
FIRE AND EMERGENCY SERVICES

FE301*

Emergency Management Act 2005

**Emergency Management Amendment
Regulations (No. 3) 2008**

Made by the Governor in Executive Council.

1. Citation

These regulations are the *Emergency Management Amendment Regulations (No. 3) 2008*.

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 *Emergency Management Regulations 2006*.

4. Regulation 14 amended

In regulation 14 insert in alphabetical order:

corridor land has the meaning given in the *Rail Freight System Act 2000* section 3;

prevention has the meaning given in paragraph (a) of the definition of “emergency management” in section 3 of the Act;

railway infrastructure includes railway track, associated track structures, over or under track structures, supports (including supports for equipment or items associated with the use of a railway), tunnels, bridges, stations, platforms and workshops;

5. Regulation 16 amended

- (1) In regulation 16(2) delete “subregulation (1) —” and insert:

subregulation (1)(a) to (f) —

- (2) After regulation 16(2) insert:

- (3) The Commissioner of Police is the hazard management agency for the hazards set out in subregulation (1)(g) —

- (a) for the aspects of preparedness, prevention and response; and
(b) for the whole of the State.

6. Regulation 18 amended

In regulation 18:

- (a) delete “The State Health Coordinator,” and insert:

The State Human Epidemic Controller,

- (b) in paragraph (a) delete “preparedness” and insert:

preparedness, prevention

7. Regulations 20, 21 and 22 inserted

After regulation 19 insert:

20. Hazard management agency — Public Transport Authority

- (1) In this regulation —

Public Transport Authority means the Public Transport Authority of Western Australia established by the *Public Transport Authority Act 2003* section 5(1).

- (2) The Public Transport Authority is the hazard management agency of the hazard rail crashes —
 - (a) for emergency management; and
 - (b) for that area of the State comprising any parcel of land other than corridor land on which railway infrastructure controlled, operated, maintained or managed by the Authority is situated.

21. Hazard management agency — WestNet Rail Pty Limited

WestNet Rail Pty Limited is the hazard management agency of the hazard rail crashes —

- (a) for emergency management; and
- (b) for that area of the State comprising any parcel of land or corridor land on which railway infrastructure operated, maintained or managed by WestNet Rail Pty Limited is situated.

22. Hazard management agency — State Health Coordinator

- (1) The State Health Coordinator, Department of Health, is the hazard management agency of the hazard actual or impending spillage, release or escape of a biological substance that is capable of causing loss of life, injury to a person or damage to the health of a person, property or the environment —
 - (a) for the emergency management aspects of prevention, preparedness and response; and
 - (b) for the whole of the State.
- (2) The State Health Coordinator, Department of Health, is the hazard management agency of the hazard actual or impending spillage, release or escape of a radiological substance that is capable of causing loss of life, injury to a person or damage to the health of a person, property or the environment —
 - (a) for the emergency management aspect of prevention; and
 - (b) for the whole of the State.

By Command of the Governor,

G. M. PIKE, Clerk of the Executive Council.
