

WESTERN AUSTRALIA

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# AGRICULTURE PROTECTION BOARD AMENDMENT ACT

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No. 95 of 1986

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**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

Section 5 (4)

## 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
Boyup Brook	Gingin
Bridgetown-Greenbushes	Gnowangerup
Brookton	Goomalling
Broomehill	Greenough
Bruce Rock	Harvey
Busselton	Irwin
Capel	Jerramungup
Carnamah	Kalamunda
Chapman Valley	Katanning
Chittering	Kellerberrin
Collie	Kent
Coorow	Kojonup
Corrigin	Kondinin
Cranbrook	Koorda
Cuballing	Kulin
Cunderdin	Lake Grace
Dalwallinu	Mandurah
Dandaragan	Manjimup
Dardanup	Merredin
Denmark	Mingenew
Donnybrook-Balingup	Moora
	Morawa
	Mt Marshall

Mukinbudin	Tambellup
Mullewa	Tammin
Mundaring	Three Springs
Murray	Toodyay
Nannup	Trayning
Narembeen	Victoria Plains
Narrogin	Wagin
Northam	Wandering
Northhampton	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

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