

BU301**BUSH FIRES ACT 1954****BUSH FIRES (INFRINGEMENTS) AMENDMENT REGULATIONS 1990**

Made by His Excellency the Governor in Executive Council.

Citation

1. These regulations may be cited as the *Bush Fires (Infringements) Amendment Regulations 1990*.

Commencement

2. These regulations shall come into operation on the twenty-eighth day after the day on which they are published in the *Government Gazette*.

First Schedule repealed and a schedule substituted

3. The First Schedule to the *Bush Fires (Infringements) Regulations** is repealed and the following schedule is substituted—

First Schedule			
Item	Regulation or Section	Nature of offence	Penalty
Bush Fires Act 1954			
			\$
1	Section 17 (12) ...	Setting fire to bush during prohibited burning times	100
2	Section 18 ...	Offences relating to burning of bush	100
3	Section 22 (3) (a) ...	Failure to notify and obtain approval of local authority before setting fire to bush on land adjoining exempt land	100
4	Section 22 (3) (b) ...	Failure to prepare a fire break in accordance with section 22 (3) (b) before setting fire to bush on land adjoining exempt land	100
5	Section 24B (3) (a) ...	Failure to produce permit to burn	40
6	Section 24B (3) (b) ...	Failure or refusal to identify person who issued permit to burn	40
7	Section 25 ...	Offences relating to lighting of fires in the open air	100
8	Section 25A (4) ...	Failure to observe and carry out the conditions of an exemption from section 25	100
9	Section 25A (7) ...	Lighting a fire contrary to a notice issued under section 25A (5) by a local authority	100
10	Section 25B (2) ...	Lighting a fire to destroy garden refuse or the like contrary to the specified conditions	100
11	Section 26 ...	Failure to carry out burning of proclaimed plants or refuse thereof in accordance with the regulations	100
12	Section 26A ...	Failure to carry out burning of declared plants or refuse thereof in accordance with the regulations	100
13	Section 27 (1) ...	Offences relating to the operation of tractors, or self-propelled harvesters, engines, machinery and vehicles during the prohibited and restricted burning times	60
14	Section 27 (5) ...	Operation of a tractor or self-propelled harvester without a fire extinguisher contrary to a notice issued by a local authority	60
15	Section 27B (1) ...	Giving a false alarm of fire	100
16	Section 27C (1) ...	Vandalism	100
17	Section 27D (2) ...	Offence related to the carriage of incendiary material in a motor vehicle	100
18	Section 27D (3) ...	Offence relating to the depositing of incendiary material	100
19	Section 28 (1) ...	Failure of occupier of land to extinguish a bush fire burning on that land	100
20	Section 30 ...	Offences relating to the disposal of cigarettes, cigars and matches	40
21	Section 33 (3) ...	Failure of owner or occupier of land to comply with a notice requiring him to take action to plough or clear firebreaks or take other action to prevent the outbreak or spread of bush fires	80
22	Section 46 (2) ...	Lighting fire contrary to section 46 or failing to carry out directions of bush fire control officer, local authority or forrest officer	100
23	Section 47 ...	Lighting a firebreak without direction while bush fire burning	100

Item	Regulation or Section	Nature of offence	Penalty
Bush Fires Act 1954			
24	Section 56 (3) ...	Refusal to state name and abode or stating false name and abode	\$ 40
25	Section 57 ...	Obstruction	100
Bush Fires Regulations 1954			
26	Regulation 15 (2)	Applying to another bush fire control officer for permit where permit already refused or granted subject to special conditions	100
27	Regulation 15B (1)	Failure to comply with conditions in regulation 15B in relation to the burning of the bush	100
28	Regulation 19A (1)	Failure to deliver prescribed notice of intention to burn clover	100
29	Regulation 19A (2)	Burning clover in an area or at a time other than that specified in a permit	100
30	Regulation 19A (3)	Failure to have three men in attendance during the burning of clover	100
31	Regulation 21 ...	Burning clover contrary to conditions or requisitions specified in a permit	100
32	Regulation 21B (2)	Burning clover contrary to a direction given by a bush fire control officer	100
33	Regulation 22 ...	Failure to notify or report the escape of a fire lit under permit	60
34	Regulation 22B (1)	Offence relating to burning under section 24A of the Act in certain parts of the State	100
35	Regulation 22B (2)	Failure to comply with a requisition of a bush fire control officer relating to burning under section 24A of the Act	100
36	Regulation 23 (1) and (3)	Offences relating to charcoal burning	100
37	Regulation 37A	Offences relating to operation of bulldozer or road-grader	60
38	Regulation 38 ...	Operating harvesting machine or header during prohibited burning times or restricted burning times without fire extinguisher	60
39	Regulation 38A (3)	Operating or using engines, vehicles, plant or machinery contrary to notice or direction	60
40	Regulation 38A (4)	Failure to provide plough or other machine or equipment when required by local authority	60
41	Regulation 38B (2)	Failure to fit spark arrester to power saw, bag loader or other plant or equipment	60
42	Regulation 38B (3)	Operating power saw, bag loader or other plant or equipment contrary to provisions of, or contrary to any prohibition or direction given under, regulation 38B	60
43	Regulation 38C (1)	Operating harvesting machine or header when prohibited	60
44	Regulation 39	Offences relating to operation of chaff cutting plants	60
45	Regulation 39A	Offences relating to operation of motor vehicles	60
46	Regulation 39B	Offences relating to operation of aeroplanes	60
47	Regulation 39C	Offences relating to operation of welding and cutting apparatus	60
48	Regulation 39D (1)	Offences relating to use of explosives	60
49	Regulation 39D (2)	Failure to comply with directions of bush fire control officers as to use of explosives	60

Item	Regulation or Section	Nature of offence	Penalty
Bush Fires Regulations 1954			
50	Regulation 43 (1)	Failure to give prescribed notification to local authority regarding the occurrence of a bush fire	\$ 40
51	Regulation 44 (a)	Failure by owner or occupier of land to give prescribed notice of intention to exercise powers conferred by section 34 of the Act	100 "

*[*Published in the Gazette of 10 March, 1978 at pp. 702-4. For amendments to 2 November, 1990 see p. 194 of 1989 Index to Legislation of Western Australia.]*

By His Excellency's Command,

G. PEARCE, Clerk of the Council.