Western Australia

Trade Measurement Regulations 2007

Compare between:

[14 Feb 2009, 00-d0-03] and [05 Jun 2009, 01-a0-01]



















Schedule 1 — Requirements for measurement tickets

[r. 20(1)(a)]

1. Particulars

A measurement ticket must —

(a) if the measurement is of the tare mass of a vehicle and nothing else — bear a clear statement to that effect; and

(b) if the measurement is of the gross mass of a vehicle and nothing else — bear a clear statement to that effect; and

(c) if the measurement relates to 2 or more linked but separately licensed vehicles — specify the licence figures and letters for each vehicle; and

(d) if the measurement is of the mass of a load on the vehicle — specify the measurement of the mass of the load supported by all the axles of the vehicle.

2. Restriction on additional information

(1) Except as provided in subclause (2), a measurement ticket must not contain anything other than information required by these regulations or the approved form.

(2) A measurement ticket may contain —

(a) the licensee’s business name, address and logo; and

(b) if the measurement ticket is also a tax invoice under the *A New Tax System (Goods and Services Tax) Act 1999* of the Commonwealth, anything else necessary for the ticket to be a tax invoice; and

(c) any other information written in the margin, at the bottom, or on the back of the measurement ticket, if that information is consistent with, and does not qualify the meaning or accuracy of, the information required to be on the ticket by these regulations or the approved form.

Schedule 2 — Exemptions from marking

[r. 69]

1. Textile goods

(1) Textile, wearing apparel and other similar articles that are not packed for sale by measurement and are not ordinarily so sold.

(2) Textiles that are —

(a) packed for sale by mass and are sold in packages each containing more than 4 kg; or

(b) packed for sale by length and are sold in packages each containing more than 25 m; or

(c) packed for sale by area and are sold in packages each containing more than 25 m2.

2. Food goods

(1) Any agricultural produce grown and packed on the same property by the grower and sold by mass in sacks of more than 25 kg gross mass.

(2) Confectionery, nuts, popcorn, potato crisps and savouries that are —

(a) packed on premises for sale on those premises if the package is displayed for sale on those premises in a receptacle that bears a statement that can be readily seen and easily read in characters not less than 10 mm high of the mass and of the price of the contents of the package and if the mass of the contents does not exceed 200 g; or

(b) packed in or with another article if the value of the combined articles is substantially represented by that other article.

(3) Confectionery packed singly in a novelty shape and an Easter egg packed singly.

(4) Honey in the comb in original frames.

(5) Hay.

(6) Ice cream packed in a quantity less than 200 mL.

(7) Kippers.

(8) Pies or pasties made for use as an individual serve of which the mass is less than 250 g.

(9) Cakes, puddings and sponges packed singly in a quantity less than 125 g.

(10) Alcoholic liquors packed in a quantity more than 10 L.

3. Medicinal and toilet goods

(1) Therapeutic goods, being goods the sale or supply of which to the public is prohibited by law except on the written prescription of a person recognized by law as competent to prescribe them.

(2) A toilet preparation in a compact and a refill of the preparation.

(3) Single application hair dyes or hair bleaches or single application home permanent hair waving kits.

(4) Vaccine packed in a quantity less than 25 mL or a single dose of any substance packed in a vial or ampoule for sale for use as an injection.

4. Hardware goods

(1) Articles of hardware that are not packed for sale by measurement and are not ordinarily so sold.

(2) Tinters or colouring agents for use in paint that are packed in a quantity less than 100 g or 100 mL.

(3) Colouring material in a package on which is marked directions for mixing it, or a specified quantity of it, with a specified type and volume of paint — if the quantity of the material to be mixed does not exceed 10% of the volume of the paint with which it is to be mixed.

5. General goods

(1) Articles ordinarily sold by number that are packed in a quantity of less than 9 in a package made wholly or partly of transparent material so that when the package is exposed for sale the number of articles contained in the package is readily apparent to a purchaser.

(2) An article of which the mass exceeds 75 kg or the volume exceeds 150 L.

(3) An article packed in a quantity less than 15 g or 15 mL other than adhesives, dried vegetables and freeze‑dried vegetables, herbs, instant tea, pepper and other spices, therapeutic goods and tobacco.

(4) Fire extinguisher refills.

(5) Photographic film and photographic printing paper.

(6) A bag of clay.

(7) Fish bait.

(8) Garden landscape material, including pine‑bark feature mix, pine‑bark nuggets, pre‑planted mushroom spawn, tree‑bark, any article that is or contains compost, farmyard manure, garden peat, leaf mould, peat moss, sphagnum moss, tan bark or other like substance.

(9) Artists’ paint packed in a quantity less than 100 g.

(10) Candles.

(11) Legume seed inoculants.

(12) A pre‑packed article sold as authorised by the principal Act Part 5 Division 2.

