

ACTS AMENDMENT
(STATUTORY DESIGNATIONS)
AND VALIDATION.

No. 63 of 1981.

AN ACT to alter designations of offices and departments in certain Acts and to validate acts, matters, and things done by or in relation to those offices and departments under designations other than the designations applicable in relation to those offices and departments.

[Assented to 13 October 1981.]

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. This Act may be cited as the *Acts Amendment (Statutory Designations) and Validation Act 1981*. Short title.

Citation of amended Acts.

2. A scheduled Act as amended by this Act may be cited by showing the year of its passing followed by—

“ -1981 ” .

Interpretation.

3. In this Act unless the contrary intention appears—

“commencement date” means the date on which this Act comes into operation;

“Schedule” means the Schedule to this Act;

“scheduled Act” means an Act specified in column one of the Schedule as that Act was in force immediately before the commencement date;

“scheduled amendment” means the amendment effected to a scheduled provision pursuant to section 4 of this Act;

“scheduled provision” means the provision of a scheduled Act specified in column two of the Schedule.

Amendment of scheduled Act.

4. Each scheduled provision is amended in the manner set forth in the scheduled amendment opposite and corresponding to the scheduled provision.

Validation.

5. It is hereby declared that no act, matter, or thing done or purportedly done before the commencement date under a scheduled Act or by reference to a scheduled provision, as the case may be, is or ever has been invalid by reason that the act, matter, or thing done or purportedly done under the scheduled Act or by reference to a scheduled provision was done by reference to a designation of office or department other than the designation applicable to the office or department under the scheduled Act or scheduled provision as in force at the time that the act, matter or thing was done or purportedly done under that scheduled Act or by reference to that scheduled provision.

SCHEDULE.

<i>Column One</i>	<i>Column Two</i>	<i>Column Three</i>	<i>Column Four</i>
SCHEDULED ACT	SCHEDULED PROVISION	SCHEDULED AMENDMENT	
		DELETE	SUBSTITUTE
Chiropodists Act 1957	section 6 (2)	“Commissioner of Public Health”	“Permanent Head”
Clean Air Act 1964	section 8 (4) (b)	“Department of Industrial Development”	“Department of Industrial Development and Commerce of the Public Service of the State”
Country Areas Water Supply Act 1947	section 5	the definition “Department”	““Department” means the Public Works Department of the Public Service of the State”
	section 12B (2)	“Department” wherever occurring	“Under Secretary” in each case
	section 12BA (3)	“Department” wherever occurring	“Under Secretary” in each case
Country Towns Sewerage Act 1948	section 3	the definition “Minister”	
Dairy Industry Act 1973	section 5	definition “Chief, Division of Dairying”	““Chief, Division of Dairying and Food Technology” means the person for the time being holding the office of Chief, Division of Dairying and Food Technology in the Department;”
	section 88 (6)	“Chief, Division of Dairying”	“Chief, Division of Dairying and Food Technology”
	section 89 (3)	“Chief, Division of Dairying” wherever occurring	“Chief, Division of Dairying and Food Technology” in each case

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SCHEDULE—continued

Column One	Column Two	Column Three	Column Four
SCHEDULED ACT	SCHEDULED PROVISION	SCHEDULED AMENDMENT	
		DELETE	SUBSTITUTE
Dental Act 1939	section 51A (2) (a)	the provision	“(a) an officer of the Public Service of the State having professional qualifications in dentistry who is nominated in writing by the Permanent Head and who shall be chairman;”
Factories and Shops Act 1963	section 5	the definition “Commissioner”	“Permanent Head of the Public Health Department of the Public Service of the State”
	section 16 (1) (i) section 18	“Commissioner” “Commissioner”	“Permanent Head of the Public Health Department of the Public Service of the State” “Permanent Head of the Public Health Department of the Public Service of the State”
Fluoridation of Public Water Supplies Act 1966	section 4	the definition “Commissioner”	
	section 5 (2) (a)	“Commissioner”	“Permanent Head of the Public Health Department of the Public Service of the State”
	section 5 (2) (c)	“Chief Engineer”	“Director of Engineering”
	section 5 (2) (c) section 5 (4)	“department of the Public Service of the State known as the Metropolitan Water Supply, Sewerage, and Drainage Department” “Commissioner” in line 1 “Commissioner” in line 2	“department of the Public Service of the State known as the Metropolitan Water Supply, Sewerage, and Drainage Board” “member of the Committee referred to in subsection (2) (a) of this section” “he”

