

10. Membership

- (1) The Council consists of 9 members appointed by the Minister, being —
 - (a) a person to be the chairperson of the Council;
 - (b) a person to represent users of roads;
 - (c) a person to represent local government, nominated by the Western Australian Municipal Association;
 - (d) the Director General, or an officer in the department of the Public Service principally assisting the Minister in the administration of the licensing provisions of this Act whose duties relate to road safety;
 - (e) a person nominated under subsection (2) by the Minister administering the *Police Act 1892*;
 - (f) a person nominated under subsection (3) by the Minister administering the *School Education Act 1999*;
 - (g) a person nominated under subsection (3) by the Minister administering the *Health Act 1911*;
 - (h) a person nominated under subsection (3) by the Minister administering the *Main Roads Act 1930*; and
 - (i) a person nominated under subsection (4) by the Minister administering the *Insurance Commission of Western Australia Act 1986*².
- (2) For the purposes of subsection (1)(e) the person nominated by the relevant Minister must be either the Commissioner of Police, or an officer in the Police Force or in the department of the Public Service principally assisting that Minister in the administration of the *Police Act 1892* whose duties relate to road safety.
- (3) For the purposes of subsection (1)(f) to (h) the person nominated by the relevant Minister must be either the chief executive officer of the department of the Public Service principally assisting that Minister in the administration of the relevant Act, or an officer in that department whose duties relate to road safety.
- (4) For the purposes of subsection (1)(i) the person nominated by the relevant Minister must be either the managing director of the Insurance Commission of Western Australia³, or an officer of the Commission whose duties relate to road safety.
- (5) The Minister may appoint a deputy for each Council member, other than the chairperson, and for that purpose, subsections (1) to (4) apply with any necessary changes.
- (6) The deputy of a Council member may act as the member at a meeting of the Council if the member is absent or if no-one is appointed as the member.
- (7) Whenever it is necessary to appoint a Council member or a deputy on the nomination of a person, the Minister, in writing, is to request the person to submit the person's written nomination, and the Minister is not to appoint a person under the relevant paragraph of subsection (1) until such a nomination is received.

[Section 10 inserted by No. 76 of 1996 s. 5; amended by No. 36 of 1999 s. 247.]