

3. Definitions

In this Act, unless the contrary intention appears —

“**Account**” means the Forest Products Account referred to in section 42;

“**CALM Act**” means the *Conservation and Land Management Act 1984*;

“**CALM Act Minister**” means the Minister administering the CALM Act;

“**CALM Act sharefarming agreement**” means a timber sharefarming agreement referred to in section 34B of the CALM Act (not being a timber sharefarming agreement to which Schedule 1 clause 4 of the *Conservation and Land Management Amendment Act 2000* applies);

“**Commission**” means the Forest Products Commission established by section 5(1);

“**Commission sharefarming agreement**” means a timber sharefarming agreement under Part 7 or a timber sharefarming agreement to which Schedule 1 clause 4 of the *Conservation and Land Management Amendment Act 2000* applies;

“**commissioner**” means a person who is a commissioner under section 6(1);

“**Conservation Commission**” means the Conservation Commission of Western Australia established by the CALM Act;

“**Department**” means the Department of Conservation and Land Management referred to in section 32 of the CALM Act;

“**departmental land**” means —

- (a) State forest and timber reserves within the meaning of the CALM Act;
- (b) land that is the subject of a declaration under section 87(2) of the CALM Act; or
- (c) land held by the Executive Director under section 131 of the CALM Act;

“**Executive Director**” means the Executive Director of the Department referred to in section 36(1) of the CALM Act;

“**firewood**” does not include firewood that, under the CALM Act —

- (a) may be removed by members of the public from an area set aside under that Act as a public firewood area; or
- (b) may be used on a campfire or barbecue in the immediate vicinity of a camping area or picnic area;

“**forest products**” has the meaning given by section 4;

“**General Manager**” means the person holding or acting in the office mentioned in section 38(1);

“**harvesting**” means —

- (a) felling or cutting forest products;
- (b) taking or removing forest products;
- (c) in the case of felled trees, or parts of felled trees, measuring them; and
- (d) delivering forest products to a buyer or transporting forest products to a place where they can be collected by a buyer;

“manage”, in relation to forest products, includes establish, regenerate, grow, tend (including thinning) and protect;

“production contract” has the meaning given by section 55;

“profit”, in relation to the exploitation of forest products produced on public land, means an appropriate return to the State for that exploitation;

“public land” means —

- (a) Crown land as defined in section 87 of the CALM Act; or
- (b) departmental land;

“relevant management plan” has the meaning given by section 55;

“sharefarmed land” means land that is the subject of a Commission sharefarming agreement or a CALM Act sharefarming agreement;

“staff member” means a member of the Commission’s staff other than the General Manager (including an officer or employee referred to in section 40(1));

“the commissioners” means the commissioners acting as the governing body of the Commission under section 6(4);

the terms **“management plan”**, **“State forest”**, **“timber”**, **“timber reserve”** and **“tree”** have the same meanings as they have in the CALM Act.