



Industrial Relations Act 1979

**Industrial Relations Commission Amendment
Regulations (No. 3) 2018**

Made by the Chief Commissioner of The Western Australian Industrial Relations Commission.

1. Citation

These regulations are the *Industrial Relations Commission Amendment Regulations (No. 3) 2018*.

2. Commencement

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day on which the *Industrial Relations Amendment Act 2018* Part 2 comes into operation.

3. Regulations amended

These regulations amend the *Industrial Relations Commission Regulations 2005*.

4. Regulation 4 amended

Delete regulation 4(9) and insert:

- (9) If the applicant does not pay the prescribed fee within 7 days after being informed under subregulation (8), the Registrar is to forward the application with a memorandum to that effect to the Chief Commissioner.

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5. Regulation 6 amended

In regulation 6(2) delete “member of the Commission” and insert:

commissioner

6. Regulation 8 amended

(1) Delete regulation 8(1) and insert:

(1) The Registrar is to take such action in respect of applications to the Commission as the Chief Commissioner, either generally or in the particular case, may direct.

(2) In regulation 8(3) delete “Commissioner, or in respect of applications to the President and the Full Bench, the President” and insert:

Commissioner

7. Regulation 12 amended

In regulation 12(1) delete “member of the Commission.” and insert:

commissioner.

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8. Regulation 33 amended

(1) Before regulation 33(1) insert:

- (1A) Subject to subregulation (2), subregulation (1) sets out the procedure before the Commission except —
- (a) before the Chief Commissioner on an application under section 66 of the Act; or
 - (b) on an appeal to be heard by the Full Bench; or
 - (c) on a matter before the Commission in Court Session.

(2) In regulation 33(1) delete the passage that begins with “Subject to” and ends with “Session,” and insert:

The procedure referred to in subregulation (1A)

9. Regulation 59 amended

In regulation 59(3):

(a) delete “President’s” and insert:

Chief Commissioner’s

(b) delete “President” and insert:

Chief Commissioner

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10. Regulation 60 amended

In regulation 60(5) delete “President” and insert:

presiding commissioner

11. Regulation 76 amended

In regulation 76(6) delete “President” and insert:

presiding commissioner

12. Regulation 102 amended

In regulation 102(6), (8) and (11A) delete “President” (each occurrence) and insert:

presiding commissioner

13. Regulation 103 amended

- (1) In regulation 103(2) delete “President to the President.” and insert:

Chief Commissioner to the Chief Commissioner.

- (2) Delete regulation 103(4).

- (3) In regulation 103(5) delete “President” and insert:

Chief Commissioner

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(4) Delete regulation 103(6) and (7) and insert:

(6) The Chief Commissioner is to assign commissioners to the Full Bench, and the presiding commissioner is to list the appeal for hearing.

(5) In regulation 103(8) delete “President” and insert:

presiding commissioner

14. Regulation 104 deleted

Delete regulation 104.