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Fruit Growing Industry (Trust Fund) Act 1941	section 3	the definition "Under Secretary"	
	section 4	....	"Under Secretary"	"Permanent Head"
	section 11 (1)	....	"Under Secretary"	"Permanent Head"
	section 11 (3)	....	"Under Secretary"	"Permanent Head"
Health Act 1911	....	section 340B (3) (c)	"Commissioner of Public Health"	"Commissioner"
Hospitals Act 1927	....	section 6 (1)	the provision	
Industrial and Commercial Employees' Housing Act 1973		section 8 (2) (b)	"Department of Development and Decentralisation"	"Department of Industrial Development and Commerce of the Public Service of the State"
Industrial Development (Kwinana Area) Act 1952		section 6 (e) (ii)	the provision	"(ii) the Permanent Head of the Department of Industrial Development and Commerce of the Public Service of the State"
Industrial Development (Resumption of Land) Act 1945		section 4 (2) (f)	the provision	"(f) a medical officer of the Public Health Department of the Public Service of the State"
		section 4 (2) (g)	the provision	"(g) an officer of the Department of Industrial Development and Commerce of the Public Service of the State nominated from time to time by the Minister administering that Department"
Industrial Lands Development Authority Act 1966		section 6 (1) (c)	the provision	"(c) the Permanent Head of the Department of Industrial Development and Commerce or such other person employed in that Department as the Minister from time to time nominates;"

SCHEDULE—*continued*

<i>Column One</i>	<i>Column Two</i>	<i>Column Three</i>	<i>Column Four</i>
SCHEDULED ACT	SCHEDULED PROVISION	SCHEDULED AMENDMENT	
		DELETE	SUBSTITUTE
Inventions Act 1975	section 7 (1) (a)	“Department of Industrial Development”	“Department of Industrial Development and Commerce of the Public Service of the State”
Land Drainage Act 1925	Section 6	the definition “Minister”	
Metropolitan Water Supply, Sewerage, and Drainage Act 1909	Section 5	the definition “Minister”	
Noise Abatement Act 1975	section 5 (1)	the definition “Department”	“ ‘Department’ means the Public Health Department of the Public Service of the State;”
	section 10 (2) (a)	“of Public Health”	
	section 10 (2) (c) (i)	“Department of Development and Decentralisation”	“Department of Industrial Development and Commerce of the Public Service of the State”
	section 10 (2) (c) (iii)	“Department of Labour”	“Department of Labour and Industry of the Public Service of the State”
	section 10 (2) (c) (iv)	“Department of Environmental Protection”	“Department of Conservation and Environment of the Public Service of the State”
Occupational Therapists Registration Act 1980	section 7 (1) (a)	the provision	“(a) the Permanent Head or a person who is nominated by the Permanent Head;”

