

TREASURY

TY301

UNCLAIMED MONEY ACT 1990

UNCLAIMED MONEY AMENDMENT REGULATIONS 1996

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Unclaimed Money Amendment Regulations 1996*.

Principal regulations

2. In these regulations the *Unclaimed Money Regulations 1991** are referred to as the principal regulations.

[* *Published in Gazette 12 April 1991, pp. 1664-66.*
For amendments to 11 July 1996 see 1995 Index to Legislation of Western Australia, Table 4, p. 284.]

Regulation 2 amended

3. (1) Regulation 2 (1) of the principal regulations is amended by deleting "The" and substituting the following —

" Subject to subregulation (1a), the "

(2) After regulation 2 (1) of the principal regulations the following subregulation is inserted —

"
(1a) The date for the making of a notification of prescribed retained money to which regulation 2A applies, is 31 January 1997."
"

Regulation 2A inserted

4. After regulation 2 of the principal regulations, the following regulation is inserted —

"

Exemption for certain mining survey fees

2A. (1) A notification under section 9 (3) (a) (i) of the Act in relation to prescribed retained money to which this regulation applies, need not, if that information cannot reasonably be ascertained, set out —

- (a) the name of the person on whose behalf the money is held or to whom it is liable to be paid;
- (b) the address of the owner of the money; and
- (c) the date on which the holder came into possession of the money.

(2) This regulation applies to prescribed retained money that —

- (a) was paid by the owner to the Director General of Mines (as defined in the *Mining Act 1978*) as a survey fee under section 199 of the *Mining Act 1904* during the period beginning on 1 July 1980 and ending on 31 December 1981; and

- (b) was paid by the Director General of Mines, under section 28 of the *Audit Act 1904*, to the Treasurer to be placed to the credit of the Trust Account established by that Act.

Regulation 4A inserted

5. After regulation 4 of the principal regulations, the following regulation is inserted —

Exemption from advertising for small amounts

4A. (1) An advertisement under section 11 (1) of the Act need not set out the amount and prescribed particulars of money notified to the Treasurer or received in the Treasury if —

- (a) the amount of the money is less than \$100; and
- (b) the advertisement —
 - (i) sets out the name of the person who made the notification or payment;
 - (ii) states that details of the money are included in a list kept under subregulation (2) (a); and
 - (iii) sets out the places where that list is available for public inspection.

(2) The Treasurer must —

- (a) in respect of each advertisement under subregulation (1), keep a list of the money to which the advertisement relates; and
- (b) make that list available for public inspection, without charge, at such places as the Treasurer considers appropriate.

(3) To the extent that they are known to the Treasurer, the following particulars of notifications to the Treasurer and payments received in the Treasury are to be included in a list kept under subregulation (2) (a) —

- (a) the name and address of the owner of the money;
- (b) the amount of the money;
- (c) the name and address of the person who made the notification or payment;
- (d) a brief description of the manner in which that person came into possession of the money; and
- (e) the date on which that person came into possession of the money.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.