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Local Government (Miscellaneous Provisions) Act 1960

Building Amendment Regulations (No. 2) 2004

Made by the Governor in Executive Council under section 433A of the Act and section 9.60 of the *Local Government Act 1995*.

1. Citation

These are the *Building Amendment Regulations (No. 2) 2004*.

2. Commencement

These regulations come into operation on the day on which Part 2 Division 75 of the *State Administrative Tribunal (Conferral of Jurisdiction) Amendment and Repeal Act 2003* comes into operation or on the day of their publication in the *Gazette*, whichever is the later.

3. The regulations amended

The amendments in these regulations are to the *Building Regulations 1989**.

[* Reprinted as at 2 March 2001.

For amendments to 26 November 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 225-6, and Gazette 13 August 2004.*]

4. Regulation 14 amended

Regulation 14(2) is amended by deleting “to appeal against the refusal.” and inserting instead —

“

to apply to the State Administrative Tribunal for a review of the refusal.

”.

5. Schedule 1 amended

(1) Schedule 1 Form 4 is amended by deleting “appeal to the Minister” and inserting instead —

“ apply to the State Administrative Tribunal for a review ”.

(2) Schedule 1 Form 5 is amended by deleting “appeal to the Minister” and inserting instead —

“ apply to the State Administrative Tribunal for a review ”.

- (3) Schedule 1 Form 6 is amended by deleting “appeal” and inserting instead —
“ apply to the State Administrative Tribunal for a review ”.
- (4) Schedule 1 Form 7 is amended by deleting “appeal to the Minister” and inserting instead —
“ apply to the State Administrative Tribunal for a review ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

Local Government (Miscellaneous Provisions) Act 1960

Local Government (Appeals to Minister) (Repeal) Regulations 2004

Made by the Governor in Executive Council under section 401 of the Act and section 9.59 of the *Local Government Act 1995*.

1. Citation

These are the *Local Government (Appeals to Minister) (Repeal) Regulations 2004*.

2. Commencement

These regulations come into operation on the day on which Part 2 Division 76 of the *State Administrative Tribunal (Conferral of Jurisdiction) Amendment and Repeal Act 2004* comes into operation or on the day of their publication in the *Gazette*, whichever is the later.

3. The regulations repealed

The *Local Government (Appeals to Minister) Regulations 1961* are repealed.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

East Perth Redevelopment Act 1991

**East Perth Redevelopment Amendment
Regulations 2004**

Made by the Governor in Executive Council.

1. Citation

These are the *East Perth Redevelopment Amendment Regulations 2004*.

2. Commencement

These regulations come into operation on the day on which Part 2 Division 39 of the *State Administrative Tribunal (Conferral of Jurisdiction) Amendment and Repeal Act 2004* comes into operation or on the day of their publication in the *Gazette*, whichever is the later.

3. The regulations amended

The amendments in these regulations are to the *East Perth Redevelopment Regulations 1992**.

[* *Reprint 1 as at 9 January 2004.*]

4. Regulation 8 amended

Regulation 8 is amended by deleting “may appeal against” and inserting instead —

“

may apply to the State Administrative Tribunal for a review of

”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

Jetties Act 1926

Jetties Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These are the *Jetties Amendment Regulations 2004*.

2. Commencement

These regulations come into operation on the day on which Part 2 Division 66 of the *State Administrative Tribunal (Conferral of Jurisdiction) Amendment and Repeal Act 2004* comes into operation or on the day of their publication in the *Gazette*, whichever is the later.

3. The regulations amended

The amendments in these regulations are to the *Jetties Act Regulations 1940**.

[* Reprinted as at 10 December 1999.
For amendments to 2 December 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 197-8 and Gazette 25 June and 24 August 2004.*]

4. Regulation 67A amended

Regulation 67A(3) is amended by inserting after “the Minister” —

“ or Chief Executive Officer ”.

