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**WATER/SEWERAGE**

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WA301\*

Rights in Water and Irrigation Act 1914

**Rights in Water and Irrigation Amendment  
Regulations 2006**

Made by the Governor in Executive Council under section 27 of the Act and section 37 of the *Water Agencies (Powers) Act 1984*.

**1. Citation**

These regulations are the *Rights in Water and Irrigation Amendment Regulations 2006*.

**2. The regulations amended**

The amendments in these regulations are to the *Rights in Water and Irrigation Regulations 2000*\*

[\* *Published in Gazette 10 January 2001, p. 165-210.*  
*For amendments to 17 August 2006 see Western Australian Legislation Information Tables for 2005, Table 4, p. 440.*]

**3. Regulation 3 amended**

Regulation 3 is amended by inserting in the appropriate alphabetical position —

“

“**Department**” means the department of the Public Service assisting in the administration of the Act;

”

**4. Regulation 52 amended**

Regulation 52 is amended by deleting all of the regulation from and including “offices of the Commission” and inserting instead —

“

offices in the Department or the Commission —

(a) of chief executive officer; or

(b) of Director, Business Operations,

are prescribed persons.

”

**5. Regulation 52A amended**

Regulation 52A is amended as follows:

- (a) by deleting “the person” in both places where it occurs and inserting instead —  
“ a person ”;
- (b) by deleting “office of the Commission known as Manager, Finance and Administration,” and inserting instead —

“

position of chief finance officer (within the meaning of section 56 of the *Financial Administration and Audit Act 1985*) for the Department or the Commission

”.

**6. Regulation 52B amended**

Regulation 52B is amended as follows:

- (a) by deleting “of the Commission known as — ” and inserting instead —  
“ in the Department or the Commission — ”;
- (b) by deleting paragraphs (a) to (g) and inserting instead —

“

- (a) described as Regional Manager (whether in respect of a region or not); or
- (b) of Director, Business Operations,

”.

**7. Schedule 2 replaced**

Schedule 2 is repealed and the following Schedule is inserted instead —

“

**Schedule 2 — Prescribed offences and modified penalties**

		[r. 50 and 51]
Offence		Modified penalty
1.	An offence against section 5C of the Act other than an offence described in item 2	\$500
2.	An offence against section 5C of the Act constituted by taking water from an underground water source in an area, and from a well, specified in an order under section 26C(2) and not using that water in accordance with that order	\$100
3.	An offence against section 26E(1) of the Act	\$150
4.	An offence against section 26G(3) of the Act	\$500
5.	An offence against section 26GC(2) of the Act	\$500
6.	An offence against regulation 43	\$400

”.

**8. Schedule 3 amended**

Schedule 3 Form 3 is amended as follows:

- (a) by deleting “Manager, Finance and Administration” and inserting instead —

“ **The Chief Finance Officer** ”;

- (b) by deleting “GPO Box 6740 East Perth WA 6892” and inserting instead —

“

**PO Box K822  
PERTH WA 6842**

”.

By Command of the Governor,

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

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