

## CLEAN AIR.

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No. 5 of 1971.

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**AN ACT to amend the Clean Air Act, 1964-1967.**

[Assented to 13th September, 1971.]

**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 *Clean Air Act Amendment Act, 1971*. Short title and citation.

(2) In this Act the Clean Air Act, 1964-1967 is referred to as the principal Act. Reprinted as approved for reprint, 5th April, 1971.

(3) The principal Act as amended by this Act may be cited as the Clean Air Act, 1964-1971.

2. This Act shall come into operation on a date to be fixed by proclamation. Commencement.

S. 3 amended.

3. Section 3 of the principal Act is amended by adding after the passage, "PART IV.—PREMISES OTHER THAN SCHEDULED PREMISES, ss. 36-39.", the passage, "PART IVA.—SANDBLASTING OPERATIONS, ss. 39A-39B."

Heading and s. 39A added.

4. The principal Act is amended by adding immediately after section 39 the following heading and section—

PART IVA.—SANDBLASTING OPERATIONS.

Interpretation.

39A. In this Part and in section fifty-three of this Act—

"sandblasting operations" means any operation or process carried out other than on scheduled premises licensed as sandblasting works, by or in the course of which any sandblasting process or technique is carried out upon, or applied to, any building, structure, vessel, object, article or material.

S. 39B added.

5. The principal Act is amended by adding the following section—

Permits to carry out sandblasting operations.

39B. (1) A person shall not carry out any sandblasting operations unless he holds a permit issued to him by the Council under this section.

(2) An application to the Council for the issue of a permit under this section shall be made in the form approved by the Council, and be accompanied by a fee of twenty dollars.

(3) A permit issued under this section—

(a) remains in force, unless sooner cancelled under paragraph (c) of this subsection for a period of twelve months from the date of its issue, but may be renewed from time to time in accordance with the regulations for periods of twelve months on payment of a fee of ten dollars;

- (b) authorises the holder, while the permit subsists, to carry on sandblasting operations subject to and in accordance with the regulations; and
- (c) may be revoked by the Council if the holder of the permit is convicted of any offence against the regulations which arises from or is committed in the course of the carrying out by him of any sandblasting operations.

(4) The provisions of section forty-five of this Act apply, with such modifications and adaptations as are necessary, to and in relation to an applicant for a permit as if the references therein to a licence included a reference to a permit under this section. .

6. Subsection (1) of section 53 of the principal Act is amended— S. 53  
amended.

- (a) by substituting for the passage, "method." in the last line of the subsection, the passage, "method;" ; and
- (b) by adding at the end thereof the following paragraph—
  - (i) prescribing all matters concerning the methods by which, and the times and places at which, sandblasting operations may be carried out, the equipment to be used therefor, and in particular—
    - (i) requiring any person proposing to carry out any particular sandblasting operations to give to the Council the prescribed period of notice in the prescribed manner before commencing to carry out those sandblasting operations;
    - (ii) prohibiting the carrying out of any prescribed type or class of sandblasting operations within prescribed areas, either

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absolutely or except with the consent of the Council, and prescribing fees for the obtaining of the consent of the Council to the carrying out of such sandblasting operations. .

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