Physiotherapists Act 1950	section 6 (2)	....	“the Commissioner of Public Health;”	“the Permanent Head”
	section 6 (2)	....	“Public Health Department of the State”	“Public Health Department of the Public Service of the State”
Plant Diseases Act 1914	section 22 (4)	....	“Superintendent of Horticulture”	“Chief, Division of Horticulture”
	section 38 (1) (b) (ii)	....	“Secretary for Mines”	“Permanent Head of the Department of Mines of the Public Service of the State”
Poisons Act 1964	section 8 (2) (a)	....	“Department of Public Health”	“Public Health Department of the Public Service of the State”
	section 8 (2) (b)	....	“Department of Public Health”	“Public Health Department of the Public Service of the State”
Potato Growing Industry Trust Fund Act 1947	section 4	....	the definition “Under Secretary”	
	section 5 (1)	....	“Under Secretary”	“Permanent Head”
	section 6 (4) (a) (ii)	....	“Agricultural Department”	“Department of Agriculture of the Public Service of the State”
	section 16 (1)	....	“Under Secretary”	“Permanent Head”
	section 16 (3)	....	“Under Secretary”	“Permanent Head”
Poultry Industry (Trust Fund) Act 1948	section 3	....	the definition “Under Secretary”	
	section 4	....	“Under Secretary”	“Permanent Head”
	section 11 (1)	....	“Under Secretary”	“Permanent Head”
Public Education Endowment Act 1909	section 2 (1)	....	“Inspector General of Schools”	“Director-General of Education”
	section 2 (2)	....	“Inspector General of Schools”	“Director-General of Education”
Radiation Safety Act 1975	section 4	....	the interpretation “authorized officer”	“‘authorized officer’ means a person who is appointed in writing by the Permanent Head”
	section 7 (1)	....	“Commissioner of Public Health”	“Permanent Head”
	section 13 (2) (a)	....	“Commissioner of Public Health”	“Permanent Head”

SCHEDULE—continued

<i>Column One</i>	<i>Column Two</i>	<i>Column Three</i>	<i>Column Four</i>
SCHEDULED ACT	SCHEDULED PROVISION	SCHEDULED AMENDMENT	
		DELETE	SUBSTITUTE
Radiation Safety Act 1975	section 13 (3)	“Commissioner of Public Health” wherever occurring	“Permanent Head”
	section 42 (4)	“Commissioner of Public Health”	“Permanent Head”
	section 55 (1), (2), & (3)	“Commissioner of Public Health”	“Permanent Head”
Rights in Water and Irrigation Act 1914	section 2	the definition “Minister”	
Soil Conservation Act 1945	section 4	paragraph (e) of definition of “Public Authority”	“(e) Director of Engineering in the Department of Public Works of the Public Service of the State”
State Energy Commission Act 1979	section 21 (1) (a)	“Department of Industrial Development”	“Department of Resources Development of the Public Service of the State”
Tourist Act 1973	section 5 (2) (b)	“Co-ordinator, Department of Development and Decentralisation”	“Permanent Head of the Department of Industrial Development and Commerce of the Public Service of the State”
	section 5 (2) (d)	“Director of the Youth, Community Recreation and National Fitness Council or a member of that Council”	“Permanent Head of the Department for Youth, Sport and Recreation or a member of the Youth, Sport and Recreation Advisory Committee”

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Veterinary Preparations and Animal Feeding Stuffs Act 1976	section 17 (6) (b)	“the person holding or acting in the office of Commissioner of Public Health”	“Permanent Head of the Public Health Department of the Public Service of the State”
Water Boards Act 1904	section 3	the definition “Minister”	
Weights and Measures Act 1915	section 4	the definition “Secretary for Labour”	
	section 5	“Secretary for Labour”	“Permanent Head”
	section 7	“Secretary for Labour”	“Permanent Head”
	section 8	“Secretary for Labour”	“Permanent Head”
Western Australian Overseas Projects Authority Act 1978	section 13 (1)	“Co-ordinator of Industrial Development”	“Permanent Head of the Department of Industrial Development and Commerce of the Public Service of the State”
Workers’ Compensation Act 1912	section 8 (1d) (b) and section 8 (1d) (c)	“Commissioner of Public Health” wherever occurring	“Permanent Head of the Public Health Department of the Public Service of the State” in each case
	section 9 (1) (2)	“Commissioner of Public Health” wherever occurring	“Permanent Head of the Public Health Department of the Public Service of the State” in each case