5. Regulation 67D amended

Regulation 67D is amended by inserting after “the Minister” —

“ or Chief Executive Officer ”.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

Motor Vehicle Drivers Instructors Act 1963

**Motor Vehicle Drivers Instructors Amendment
Regulations (No. 3) 2004**

Made by the Governor in Executive Council.

1. Citation

These are the *Motor Vehicle Drivers Instructors Amendment Regulations (No. 3) 2004*.

2. Commencement

These regulations come into operation on the day on which Part 2 Division 87 of the *State Administrative Tribunal (Conferral of Jurisdiction) Amendment and Repeal Act 2004* comes into operation or on the day of their publication in the *Gazette*, whichever is the later.

3. The regulations amended

The amendment in these regulations is to the *Motor Vehicle Drivers Instructors Regulations 1964**.

[* Reprinted as at 5 July 2002.

For amendments to 25 November 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 254, and Gazette 28 May 2004.]

4. Regulation 11 repealed

Regulation 11 is repealed.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

Road Traffic Act 1974

**Road Traffic (Drivers' Licences) Amendment
Regulations (No. 4) 2004**

Made by the Governor in Executive Council.

1. Citation

These are the *Road Traffic (Drivers' Licences) Amendment Regulations (No. 4) 2004*.

2. Commencement

These regulations come into operation on the day on which Part 2 Division 115 of the *State Administrative Tribunal (Conferral of Jurisdiction) Amendment and Repeal Act 2004* comes into operation or on the day of their publication in the *Gazette*, whichever is the later.

3. The regulations amended

The amendment in these regulations is to the *Road Traffic (Drivers' Licences) Regulations 1975**.

[* Reprinted as at 5 April 2002.

For amendments to 25 November 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 333, and Gazette 20 April and 25 June 2004 and Act No. 10 of 2004.]

4. Regulation 5A amended

Regulation 5A(2) is amended by deleting "or section 48(5) or (6)".

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

Town Planning and Development Act 1928

**Town Planning and Development (Appeal)
Amendment Regulations 2004**

Made by the Governor in Executive Council.

1. Citation

These are the *Town Planning and Development (Appeal) Amendment Regulations 2004*.

2. Commencement

These regulations come into operation on the day on which Part 2 Division 126 of the *State Administrative Tribunal (Conferral of Jurisdiction) Amendment and Repeal Act 2004* comes into operation or on the day of their publication in the *Gazette*, whichever is the later.

3. The regulations amended

The amendments in these regulations are to the *Town Planning and Development (Appeal) Regulations 2003*.

[* *Published in Gazette 17 April 2003.*]

4. Regulation 1 amended

Regulation 1 is amended by deleting “Appeal” and inserting instead —

“ *Ministerial Determinations* ”.

5. Regulations 3 and 4 repealed

Regulations 3 and 4 are repealed.

6. Regulation 5 amended

- (1) Regulation 5(1), (2) and (3) are repealed and the following subregulations are inserted instead —

“

- (1) On the supply of a copy of the written reasons for a determination of the Minister under section 71 of the Act a fee of \$45.00 is payable for —
- (a) each copy in excess of one copy supplied to a party to the application; and
 - (b) each copy supplied to a person who is not a party to the application.

- (2) The fee for the supply of a copy is payable before the copy is supplied.

”.

- (2) Regulation 5(4) is amended as follows:

- (a) by deleting “The Tribunal or Principal Registrar” and inserting instead —

“

Despite subregulations (1) and (2), the Minister or the executive officer of the State Administrative Tribunal

”;

- (b) in paragraph (c) by deleting “Tribunal or Principal Registrar” and inserting instead —

“ Minister or executive officer ”.

7. Regulation 6 repealed

Regulation 6 is repealed.

8. Regulation 7 replaced

Regulation 7 is repealed and the following regulation is inserted instead —

“

7. Publication of reasons

A copy of the written reasons for each determination of the Minister under section 71 of the Act is to be kept at the office of the executive officer of the State Administrative Tribunal and to be available for public inspection during normal office hours.

