

HE303

HEALTH ACT 1911

HEALTH (PESTICIDES) AMENDMENT REGULATIONS (No. 3) 1990

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. 3) 1990*.

Principal regulations

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

[*Reprinted in the Gazette of 7 April 1989 at pp. 891-944 with corrigendum in Gazette of 28 April 1989. For amendments to 14 November 1990 see p. 264 of 1989 Index to Legislation of Western Australia and Gazette of 22 June 1990.]

Regulation 19AA repealed and a regulation substituted

3. Regulation 19AA of the principal regulations is repealed and the following regulation is substituted—

Transportation of diluted pesticides

“ 19AA. (1) A person shall not transport—

(a) any pesticides; or

(b) a herbicide which is included in the Seventh Schedule of Appendix A to the *Poisons Act 1964*,

in a container of a capacity of 15L or more in a public place in a diluted form or to which any other substance has been added unless the name and concentration of the pesticide or herbicide is clearly marked on the container in letters with a minimum height of 25 mm.

(2) A person who transports a herbicide which is not included in the Seventh Schedule of Appendix A to the *Poisons Act 1964* in a container of a capacity of more than 15L in a public place in a diluted form or to which any other substance has been added shall ensure that—

(a) the herbicide is transported in accordance with subregulation (1); or

(b) the words “DILUTED HERBICIDE” are clearly marked on the container in letters with a minimum height of 25 mm; and

(c) the name and concentration of the herbicide are prominently displayed within the cab of the vehicle in which the herbicide is transported.

(3) In this regulation—

“herbicide” means any pesticide intended for preventing, destroying or controlling any unwanted plant, including any algae or aquatic weed. ”.

Regulation 82 amended

4. Regulation 82 of the principal regulations is amended in subregulation (1) by deleting “19AA,” and substituting the following—

“ 19AA (1) and (2), ”.

By His Excellency's Command,

G. PEARCE, Clerk of the Council.