

**AGRICULTURE**

AG301

PLANT DISEASES ACT 1914

**PLANT DISEASES AMENDMENT REGULATIONS (No. 4) 1996**

Made by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Plant Diseases Amendment Regulations (No. 4) 1996*.

**Principal regulations**

2. In these regulations the *Plant Diseases Regulations 1989\** are referred to as the principal regulations.

[\* *Published in Gazette 30 June 1989, pp. 1980-93.*  
*For amendments to 22 October 1996 see 1995 Index to Legislation of Western Australia, Table 4, pp. 214-15 and Gazette 2 February, 7 June, 20 August and 3 September 1996.*]

**Regulation 6 amended**

3. Regulation 6 of the principal regulations is amended by repealing subregulation (3) and substituting the following subregulations —

“

(3) Inspection points referred to in subregulation (1) are at the following places —

- (a) the Port of Fremantle;
- (b) Perth Airport;
- (c) the Department of Agriculture Checkpoint on the Eyre Highway at the Western Australian/South Australian border;
- (d) the Department of Agriculture at Kalgoorlie;
- (e) the Department of Agriculture Checkpoint at Kununurra;
- (f) the East Perth Rail Terminal;
- (g) the Kalgoorlie Rail Terminal;
- (h) the Kewdale rail freight yards;
- (i) the Kalgoorlie rail freight yards;
- (j) the Australia Post Depot, Pilbara St, Welshpool.

(4) The driver of a conveyance shall on reaching an inspection point referred to in subregulation (3) (c) or (e) stop the conveyance and keep it stationary until permitted by an inspector to proceed.

(5) A person who fails to comply with subregulation (4) commits an offence.

Penalty: \$5 000.

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**Regulation 11 amended**

4. Regulation 11 (1) of the principal regulations is amended by deleting “an inspector may cause to be erected beside any road a warning sign” and substituting the following —

“ a warning sign may be erected beside any road ”.

**Regulation 15 repealed and a regulation substituted**

5. Regulation 15 of the principal regulations is repealed and the following regulation is substituted —

“

**Person in charge of conveyance or consignment may be requested to provide access, unload goods, etc.**

15. (1) An inspector may, in order to facilitate the inspection or search of a conveyance or consignment under section 13 or 23 of the Act, request the person in charge of the conveyance or consignment —

- (a) to open or otherwise provide access to the conveyance or consignment;

- (b) to unload any goods or things from the conveyance or forming part of the consignment; or
- (c) to open any package or container in or on the conveyance or forming part of the consignment,

to the satisfaction of the inspector.

(2) If a person fails to comply with a request under subregulation (1) —

- (a) the inspector may do the thing requested or cause it to be done; and
- (b) any costs incurred under paragraph (a) may be recovered by the Director General in a court of competent jurisdiction up to an amount of \$5 000.

”

**Schedule 8 amended**

6. Schedule 8 to the principal regulations is amended by inserting after item 7 the following item —

“

7A.	Regulation	Failure to stop a conveyance or	
	6 (5)	keep it stationary at an inspection	
		point	75

”

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.