”.

9. Regulation 9 repealed

Regulation 9 is repealed.

10. Schedule 1 repealed

Schedule 1 is repealed.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

Town Planning and Development Act 1928

Town Planning Amendment Regulations 2004

Made by the Minister under sections 8 and 9 of the Act.

1. Citation

These are the *Town Planning Amendment Regulations 2004*.

2. Commencement

These regulations come into operation on the day on which Part 2 Division 126 of the *State Administrative Tribunal (Conferral of Jurisdiction) Amendment and Repeal Act 2004* comes into operation or on the day of their publication in the *Gazette*, whichever is the later.

3. The regulations amended

The amendments in these regulations are to the *Town Planning Regulations 1967**.

[* Reprinted as at 1 March 2002.

For amendments to 9 December 2004 see *Western Australian Legislation Information Tables for 2003, Table 4, p. 388.*]

4. Appendix B amended

- (1) Appendix B clause 10.10 is amended by deleting “appeal under Part V of the Town Planning Act.” and inserting instead —

“

apply for review to the State Administrative Tribunal in accordance with Part V of the *Town Planning and Development Act 1928*.

”.

- (2) Appendix B clause 11.2.4 is amended by deleting “appeal under Part V of the Town Planning Act against the determination of the local government.” and inserting instead —

“

apply for a review of the determination of the local government to the State Administrative Tribunal in accordance with Part V of the *Town Planning and Development Act 1928*.

”.

- (3) Appendix B Schedule 9 is amended by deleting “If an applicant is aggrieved by this determination there is a right of appeal under Part V of the Town Planning Act 1928. An appeal must

be lodged within 60 days of the determination.” and inserting instead —

“

If an applicant is aggrieved by this determination there is a right of review by the State Administrative Tribunal in accordance with Part V of the *Town Planning and Development Act 1928*. An application must be made within 28 days of the determination.

”.

A. MacTIERNAN, Minister for Planning and Infrastructure.

Transport Co-ordination Act 1966

Transport Co-ordination Amendment Regulations (No. 2) 2004

Made by the Governor in Executive Council.

1. Citation

These are the *Transport Co-ordination Amendment Regulations (No. 2) 2004*.

2. Commencement

These regulations come into operation on the day on which Part 2 Division 127 of the *State Administrative Tribunal (Conferral of Jurisdiction) Amendment and Repeal Act 2004* comes into operation or on the day of their publication in the *Gazette*, whichever is the later.

3. The regulations amended

The amendments in these regulations are to the *Transport Co-ordination Regulations 1985**.

[* *Reprint 1 as at 16 May 2003*.

For amendments to 27 November 2004 see Western Australian Legislation Information Tables for 2003, Table 4, p. 389 and Gazette 25 June 2004.]

4. Regulation 9 repealed

Regulation 9 is repealed.

5. Schedule 1 amended

Schedule 1 is amended by deleting the item relating to Form 20.

6. Schedule 2 amended

Schedule 2 Form 20 is deleted.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

Transport Co-ordination Act 1966

Transport (Country Taxi-car) Amendment Regulations 2004

Made by the Governor in Executive Council.

1. Citation

These are the *Transport (Country Taxi-car) Amendment Regulations 2004*.

2. Commencement

These regulations come into operation on the day on which Part 2 Division 127 of the *State Administrative Tribunal (Conferral of Jurisdiction) Amendment and Repeal Act 2004* comes into operation or on the day of their publication in the *Gazette*, whichever is the later.

3. The regulations amended

The amendments in these regulations are to the *Transport (Country Taxi-car) Regulations 1982**.

[* Reprint 2 as at 2 April 2004.]

4. Regulation 46 replaced

Regulation 46 is repealed and the following regulation is inserted instead —

“

46. Review

A person who feels aggrieved by a decision of the Minister under regulation 44 cancelling, suspending or refusing to renew a taxi-car licence may apply to the State Administrative Tribunal for a review of the decision.

”

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.

