AN ACT to amend the Agriculture Protection Board Act 1950.

[Assented to 10 December 1986.]

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:—

Short title

1. This Act may be cited as the Agriculture Protection Board Amendment Act 1986.
Commencement

2. This Act shall come into operation on such day as is fixed by proclamation.

Principal Act

3. In this Act the Agriculture Protection Board Act 1950* is referred to as the principal Act.

[*Reprinted as approved 31 August 1976 and amended by Act No. 98 of 1985.]

Section 5 amended

4. (1) Section 5 of the principal Act is amended—

   (a) in subsection (3)—

      (i) by deleting paragraph (a) and substituting the following paragraph—

           “ (a) the Director of Agriculture, or his deputy, who shall be Chairman and the Chief Officer, who shall be the Chief Executive Officer, each by virtue of his office; ”; and

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

           “ 9 ”;

   (b) by repealing subsection (4) and substituting the following subsections—

       “ (4) Of the 9 persons mentioned in subsection (3) (b)—

           (a) not less than one and not more than 2 persons shall be chosen from a panel of the names of 7 persons submitted by the body known as the Primary Industry Association of Western Australia, of which persons—

                   (i) 5 shall represent different zones in the area specified in Schedule 1; and

                   (ii) 2 shall represent different zones in the area specified in Schedule 2;
(b) one shall be chosen from a panel of the names of 6 persons submitted by the body known as the Pastoralists' and Graziers' Association of Western Australia, of which persons—

(i) 2 shall represent different zones in the area specified in Schedule 1; and

(ii) 4 shall represent different zones in the area specified in Schedule 2;

(c) not less than 2 and not more than 5 persons shall be chosen from a panel of the names of 9 persons, each representing a different zone, submitted by the body known as the Country Shire Councils' Association of Western Australia; and

(d) not less than one and not more than 5 persons shall be chosen from a panel of names comprised of one nomination from each authority, of a person able to represent his zone.

(4a) A member of an authority shall resign from that office before accepting appointment to the Protection Board. 

(c) by repealing subsection (6); and

(d) by repealing subsection (12) and substituting the following subsection—

(12) Appointment as a member of the Protection Board does not render the Public Service Act 1978 or any other Act applying to persons as officers of the Public Service of the State, applicable to that person or prejudice the application to him of those Acts if they applied to him at the time of his appointment. 

(2) Each person holding office as a member of the Protection Board under section 5 (3) (b) of the principal Act immediately before the coming into operation of this section shall, upon the coming into operation of this section, vacate that office but, subject to the principal Act as amended by this Act, shall be eligible for reappointment as a member of the Protection Board.
Section 14 amended

5. Section 14 of the principal Act is amended by deleting paragraph (d) and substituting the following paragraph—

"(d) no contract made by the Protection Board the consideration of which exceeds $100 000 shall have any force or effect unless sanctioned by the Governor; ".

Schedule repealed and Schedules substituted

6. The Schedule to the principal Act is repealed and the following Schedules are substituted—

SCHEDULE 1

AGRICULTURE AREA

The portions of the State comprised of the following local government authorities—

Cities of—

Armadale  Cockburn
Bunbury    Gosnells
Canning    Wanneroo

Shires of—

Albany       Dowerin
Augusta-Margaret River  Dumbleyung
Beverley     Dundas
Boddington   Esperance
Booyup Brook Gingin
Bridgetown-Greenbushes Gnowangerup
Brookton     Goomalling
Broomehill   Greenough
Bruce Rock   Harvey
Busseton     Irwin
Capel        Jerramungup
Carnamah     Kalamunda
Chapman Valley Katanning
Chittering   Kellerberrin
Collie       Kent
Coorow       Kojonup
Corrigin     Koorda
Cranbrook    Kulin
Cuballing    Lake Grace
Cunderdin    Mandurah
Dalwallinu   Manjimup
Dandaragan   Merredin
Dardanup     Minganew
Denmark      Moora
Donnybrook-Balingup Morawa
                                          Mt Marshall
Mukinbudin  Tambellup  
Mullewa  Tammin  
Mundaring  Three Springs  
Murray  Toodyay  
Nannup  Trayning  
Narembeen  Victoria Plains  
Narrogin  Wagin  
Northam  Wandering  
Northampton  Waroona  
Nungarin  West Arthur  
Perenjori  Westonia  
Pingelly  Wickepin  
Plantagenet  Williams  
Quairading  Wongan-Ballidu  
Ravensthorpe  Woodanilling  
Rockingham  Wyalkatchem  
Serpentine-Jarrahdale  Yilgarn  
Swan  York  

**Towns of—**

Albany  Narrogin  
Geraldton  Northam  
Kwinana

**SCHEDULE 2**  

Section 5 (4)

**PASTORAL AREA**

The portions of the State comprised of the following local government authorities—

**Shires of—**

Boulder  Menzies  
Broome  Mt Magnet  
Carnarvon  Murchison  
Coolgardie  Port Hedland  
Cue  Roebourne  
Derby/West Kimberley  Sandstone  
Dundas  Shark Bay  
East Pilbara  Upper Gascoyne  
Exmouth  West Pilbara  
Hall’s Creek  Wiluna  
Laverton  Wyndham-East Kimberley  
Leonora  Yalgoo  
Meekatharra  

**Town of—**

Kalgoorlie