rank more senior than an inspector; and
 - (ii) holds a secondary office as a police officer of the State;

6. Regulations 96 to 100 deleted

Delete regulations 96 to 100 inclusive.

Cross-border Justice Amendment Regulations 2015

r. 7**7. Part 3 Divisions 20A and 20B inserted**

After Part 3 Division 19 insert:

**Division 20A — Road Traffic (Administration) Act 2008
modifications****96. Act modified**This Division prescribes modifications to the *Road Traffic (Administration) Act 2008*.**97. Section 33 altered**

After section 33(3) insert:

(4)^{1M} For the purposes of subsection (3), if at the time the direction is given —

- (a) the vehicle is in a part of the State that is in a cross-border region; or
- (b) the driver ordinarily resides in a part of the State that is in a cross-border region,

the driver's licence document or learner's permit may be produced to the officer in charge of any police station in a participating jurisdiction.

98. Section 47 altered

After section 47(6) insert:

(7A)^{1M} For the purposes of subsections (5) and (6), if —

- (a) the vehicle is removed from land in a part of the State that is in a cross-border region; and

Cross-border Justice Amendment Regulations 2015**r. 7**

(b) the police station nearest to the land is in another participating jurisdiction,

that police station is the police station —

(c) to which the vehicle may be moved under subsection (5); and

(d) at which particulars must be given under subsection (6).

99. Section 48 altered

(1) In section 48 delete “A” and insert:

(1)^{1M} A

(2) At the end of section 48 insert:

(2)^{1M} For the purposes of subsection (1), if the person connected with the vehicle has a connection with a cross-border region, the vehicle may be driven or conveyed to any police station or other place in a participating jurisdiction.

(3)^{1M} The person connected with the vehicle is the person who —

(a) is suspected of having committed; or

(b) is alleged to have committed; or

(c) has been found guilty of,

an offence under the law of the State because of which the vehicle may be put into safe custody.

Cross-border Justice Amendment Regulations 2015

r. 7**100. Section 96 altered**

- (1) In section 96 delete “A” and insert:
 - (1)^{IM} A
- (2) At the end of section 48 insert:
 - (2)^{IM} For the purposes of subsection (1), if the statutory declaration is made by a person who ordinarily resides in a cross-border region, it may be delivered to a police station in a participating jurisdiction.

101A. Section 103 altered

- (1) In section 103 delete “A” and insert:
 - (1)^{IM} A
- (2) At the end of section 103 insert:
 - (2)^{IM} For the purposes of subsection (1), if the statutory declaration is made by a person who ordinarily resides in a cross-border region, it may be delivered to a police station in a participating jurisdiction.

Cross-border Justice Amendment Regulations 2015**r. 7**

101B. Section 131 altered

After section 131(3) insert:

(4A)^{1M} For the purposes of subsection (3), if —

- (a) the bridge or culvert is in a part of the State that is in a cross-border region; and
- (b) the nearest police station is in another participating jurisdiction,

the damage or injury must be reported to the officer in charge of that police station.

**Division 20B — *Road Traffic (Vehicles) Act 2012*
modifications****101C. Act modified**This Division prescribes modifications to the *Road Traffic (Vehicles) Act 2012*.**101D. Section 13 altered**

In section 13(1)(a) after “place” (each occurrence) insert:

in a participating jurisdiction

N. HAGLEY, Clerk of the Executive Council.

District Court of Western Australia Act 1969

District Court (Fees) Amendment Regulations 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *District Court (Fees) Amendment Regulations 2015*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

3. Regulations amended

These regulations amend the *District Court (Fees) Regulations 2002*.

