

WESTERN AUSTRALIA

ACTS AMENDMENT (RETAIL TRADING HOURS) ACT

No. 114 of 1987

AN ACT to amend the *Factories and Shops Act 1963*, the *Parliamentary Commissioner Act 1971* and the *Constitution Acts Amendment Act 1899*.

[Assented to 31 December 1987]

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:—

PART I—PRELIMINARY

Short title

1. This Bill may be cited as the *Acts Amendment (Retail Trading Hours) Act 1987*.

Commencement

2. This Act shall come into operation on the day that the *Retail Trading Hours Act 1987* comes into operation.

PART II—*FACTORIES AND SHOPS ACT 1963*

Principal Act

3. In this Part the *Factories and Shops Act 1963** is referred to as the principal Act.

[*Reprinted as approved 19 September 1984 and amended by Acts Nos. 98 of 1985 and 11 of 1986.]

Section 5 amended

4. Section 5 of the principal Act is amended in subsection (1) by deleting the definition of “the Committee”.

Section 57A amended

5. Section 57A of the principal Act is amended by repealing subsection (2).

Part IX amended

6. Part IX of the principal Act is amended by repealing Division I and Division II and the headings thereto.

Section 94 repealed

7. Section 94 of the principal Act is repealed.

Section 95 amended

8. Section 95 of the principal Act is amended—

(a) by repealing subsection (1); and

(b) in subsection (3), by deleting “the holidays referred to in subsection (1) of this section” and substituting the following—

“ each public holiday and half-holiday ”.

Schedule V to the *Constitution Acts Amendment Act 1899* amended

12. Schedule V to the *Constitution Acts Amendment Act 1899** is amended in Part 3—

(a) by deleting the following—

- (i) “The Factory Welfare Board constituted under the Factories and Shops Act 1963.”;
- (ii) “The Holiday Resorts Advisory Committee constituted under the Factories and Shops Act 1963.”; and
- (iii) “The Retail Trade Advisory and Control Committee constituted under the Factories and Shops Act 1963.”;

and

(b) by inserting before the item relating to The Rock Lobster Industry Advisory Committee the following—

“ The Retail Shops Advisory Committee established under the *Retail Trading Hours Act 1987*. ”.

[*Reprinted as approved 26 June 1984 and amended by Acts Nos. 75 and 78 of 1984 and 10, 97 and 101 of 1986.]

Section 98 amended

9. Section 98 of the principal Act is amended in subsection (1) by deleting “, on the recommendation of the Committee,”.

Section 106 amended

10. Section 106 of the principal Act is amended in subsection (1)—

- (a) by deleting “or the Committee or any member of the Committee”; and
- (b) by deleting “or by the Committee or any member thereof”.

**PART III—PARLIAMENTARY COMMISSIONER ACT 1971 AND
CONSTITUTION ACTS AMENDMENT ACT 1899**

Schedule to *Parliamentary Commissioner Act 1971* amended

11. The Schedule to the *Parliamentary Commissioner Act 1971** is amended by deleting “Factory Welfare Board, Holiday Resorts Advisory Committee and Retail Trade Advisory and Control Committee established under the Factories and Shops Act 1963.” and inserting after the item relating to the Real Estate and Business Agents Supervisory Board the following—

“ Retail Shops Advisory Committee established under the *Retail Trading Hours Act 1987*. ”.

[*Reprinted as approved 19 July 1983 and amended by Acts Nos. 124 of 1984; 69, 92, 98, 107 and 110 of 1985 and 39, 51, 94 and 101 of 1986.]