

HEALTH**HE301****HEALTH ACT 1911****HEALTH (PESTICIDES) AMENDMENT REGULATIONS (No. 2) 1996**

Made by His Excellency the Governor in Executive Council on the advice of the Pesticides Advisory Committee.

Citation

1. These regulations may be cited as the *Health (Pesticides) Amendment Regulations (No. 2) 1996*.

Principal regulations

2. In these regulations the *Health (Pesticides) Regulations 1956** are referred to as the principal regulations.

[* Reprinted as at 3 April 1989.

For amendments to 26 September 1996 see 1995 Index to Legislation of Western Australia, Table 4, pp. 137-40 and Gazette 28 June 1996.]

Regulation 29 amended

3. (1) Regulation 29 (2) of the principal regulations is amended by deleting "that Board" and substituting the following —

" the chief executive officer of that department ".

(2) Regulation 29 (4) of the principal regulations is amended by deleting all the words from "The Agriculture" to "trained —" and substituting the following —

"
The chief executive officer of Agriculture Western Australia may in writing authorize an officer of that department to manufacture or distribute registered pesticides containing sodium fluoroacetate on behalf of the department if the chief executive officer is satisfied that the officer has been trained —
".

(3) Regulation 29 (7) of the principal regulations is amended by deleting "the Board" and substituting the following —

" the chief executive officer of Agriculture Western Australia ".

(4) Regulation 29 (8) of the principal regulations is amended by deleting "Agriculture Protection Board" in the second place where it occurs and substituting the following —

" chief executive officer of Agriculture Western Australia ".

Regulation 29A amended

4. Regulation 29A (3) of the principal regulations is repealed and the following subregulation is substituted —

"
(3) Officers of the Water Corporation or a local government or environmental health officers, who are trained to the satisfaction of the chief executive officer of Agriculture Western Australia in accordance with the provisions of regulation 29 (4), may assist officers of Agriculture Western Australia to bait for rats.
".

Regulation 30 repealed and a regulation substituted

5. Regulation 30 of the principal regulations is repealed and the following regulation is substituted —

"
Records to be kept
30. (1) The chief executive officer of Agriculture Western Australia must keep up to date records of the name and address of each person to whom a registered pesticide containing sodium fluoroacetate is distributed or supplied by that department.
(2) The records are to be kept for at least 2 years and are to be available for inspection by environmental health officers, other officers appointed under the Act and persons declared under section 52A of the *Poisons Act 1964* to be authorized officers for the purposes of that Act.
".

Regulation 31 amended

6. (1) Regulation 31 (1) of the principal regulations is amended by deleting "the Board" and substituting the following —

" the chief executive officer of Agriculture Western Australia ".

(2) Regulation 31 (2) of the principal regulations is amended by deleting ", by the Agriculture Protection Board" and substituting the following —

" containing sodium fluoroacetate ".

(3) Regulation 31 (3) of the principal regulations is repealed and the following subregulation is substituted —

"
(3) A person who is supplied with pesticide baits containing sodium fluoroacetate must keep them in the container in which they

were supplied and keep that container in a locked compartment or locked room except when the baits are required for immediate use. ”

(4) Regulation 31 (4) of the principal regulations is amended by deleting “Agriculture Protection Board” and substituting the following —

“ chief executive officer of Agriculture Western Australia ”.

(5) Regulation 31 (8) (b) of the principal regulations is amended by deleting “the Board” and substituting the following —

“ that department ”.

Regulation 37A amended

7. Regulation 37A (2) of the principal regulations is amended by deleting “regulations —” and substituting the following —

“ regulation — ”.

Regulations 55 and 56 amended

8. Regulations 55 (1) (b) (ii) and (2) and 56 (3) (a) of the principal regulations are amended by deleting “local authority” and substituting the following —

“ local government ”.

Regulation 70 amended

9. Regulation 70 (1) (e) and (2) (e) are amended by deleting “the Department of Agriculture of Western Australia nominated for the purposes of this paragraph by the Director General of Agriculture;” and substituting the following —

“ Agriculture Western Australia nominated for that purpose by the chief executive officer of that department; ”.

Various references to the Agriculture Protection Board amended

10. In each subregulation listed in the Table to this regulation “the Agriculture Protection Board” is deleted and the following is substituted —

“ Agriculture Western Australia ”.

TABLE

reg. 29 (1), (2), (5), (6), (7),
(8) in the first place, (9)
reg. 29A (1), (2)
reg. 31 (1), (5), (6a), (8)

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.