

AGRICULTURE AND RELATED RESOURCES PROTECTION.

No. 22 of 1980.

**AN ACT to amend the Agriculture and Related
Resources Protection Act 1976-1979.**

[Assented to 15 October 1980.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Agriculture and Related Resources Protection Amendment Act 1980*.

Short title
and
citation.

(2) In this Act the Agriculture and Related Resources Protection Act 1976-1979 is referred to as the principal Act.

Act No. 42
of 1976 as
amended by
Nos. 40 of
1978 and 55
of 1979.

(3) The principal Act as amended by this Act may be cited as the Agriculture and Related Resources Protection Act 1976-1980.

Commence-
ment.

2. (1) Subject to subsection (2) of this section this Act shall come into operation on the day on which this Act receives the Royal Assent.

(2) Section 5 of this Act shall be deemed to have come into operation on 1 July 1980.

Section 60
amended.

3. Section 60 of the principal Act is amended in subsection (3)—

(a) by deleting “1980” in paragraph (a) and substituting the following—

“ 1982 ” ; and

(b) by deleting “1980” in paragraph (b) and substituting the following—

“ 1982 ” .

Section 63
amended.

4. Section 63 of the principal Act is amended by repealing subsection (3) and substituting the following subsections—

“ (3) Rates assessed under section 60 or 61 shall, subject to this Act, be due and payable thirty days after the service by post of a notice of assessment.

(3a) When rates assessed under section 60 or 61 are due and payable—

(a) they are a debt due to the Protection Board and payable to the Commissioner;

(b) they may be sued for and recovered by the Commissioner suing on behalf of the Protection Board; and

(c) sections 42 to 51 (both inclusive) of the Land Tax Assessment Act 1976 apply to and in relation to them as if they were land tax imposed by any Act and assessed under the Land Tax Assessment Act 1976. ” .

5. Section 65 of the principal Act is amended— Section 65
amended.

(a) by deleting “1980” in paragraph (a) of subsection (2) and substituting the following—

“ 1982 ” ; and

(b) by deleting “1980” in paragraph (a) of subsection (3) and substituting the following—

“ 1982 ” .

6. Section 84 of the principal Act is amended— Section 84
amended.

(a) in paragraph (a) of subsection (1) by inserting after subparagraph (iv) the following subparagraph—

“ (v) whether any chemical is being or has been stored or used upon the land or in the premises contrary to this Act; ” ;

(b) in subsection (2)—

(i) by deleting “Act,” in paragraph (c) and substituting the following—

“ Act; ” ;

(ii) by inserting after paragraph (c) the following paragraph—

“ (d) any chemical that is being stored or has been used contrary to this Act, ” ;

and

(iii) by deleting “found therein” in the last line and substituting the following—

“ or chemical found in the premises ” .

7. Section 85 of the principal Act is amended in subsection (1)— Section 85
amended.

(a) by deleting “or” after paragraph (a);

(b) by deleting "74." in paragraph (b) and substituting the following—

" 74; " ;

and

(c) by inserting after paragraph (b) the following word and paragraph—

" or

(c) any chemical is being transported on or in that vehicle, vessel, aircraft or train contrary to section 83A. " .

Section 105
amended.

8. Section 105 of the principal Act is amended in paragraph (1) by inserting before "plants" the following—

" declared " .

Section 106A
amended.

9. Section 106A of the principal Act is amended—

(a) by inserting after the section designation "106A." the following subsection designation—

" (1) " ; and

(b) by inserting the following subsection—

" (2) Regulations may authorize the taking of samples of chemicals, the seizure and removal of chemicals and the giving of directions for the removal of chemicals. " .
