
FIRE AND EMERGENCY SERVICES

FE301*

Fire and Emergency Services Authority of Western Australia
Act 1998

Fire and Emergency Services Authority of Western Australia Amendment Regulations 2003

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Fire and Emergency Services Authority of Western Australia Amendment Regulations 2003*.

2. The regulations amended

The amendments in these regulations are to the *Fire and Emergency Services Authority of Western Australia Regulations 1998**.

[* *Published in Gazette 22 December 1998, p. 6843-4.*
For amendments to 8 September 2003 see *Western Australian Legislation Information Tables for 2002, Table 4, p. 114, and Gazette 16 May and 13 and 27 June 2003.*]

3. Regulation 4 amended

- (1) After regulation 4(1) the following subregulation is inserted —

“

- (2a) For the purposes of making the appointment to the board of the member referred to in section 6(1)(cc) of the Act, the Minister may invite 3 written nominations to be submitted to the Minister by —

- (a) West Coast Volunteer Marine Search and Rescue Association (Inc); and
- (b) Volunteer Marine Rescue Western Australia (Inc).

”.

- (2) Regulation 4(3) is amended by deleting “or (2)” and inserting instead —

“ , (2) or (2a) ”.

- (3) Regulation 4(4) is amended by deleting “and (d)” and inserting instead —

“ , (cc) and (d) ”.

4. Regulation 4A inserted

After regulation 4 the following regulation is inserted —

“

4A. Appointment by Minister of representative member of board of management under section 6(1)(cd)

- (1) For the purpose of assisting the Minister in deciding whom to appoint to the board as the member referred to in section 6(1)(cd) of the Act, the Minister may request the chief executive officer to conduct a poll of members of staff to determine whom they prefer as the representative of members of staff.
- (2) If the Minister requests the chief executive officer to conduct a poll of members of staff, the chief executive officer must conduct the poll.
- (3) On completion of the poll the chief executive officer must —

- (a) forward the results of the poll to the Minister;
and
 - (b) in respect of each person who contested the poll, provide the Minister with a summary of that person's expertise or experience that is relevant to the functions of the Authority.
- (4) Nothing in this regulation limits sections 6(1)(cd) and 7(2) of the Act.

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5. Regulations 12, 13, 14 and 15 inserted

After regulation 11 the following regulations are inserted —

“

12. Exercise of powers under sections 18B, 18G and 18L of the Act

- (1) The Authority must not under section 18B(3)(i), 18G(3)(e) or 18L(3)(e) of the Act shut off the gas supply to premises unless those premises are residential premises and the gas supply is shut off by closing a valve located above ground on the premises.
- (2) If practicable, before shutting off the gas supply under subregulation (1), the Authority must liaise with the network operator supplying the gas to the premises.
- (3) If the Authority closes a valve under subregulation (1), the Authority must not re-open that valve.
- (4) The Authority must not under section 18B(3)(i), 18G(3)(e) or 18L(3)(e) of the Act shut off the gas supply to premises that are not residential premises unless it has been authorised to do so by the network operator supplying gas to the premises.
- (5) If the gas supply to premises is shut off by the Authority, the Authority must as soon as practicable after doing so and in any event within 2 hours of doing so give the network operator supplying gas to the premises a notice containing the following information —
 - (a) the gas supply has been shut off;
 - (b) the address of the premises; and
 - (c) the time at which the gas supply was shut off.

- (6) The Authority must not under section 18B(3)(i), 18G(3)(e) or 18L(3)(e) of the Act disconnect or shut off the electricity supply to premises unless —
- (a) it has been authorised to do so by the network operator supplying the electricity to the premises;
 - (b) the person who disconnects or shuts off the electricity supply is, in the opinion of the Authority, competent to do so and is familiar with the electrical installations on the premises;
 - (c) the premises are residential premises;
 - (d) electrical installations on the premises are metered by a single, direct connected electricity meter; and
 - (e) any installation on the premises has a voltage of not more than 415 volts.
- (7) If the Authority disconnects or shuts off the electricity supply to premises under subregulation (6), the Authority must not reconnect or switch on the electricity supply to those premises.
- (8) The Authority must not under section 18B(3)(i), 18G(3)(e) or 18L(3)(e) of the Act shut off the water supply to premises unless —
- (a) the water supply is shut off by a valve located on or immediately adjacent to the premises; and
 - (b) shutting off the water supply by that valve will not shut off water to any other premises.
- (9) If practicable, before shutting off the water supply under subregulation (8), the Authority must liaise with the person supplying the water to the premises.

13. Register of members of SES Unit

For the purposes of section 18D(a) of the Act, the register of members of an SES Unit must contain the following particulars —

- (a) the member's full name;
- (b) the member's postal address;
- (c) the member's residential address;
- (d) the member's date of birth;
- (e) the member's membership type (active, casual or probationary);
- (f) the member's contact telephone numbers;
- (g) the name of the SES Unit of which the person is a member.

14. Register of members of VMRS Group

For the purposes of section 18I(a) of the Act, the register of members of a VMRS Group must contain the following particulars —

- (a) the member's full name;
- (b) the member's postal address;
- (c) the member's residential address;
- (d) the member's date of birth;
- (e) the member's membership type (active, non-active, junior or associate);
- (f) the member's contact telephone numbers;
- (g) the VMRS Group of which the person is a member.

15. Register of members of FESA Unit

For the purposes of section 18N(a) of the Act, the register of members of a FESA Unit must contain the following particulars —

- (a) the member's full name;
- (b) the member's postal address;
- (c) the member's residential address;
- (d) the member's date of birth;
- (e) the member's membership type (active, support, probationary or junior);
- (f) the member's contact telephone numbers;
- (g) the FESA Unit of which the person is a member.

By Command of the Governor,

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