

CE301\*

Water Services Licensing Act 1995

## **Water Services Coordination (Plumbers Licensing) Amendment Regulations (No. 2) 2004**

Made by the Governor in Executive Council.

### **Part 1 — Preliminary**

#### **1. Citation**

These regulations may be cited as the *Water Services Coordination (Plumbers Licensing) Amendment Regulations (No. 2) 2004*.

#### **2. The regulations amended**

The amendments in these regulations are to the *Water Services Coordination (Plumbers Licensing) Regulations 2000\**.

[\* *Published in Gazette 16 June 2000, p. 2897-936.*

*For amendments to 6 May 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 420.]*

### **Part 2 — Amendments**

#### **3. Regulation 3 amended**

Regulation 3 is amended in the definition of “chairperson” by deleting “6” and inserting instead —

“ 5(2)(a) ”.

**4. Regulation 5 amended**

- (1) Regulation 5(1) is repealed.
- (2) Regulation 5(2) is repealed and the following subregulations are inserted instead —

“

- (2) The Board consists of 7 members —
  - (a) one person appointed by the Minister to be a member and the chairperson of the Board;
  - (b) one person with knowledge and experience of the plumbing industry appointed by the Minister from a panel of 3 names submitted by the Master Plumbers and Gas Fitters Association of Western Australia at the request of the Minister;
  - (c) one person with knowledge and experience of the plumbing industry appointed by the Minister from a panel of names consisting of 3 names submitted by each of the relevant unions requested by the Minister to submit names;
  - (d) one person with knowledge and experience of the plumbing industry appointed by the Minister from a panel of 3 names submitted by the Western Australian Drainage Association at the request of the Minister;
  - (e) one person with knowledge of and experience in the plumbing industry appointed by the Minister; and
  - (f) two persons with the ability to represent the interests of consumers nominated by the Minister to whom the administration of the *Consumer Affairs Act 1971* is committed.
- (2a) The Minister must ensure, to the extent practicable, that the person appointed under subregulation (2)(a) is not and has not been a participant in the plumbing industry.
- (2b) The Minister must request at least one union to submit names for the purposes of subregulation (2)(c).

”

- (3) Regulation 5(3) is repealed and the following subregulation is inserted instead —

“

- (3) Each body that is requested to submit names under a paragraph of subregulation (2) must submit 3 names of persons suitable for appointment under the relevant paragraph of subregulation (2).

”

- (4) Regulation 5(4) is amended by deleting “(2)(e), (f), (g), (h) and (i)” and inserting instead —

“

(2)(a) and (f), and the Minister referred to in subregulation (2)(e) is to invite nominations, in the manner determined by that Minister, for appointment under subregulation (2)(e)

”.

- (5) Regulation 5(5)(a) is amended by deleting “a request under”.

**5. Regulation 6 amended**

Regulation 6(1) is repealed and the following subregulation is inserted instead —

“

- (1) The Minister is to appoint one of the members to be the deputy chairperson of the Board.

”.

Note: The headings to regulation 6 will be altered by deleting “Chairperson and deputy” and inserting instead “**Deputy**”.

**6. Schedule 2 amended**

Schedule 2 clause 7 is amended by deleting “6” and inserting instead —

“ 4 ”.

### **Part 3 — Transitional provisions**

**7. Current members to continue**

- (1) The person appointed as the Chairperson of the Board and holding office immediately before commencement —
- (a) continues to be Chairperson of the Board for the remainder of the period for which he or she was appointed to be Chairperson; and
  - (b) is to be taken to have been appointed by the Minister under regulation 5(2)(a) of the Regulations as in force after commencement.
- (2) The person appointed under regulation 5(2)(c) of the Regulations as a member of the Board and holding office immediately before commencement —
- (a) continues to be a member of the Board for the remainder of the period for which he or she was appointed to be a member; and
  - (b) is to be taken to have been appointed under regulation 5(2)(c) of the Regulations as in force after commencement.

- (3) The person appointed under regulation 5(2)(d) of the Regulations as a member of the Board and holding office immediately before commencement —
- (a) continues to be a member of the Board for the remainder of the period for which he or she was appointed to be a member; and
  - (b) is to be taken to have been appointed under regulation 5(2)(d) of the Regulations as in force after commencement.
- (4) The person appointed under regulation 5(2)(f) of the Regulations as a member of the Board and holding office immediately before commencement —
- (a) continues to be a member of the Board for the remainder of the period for which he or she was appointed to be a member; and
  - (b) is to be taken to have been appointed under regulation 5(2)(e) of the Regulations as in force after commencement.
- (5) The person appointed under regulation 5(2)(h) of the Regulations as a member of the Board and holding office immediately before commencement —
- (a) continues to be a member of the Board for the remainder of the period for which he or she was appointed to be a member; and
  - (b) is to be taken to have been appointed under regulation 5(2)(f) of the Regulations as in force after commencement.
- (6) In this Part —
- “**Board**” means the Plumbers Licensing Board established under the *Water Services Licensing Act 1995*;
- “**commencement**” means the commencement of the *Water Services Coordination (Plumbers Licensing) Amendment Regulations (No. 2) 2004*;
- “**Regulations**” means the *Water Services Coordination (Plumbers Licensing) Regulations 2000*.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.