

FE301*

Bush Fires Act 1954

Bush Fires Amendment Regulations 2010

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Bush Fires Amendment Regulations 2010*.

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 after that day.

3. Regulations amended

These regulations amend the *Bush Fires Regulations 1954*.

4. Regulations 45A and 45B inserted

After regulation 44 insert:

45A. Information to be given when authorised CALM Act officer takes control of operations in relation to bush fire under section 45A of Act

- (1) In this regulation —
bush fire officer has the meaning given in section 45A(1) of the Act;
take control means take control of all operations in relation to a bush fire.
- (2) When informing the Authority under section 45A(2)(a) of the Act, the authorised CALM Act officer must provide the following details —
 - (a) the local government district or districts within which the bush fire is burning;
 - (b) the location of the bush fire within that district or those districts, the size of the bush fire and any manner in which the bush fire may be spreading or extending;
 - (c) the people or property that may be threatened by the bush fire;
 - (d) the people and fire fighting equipment present at, on route to or available to be used at the bush fire and under the authority of the authorised CALM Act officer;
 - (e) the control objective sought to be achieved and strategies being used or proposed to be used to control and extinguish the bush fire;
 - (f) the authorised CALM Act officer's name, official title and contact details;
 - (g) the name, official title and contact details of the bush fire officer who requested the authorised CALM Act officer to take control, and details of which bush fire brigade or local government the bush fire officer belongs to;
 - (h) the time and date when the authorised CALM Act officer took control;
 - (i) any other details reasonably required by the Authority.
- (3) Information given in accordance with this regulation —
 - (a) must be given by telephone or radio as soon as is reasonably practicable; and

- (b) must, as soon as is reasonably practicable after being given by telephone or radio, be confirmed in writing by email, facsimile or post.

45B. Information to be given when bush fire officer takes control of operations in relation to bush fire under section 45 of Act

- (1) In this regulation —
 - bush fire officer* has the meaning given in section 45(1) of the Act;
 - take control* means to take control of all operations in relation to a bush fire.
- (2) When informing the Authority under section 45(7) of the Act, the bush fire officer must provide the following details —
 - (a) the local government district or districts within which the bush fire is burning;
 - (b) the location of the bush fire within that district or those districts, the size of the bush fire and any manner in which the bush fire may be spreading or extending;
 - (c) the people or property that may be threatened by the bush fire;
 - (d) the people and fire fighting equipment present at, on route to or available to be used at the bush fire and under the authority of the bush fire officer;
 - (e) the control objective sought to be achieved and strategies being used or proposed to be used to control and extinguish the bush fire;
 - (f) the bush fire officer's name, official title and contact details, and details of which bush fire brigade or local government the bush fire officer belongs to;
 - (g) if section 45(4) of the Act applies — the name, official title and contact details of the authorised CALM Act officer who requested the bush fire officer to take control;
 - (h) if section 45(5) of the Act applies — the name, official title and contact details of the authorised CALM Act officer who had supreme control and charge of all operations in relation to the bush fire before the bush fire officer took control;
 - (i) the time and date when the bush fire officer took control;

- (j) any other details reasonably required by the Authority.
- (3) Information given in accordance with this regulation —
- (a) must first be given by telephone or radio as soon as is reasonably practicable; and
 - (b) must, as soon as is reasonably practicable after being given by telephone or radio, be confirmed in writing by email, facsimile or post.

By Command of the Governor,

R. KENNEDY, Clerk of the Executive Council.