

# LIQUEFIED PETROLEUM GAS SUBSIDY.

No. 1 of 1981.

AN ACT to amend the Liquefied Petroleum Gas  
Subsidy Act 1980.

[Assented to 18 May 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. (1) This Act may be cited as the *Liquefied Petroleum Gas Subsidy Amendment Act 1981*.

Short title  
and  
citation.

(2) In this Act the Liquefied Petroleum Gas Subsidy Act 1980 is referred to as the principal Act.

Act No. 39  
of 1980.

(3) The principal Act as amended by this Act may be cited as the Liquefied Petroleum Gas Subsidy Act 1980-1981.

Commence-  
ment of  
sections 3  
and 4.

2. (1) Section 3 of this Act shall be deemed to have come into operation on 30 September 1980.

(2) Section 4 of this Act shall come into operation on the twenty-eighth day after the day on which this Act is assented to by the Governor.

Section 3  
amended.

3. Section 3 of the principal Act is amended—

(a) in subsection (1) by—

(i) deleting “or” after the semi-colon at the end of paragraph (b) of the definition of “eligible use”;

(ii) inserting, after the semi-colon at the end of paragraph (c) of the definition of “eligible use”, the following—

“ or ”;

(iii) inserting, after paragraph (c) of the definition of “eligible use”, the following paragraph—

“ (d) any other use of the gas outside a natural gas area, not being—

(i) use in a prescribed industry; or

(ii) use in the propulsion of a vehicle, other than a works truck;”  
; and

(iv) inserting, in their appropriate alphabetical positions, the following definitions—

“ “industry” means a primary, secondary, or tertiary industry, and includes a field of

governmental activity, of public or community services (including health and educational services) or of entertainment, sport or recreation;

“natural gas area” means a part of Australia that is, by virtue of a declaration in force under section 3A(1) of the Commonwealth Act, a natural gas area for the purposes of that Act;

“prescribed industry” means an industry that is, by virtue of a declaration in force under section 3B(1) of the Commonwealth Act, a prescribed industry for the purposes of that Act;

“use”, in relation to liquefied petroleum gas or eligible reticulation gas, does not include sale or exchange;

“works truck” means—

- (a) a fork-lift truck; or
- (b) any other vehicle designed for use at a factory, warehouse, dock, airport or similar place in transporting goods over short distances or in otherwise handling goods. ”;

and

- (b) by inserting, after subsection (2), the following subsections—

“ (2a) A reference in this Act to liquefied petroleum gas sold for eligible use shall be read as not including a reference to any liquefied petroleum gas

that, by virtue of a determination under a provision of the scheme, is deemed to have been sold otherwise than for eligible use.

(2b) A reference in this Act to eligible reticulation gas sold for eligible use shall be read as not including a reference to any eligible reticulation gas that, by virtue of a determination under a provision of the scheme, is deemed to have been sold otherwise than for eligible use. ”.

Section 13  
amended.

4. Section 13(3) of the principal Act is amended by inserting, after “under this Act has been made”, the following—

“ , and may inspect the books, documents or other records relating to the purchase or use of the gas ” .

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