4. Schedule 1 amended

In Schedule 1 item 2A delete “for an extraordinary licence under the *Road Traffic Act 1974*, section 76(1) or 78(1)” and insert:

under the *Road Traffic (Authorisation to Drive) Act 2008* section 24(1) for the removal of a disqualification or under section 27 of that Act for an extraordinary licence

N. HAGLEY, Clerk of the Executive Council.

Fines, Penalties and Infringement Notices Enforcement Act 1994

Fines, Penalties and Infringement Notices Enforcement Amendment Regulations (No. 2) 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Fines, Penalties and Infringement Notices Enforcement Amendment Regulations (No. 2) 2015*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

3. Regulations amended

These regulations amend the *Fines, Penalties and Infringement Notices Enforcement Regulations 1994*.

4. Regulation 3AA amended

- (1) In regulation 3AA(2):
 - (a) in paragraph (b) delete “*Road Traffic (Charges and Fees) Regulations 2006*” and insert:

Road Traffic (Vehicles) Regulations 2014

***Fines, Penalties and Infringement Notices Enforcement Amendment
Regulations (No. 2) 2015***

r. 5

- (b) in paragraph (b)(i) delete “regulation 23” and insert:
- Part 2 Division 8 Subdivision 1
- (c) in paragraph (b)(ii) delete “regulation 25” and insert:
- regulation 99
- (d) in paragraph (b)(iii) delete “regulation 30” and insert:
- regulation 112
- (e) in paragraph (c) after “offender” insert:
- under the *Road Traffic (Vehicles) Regulations 2014*
regulation 44(4)
- (f) in paragraph (c) delete “issue of an unlicensed vehicle permit for the vehicle under the *Road Traffic (Licensing) Regulations 1975* regulation 11, where the permit is issued” and insert:
- grant of a permit under *Road Traffic (Vehicles) Act 2012*
section 13(1), if the permit is
- (2) In regulation 3AA(3) in the description of the variable “licence cost” paragraph (a) delete “*Road Traffic (Charges and Fees) Regulations 2006*” and insert:

Road Traffic (Vehicles) Regulations 2014 Part 2 Division 7

***Fines, Penalties and Infringement Notices Enforcement Amendment
Regulations (No. 2) 2015***

r. 5

5. Schedule 1 amended

In Schedule 1 delete the item for the *Road Traffic Act 1974* and insert:

Road Traffic (Administration) Act 2008

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N. HAGLEY, Clerk of the Executive Council.

Magistrates Court Act 2004

Magistrates Court (Fees) Amendment Regulations 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Magistrates Court (Fees) Amendment Regulations 2015*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

3. Regulations amended

These regulations amend the *Magistrates Court (Fees) Regulations 2005*.

4. Schedule 1 amended

In Schedule 1 Division 2 item 10 delete “*Road Traffic Act 1974*” and insert:

Road Traffic (Authorisation to Drive) Act 2008 section 27

N. HAGLEY, Clerk of the Executive Council.

Magistrates Court Act 2004

Magistrates Court Amendment Regulations 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Magistrates Court Amendment Regulations 2015*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

3. Regulations amended

These regulations amend the *Magistrates Court Regulations 2005*.

4. Regulation 6 amended

- (1) In regulation 6:
 - (a) delete “A” and insert:
 - (1) A

Magistrates Court Amendment Regulations 2015**r. 4**

- (b) in paragraphs (d) and (e) delete “the *Road Traffic Act 1974*” and insert:

a road law

- (2) At the end of regulation 6 insert:

- (2) In subregulation (1)(d) and (e) —
road law has the meaning given in the *Road Traffic (Administration) Act 2008* section 4.

N. HAGLEY, Clerk of the Executive Council.

Queen Elizabeth II Medical Centre Act 1966

Queen Elizabeth II Medical Centre (Delegated Site) Amendment By-laws 2015

Made under section 13(2e)(b) of the Act by the Minister in his capacity as the board of the Sir Charles Gairdner Hospital with the approval of the Governor given on the recommendation of the Trust.

1. Citation

These by-laws are the *Queen Elizabeth II Medical Centre (Delegated Site) Amendment By-laws 2015*.

2. Commencement

These by-laws come into operation as follows —

- (a) by-laws 1 and 2 — on the day on which these by-laws are published in the *Gazette*;
- (b) the rest of the by-laws — on the day fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

3. By-laws amended

These by-laws amend the *Queen Elizabeth II Medical Centre (Delegated Site) By-laws 1986*.

