



Western Australia

Biosecurity and Agriculture Management Act 2007

**Biosecurity and Agriculture Management
(Declared Pest Account) Regulations 2014**

Biosecurity and Agriculture Management (Declared Pest Account) Regulations 2014

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Biosecurity and Agriculture Management (Declared Pest Account) Regulations 2014

1. Citation

These regulations are the *Biosecurity and Agriculture Management (Declared Pest Account) Regulations 2014*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

3. Prescribed areas

The local government districts specified in the Table are prescribed as areas for the purposes of section 130(1) of the Act.

Table

Ashburton	Boyup Brook
Bridgetown-Greenbushes	Broome
Bunbury	Capel
Carnarvon	Chapman Valley
Coolgardie	Cue

Dalwallinu	Dardanup
Derby-West Kimberley	Donnybrook-Balingup
Dundas	East Pilbara
Esperance	Exmouth
Greater Geraldton	Halls Creek
Harvey	Kalgoorlie-Boulder
Karratha	Kondinin
Koorda	Kulin
Lake Grace	Laverton
Leonora	Mandurah
Meekatharra	Menzies
Merredin	Morawa
Mount Magnet	Mount Marshall
Mukinbudin	Murchison
Murray	Nannup
Narembeen	Ngaanyatjarraku
Northampton	Nungarin
Perenjori	Port Hedland
Ravensthorpe	Sandstone
Serpentine-Jarrahdale	Shark Bay

Trayning	Upper Gascoyne
Waroona	West Arthur
Westonia	Wiluna
Wyndham-East Kimberley	Yalgoo
Yilgarn	

[Regulation 3 amended: Gazette 3 May 2016 p. 1355-6;
18 Aug 2017 p. 4445-6; 15 May 2018 p. 1528-9.]

4. Consultation requirement

(1) In this regulation —

affected land, in relation to a proposal to determine a rate under section 130 of the Act, means the land or the class of land in respect of which it is proposed to determine the rate;

relevant newspaper, in relation to a proposal to determine a rate under section 130 of the Act, means a newspaper circulating generally in the area in which the affected land is situated.

(2) Not less than one month before determining a rate chargeable on land under section 130 of the Act, the Minister must —

(a) publish a notice in a relevant newspaper —

(i) identifying the affected land; and

(ii) stating the rate that the Minister proposes to determine; and

(iii) inviting submissions from interested persons regarding the proposed determination;

and

(b) in so far as is reasonably practicable, give a copy of the notice to each owner of affected land if —

r. 4A

- (i) the Minister has not made a determination in relation to the rate chargeable on the affected land for the previous financial year; or
- (ii) the rate the Minister proposes to determine is an increase of 5% or more on the rate determined in respect of the affected land in the previous financial year.

[Regulation 4 amended: Gazette 17 May 2019 p. 1433.]

4A. Prescribed amount for flat rate

For the purposes of section 132(2) of the Act, the amount is \$3 781.

[Regulation 4A inserted: Gazette 3 Feb 2017 p. 1110.]

5. Biosecurity and Agriculture Management (Declared Pest Account Rate Consultation) Regulations 2011 repealed

The *Biosecurity and Agriculture Management (Declared Pest Account Rate Consultation) Regulations 2011* are repealed.



Notes

- ¹ This is a compilation of the *Biosecurity and Agriculture Management (Declared Pest Account) Regulations 2014* and includes the amendments made by the other written laws referred to in the following table.

Compilation table

Citation	Gazettal	Commencement
<i>Biosecurity and Agriculture Management (Declared Pest Account) Regulations 2014</i>	30 May 2014 p. 1680-2	r. 1 and 2: 30 May 2014 (see r. 2(a)); Regulations other than r. 1 and 2: 31 May 2014 (see r. 2(b))
<i>Biosecurity and Agriculture Management (Declared Pest Account) Amendment Regulations 2016</i>	3 May 2016 p. 1355-6	r. 1 and 2: 3 May 2016 (see r. 2(a)); Regulations other than r. 1 and 2: 4 May 2016 (see r. 2(b))
<i>Biosecurity and Agriculture Management (Declared Pest Account) Amendment Regulations 2017</i>	3 Feb 2017 p. 1109-10	r. 1 and 2: 3 Feb 2017 (see r. 2(a)); Regulations other than r. 1 and 2: 4 Feb 2017 (see r. 2(b))
<i>Biosecurity and Agriculture Management (Declared Pest Account) Amendment Regulations (No. 2) 2017</i>	18 Aug 2017 p. 4445-6	r. 1 and 2: 18 Aug 2017 (see r. 2(a)); Regulations other than r. 1 and 2: 19 Aug 2017 (see r. 2(b))
<i>Biosecurity and Agriculture Management (Declared Pest Account) Amendment Regulations 2018</i>	15 May 2018 p. 1528-9	r. 1 and 2: 15 May 2018 (see r. 2(a)); Regulations other than r. 1 and 2: 16 May 2018 (see r. 2(b))
<i>Biosecurity and Agriculture Management (Declared Pest Account) Amendment Regulations 2019</i>	17 May 2019 p. 1433	r. 1 and 2: 17 May 2019 (see r. 2(a)); Regulations other than r. 1 and 2: 18 May 2019 (see r. 2(b))

Defined terms

Defined terms

[This is a list of terms defined and the provisions where they are defined.

The list is not part of the law.]

Defined term	Provision(s)
affected land.....	4(1)
relevant newspaper	4(1)