

JM302

## PRISONS ACT 1981

## PRISONS AMENDMENT REGULATIONS (No. 2) 1996

Made by His Excellency the Governor in Executive Council.

**Citation**

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

**Principal regulations**

2. In these regulations the *Prisons Regulations 1982\** are referred to as the principal regulations.

[\* *Reprinted as at 20 May 1986.*  
*For amendments to 31 July 1996 see 1995 Index to Legislation of Western Australia, Table 4, pp. 226-27 and Gazette 19 March 1996.*]

**Regulation 2 inserted**

3. After regulation 1 of the principal regulations the following regulation is inserted in Part 1 —

“

**Interpretation**

2. In these regulations —

“**approved analysis agent**” means the organization approved from time to time under regulation 28A;

“**organization**” includes a person and a government department or agency.

”

**Regulation 26 amended**

4. (1) Regulation 26 (4) of the principal regulations is amended by deleting “(1) (b)” and substituting the following —

“ (1) (a) ”.

(2) Regulation 26 (5) of the principal regulations is amended —

(a) by deleting “(1) (b)” and substituting the following —

“ (1) (a) ”; and

(b) by deleting “Chemistry Centre (WA)” and substituting the following —

“ approved analysis agent ”.

**Regulation 27 amended**

5. Regulation 27 of the principal regulations is amended in subregulations (1) and (3) by deleting “at the Chemistry Centre (WA)” and substituting the following —

“ by the approved analysis agent ”.

**Regulation 28A inserted**

6. After regulation 28 of the principal regulations the following regulation is inserted —

“

**Approval of analysis agent**

**28A.** (1) The chief executive officer shall approve an organization as the organization whose employees are to carry out analysis of samples taken under regulation 26 (1) (a) or (1b) (a).

(2) The chief executive officer may, at any time, cancel the approval of an organization and approve another organization under subregulation (1).

(3) If at any time no organization is approved under subregulation (1), the Chemistry Centre (WA) shall be taken to be the approved analysis agent.

(4) If a sample has been delivered, under regulation 26 (5), to an organization which was, at the time of delivery, the approved analysis agent —

- (a) that organization shall ensure that the analysis of the sample is completed; and
- (b) the analyst employed by that organization who carries out the analysis shall make and forward a certificate in accordance with regulation 27 (1),

even if, after delivery of the sample, the approval of the organization as the approved analysis agent is cancelled.

”.

**Schedule amended**

7. The Schedule to the principal regulations is amended in Form 1 by deleting “Chemistry Centre (WA)” and substituting the following —

“ ..... (Name of approved analysis agent) ”.

By His Excellency's Command,

J. PRITCHARD, Clerk of the Council.