
INDUSTRIAL RELATIONS

IR301*

Industrial Relations Act 1979

**Industrial Relations Commission Amendment
Regulations (No. 3) 2009**

Made by the Chief Commissioner of the Western Australian Industrial Relations Commission after consulting the members of the Commission.

1. Citation

These regulations are the *Industrial Relations Commission Amendment Regulations (No. 3) 2009*.

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 *Industrial Relations Commission Regulations 2005*.

4. Regulation 90 replaced

Delete regulation 90 and insert:

90. Notice of appeal against removal action

An appeal by a police officer against removal action is instituted under the *Police Act 1892* section 33P(2) if the police officer completes and files in the office of the Registrar 3 copies of a notice of appeal to the Commissioner of Police in the form of Form 31.

91A. Service of notice of appeal against removal action

Within 7 days after an appeal against removal action is instituted, the appellant must serve a stamped copy of the notice instituting the appeal on the Commissioner of Police.

5. Regulation 91 amended**(1) In regulation 91(1):**

(a) in paragraph (b) delete “appellant; and” and insert:

appellant.

(b) delete paragraph (c).

(2) In regulation 91(2) delete “facts, the reply and the declaration of service” and insert:

facts and the reply

6. Regulation 93 amended**(1) In regulation 93(1):**

(a) in paragraph (b) delete “appellant; and” and insert:

appellant.

(b) delete paragraph (c).

(2) In regulation 93(2) delete “facts, the reply and the declaration of service” and insert:

facts and the reply

7. Regulation 94 amended

- (1) In regulation 94(1):
 - (a) in paragraph (b) delete “Police; and” and insert:

Police.
 - (b) delete paragraph (c).
- (2) In regulation 94(2) delete “and the declaration of service”.

8. Schedule 1 amended

- (1) In Schedule 1 Form 31 delete “[r. 90(a)(i)]” and insert:

[r. 90]
- (2) In Schedule 1 Form 31 delete:

NOTE: A summary of facts or issues of law relied upon by the appellant including any relevant matters set out in section 33Q(4) of the *Police Act 1892* is to be attached to this Notice of appeal.

This Notice of appeal and any attached summary of facts or issues of law are to be served by the appellant upon the Commissioner of Police.

(Stamp of Commission)

and insert:

NOTE1: This Notice of appeal is to be served by the appellant upon the Commissioner of Police within 7 days after it is filed in the office of the Registrar.

NOTE2: Proof of service of the notice on the Commissioner of Police is to be given in accordance with the *Industrial Relations Commission Regulations 2005* regulation 28.

(Stamp of Commission)

A. R. BEECH, Chief Commissioner.
Western Australian Industrial Relations Commission.

Date: 15 December 2009.