**Queen Elizabeth II Medical Centre (Delegated Site) Amendment
By-laws 2015**

bl. 4

4. By-law 3 amended

- (1) In by-law 3(1) insert in alphabetical order:

responsible person, for a vehicle, means the person responsible for the vehicle under the *Road Traffic (Administration) Act 2008* section 6;

- (2) In by-law 3(1) in the definition of *roadway* delete “within the meaning of the *Road Traffic Act 1974*,” and insert:

as defined in the *Road Traffic (Administration) Act 2008* section 4,

- (3) In by-law 3(1) in the definition of *vehicle* delete “same meaning as in the *Road Traffic Act 1974*.” and insert:

meaning given in the *Road Traffic (Administration) Act 2008* section 4.

- (4) After by-law 3(3) insert:

(4) These by-laws are subject to any written law and any law of the Commonwealth about assistance animals as defined in the *Disability Discrimination Act 1992* (Commonwealth) section 9(2).

5. By-law 26B amended

In by-law 26B(3) delete “owner of” and insert:

responsible person for

**Queen Elizabeth II Medical Centre (Delegated Site) Amendment
By-laws 2015**

bl. 6

6. By-law 27 amended

In by-law 27 in the definition of *alleged offender* delete “registered owner of” and insert:

responsible person for

7. By-law 33 amended

In by-law 33(b) delete “driver, registered owner or person in charge of” and insert:

driver of, responsible person for, or person in charge of,

8. By-law 35 amended

(1) In by-law 35(1) delete “registered owner of” and insert:

responsible person for

(2) In by-law 35(2) delete “registered owner” and insert:

responsible person for a vehicle

Note: The heading to amended by-law 35 is to read:

**Responsible person may be treated as driver or person in charge
of vehicle**

***Queen Elizabeth II Medical Centre (Delegated Site) Amendment
By-laws 2015***

bl. 9

9. Schedule 3 amended

In Schedule 3 Form 2 delete “owner/” and insert:

responsible person for/

K. HAMES,
The Minister in his capacity as the
board of the Sir Charles Gairdner Hospital.

S. COLE, Chairman.

Recommended by The Queen Elizabeth II Medical Centre Trust

Approved by the Governor

N. HAGLEY, Clerk of the Executive Council.

Spent Convictions Act 1988

Spent Convictions Amendment Regulations 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Spent Convictions Amendment Regulations 2015*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

3. Regulations amended

These regulations amend the *Spent Convictions Regulations 1992*.

4. Schedule 1 amended

In Schedule 1 item 4 delete “*Road Traffic Act 1974*,” (each occurrence) and insert:

Road Traffic (Authorisation to Drive) Act 2008,

N. HAGLEY, Clerk of the Executive Council.

State Administrative Tribunal Act 2004

State Administrative Tribunal Amendment Regulations 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *State Administrative Tribunal Amendment Regulations 2015*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

3. Regulations amended

These regulations amend the *State Administrative Tribunal Regulations 2004*.

4. Schedule 6 amended

In Schedule 6 delete the item commencing with “*Road Traffic Act 1974*” and insert:

Road Traffic (Administration) Regulations 2014 r. 32(1) or 33(2)

N. HAGLEY, Clerk of the Executive Council.

Tobacco Products Control Act 2006

Tobacco Products Control Amendment Regulations 2015

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Tobacco Products Control Amendment Regulations 2015*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day fixed under the *Road Traffic (Administration) Act 2008* section 2(b).

3. Regulations amended

These regulations amend the *Tobacco Products Control Regulations 2006*.

4. Regulation 59 amended

In regulation 59(c) delete “appointed under the *Road Traffic Act 1974* section 7;” and insert:

as defined in the *Road Traffic (Administration) Act 2008* section 4;

N. HAGLEY, Clerk of the Executive Council.