Schedule 3 — Expression of measurement marking

[r. 79(3)]

| **Column 1 Description of article** | **Column 2 Kind of measurement permissible** |
| --- | --- |
| Acids in liquid form | mass or volume |
| Aerosol products | mass |
| Compressed or liquefied gases (except liquefied petroleum gas) | mass or equivalent volume (cubic metres or litres) at stated temperature and pressure |
| Cream and cream substitutes | volume |
| Fencing wire | length |
| Flavouring essences | mass or volume, if the quantity is not less than 500 g |
| Heavy residual fuel oil, industrial diesel fuel and furnace oil | mass or volume |
| Honey, malt extract, golden syrup and treacle | mass |
| Ice cream | volume |
| Linseed oil and other vegetable oils | volume if the quantity is not more than 5 L; mass or volume if the quantity is more than 5 L |
| Liquefied petroleum gas | mass |
| Liquid chemicals | mass or volume |
| Paint (other than paste paint), varnish and varnish stains | volume |
| Paste paint | mass |
| Perfume compounds | mass or volume, if the quantity is not less than 500 g |
| Perlite | mass or volume |
| Pet litter and similar products | mass or volume |
| Resins | mass or volume |
| Rope, cord and line —  (a) of a diameter less than 1.5 mm | length and mass per specified length |
| (b) of a diameter of 1.5 mm or more | length and diameter |
| Skin cream in jars | mass or volume |
| Tomato sauce | volume |
| Toothpaste | mass |
| Twines, twists and lashings | length and mass per specified length |
| Yoghurt | mass |

Schedule 4 — Permissible units of measurement

[r. 79(4)]

1. Mass

If the measurement marking is to be expressed in terms of mass, the permissible units of measurement are as follows —

(a) kilogram is permissible in all cases;

(b) gram is also permissible if the mass is less than 1 000 g;

(c) milligram is also permissible if the mass is less than 1 000 mg.

2. Volume

If the measurement marking is to be expressed in terms of volume, the permissible units of measurement are as follows —

(a) litre, decilitre or centilitre is permissible for liquids in all cases;

(b) cubic metre is permissible for solids in all cases;

(c) millilitre is also permissible in the case of a liquid if the volume is less than 1 000 mL;

(d) cubic centimetre is also permissible in the case of a solid if the volume is less than 1 000 cm3.

3. Linear measurement

If the measurement marking is to be expressed in terms of linear measurement, the permissible units of measurement are as follows —

(a) metre is permissible in all cases;

(b) centimetre is also permissible if the length is less than 100 cm;

(c) millimetre is also permissible if the length is less than 1 000 mm;

(d) millimetre is also permissible in the case of paper lengths not exceeding 10 000 mm, building material in sheet form and coated abrasive belts;

(e) millimetre is also permissible in the case of an article if it was customary before these regulations commenced to express the linear measurement of the article in millimetres.

4. Superficial measurement

If the measurement marking is to be expressed in terms of superficial measurement, any unit of superficial measurement is permissible.

5. Mass per specified length

If the measurement marking is to be expressed in terms of mass per specified length, the permissible units of measurement are grams or kilograms for mass and metres for length.

Schedule 5 — Application and licence fees

[r. 108]

[Heading inserted in Gazette 17 Jun 2008 p. 2561.]

|  | $ |
| --- | --- |
| 1. Application under regulation 103 ............................... | 43.50 |
| 2. Application under the principal Act section 55 .......... | 87.00 |
| 3. Periodic licence for servicing licences under the principal Act section 64(1) ..........................................  plus an additional amount of .......................................  for each person who, whether as the holder of the licence or an employee of the holder of the licence, will under the authority conferred by the licence — | 206.00  54.50 |
| (a) test a batch of measuring instruments for the purposes of certification or re‑certification; or |  |
| (b) certify or re‑certify measuring instruments. |  |
| 4. Periodic licence for public weighbridge licences under the principal Act section 64(1) .......................... | 109.00 |
| 5. Public weighbridge suitability statement | Combined with fee payable under item 4 |
| 6. Application under the principal Act section 71(1) to amend a condition of a kind mentioned in the principal Act section 60(2) .......................................... | 43.50 |
| 7. Application under the principal Act section 73(2) ...... | 43.50 |
| 8. Application under the principal Act section 74(2) ...... | 43.50 |
| 9. Amended licence ......................................................... | 87.00 |
| 10. Duplicate licence ......................................................... | 43.50 |
| 11. Inspection of register kept under the principal Act section 25 or 59 ........................................................... | 16.00 |
| 12. Extract of an individual registration in a register kept under the principal Act section 25 or 59 — |  |
| (a) for the first page ................................................ | 16.00 |
| (b) for each subsequent page .................................. | 3.30 |
| 13. Copy of the register kept under the principal Act section 25 or 59 ........................................................... | 206.00 |

[Schedule 5 inserted in Gazette 17 Jun 2008 p. 2561‑2.]

Schedule 6 — Verification or certification fees, charges and periods

[r. 38, 111, 112]

1. Terms used

In this Schedule —

certification includes re‑certification;

verification includes re‑verification.

|  | **Column 1 Instrument** | **Column 2 Value of fee unit** | **Column 3 Verification: fee units** | **Column 4 Certification: fee units** | **Column 5 Verification/certification period** |
| --- | --- | --- | --- | --- | --- |
|  | **Masses** |  |  |  |  |
| 1. | Masses not exceeding 20 kg | For each mass | 0.2 | 0.2 | 2 years |
| 2. | Masses exceeding 20 kg | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each mass | 2 | 0.2 | 2 years |
|  | **Measures of volume** | |  |  |  |
| 3. | Lubricating oil measures, alcoholic liquor measures or beverage measures | For each measure | 0.1 | 0.1 | Indefinite |
| 4. | Alcoholic liquor dispensing measures | For each measure | 0.2 | 0.2 | 2 years |
| 5. | Graduated glass measuring cylinders | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each measure | 2 | 0.2 | Indefinite |
|  | **Measures of length** | |  |  |  |
| 6. | Measures of length — |  |  |  |  |
| (a) | not exceeding 1 m | For each measure on initial verification or certification | 0.2 | 0.1 | Indefinite |
| (b) | exceeding 1 m but not exceeding 20 m | For each measure | 1 | 0.2 | 2 years |
| (c) | exceeding 20 m | In the case of a verification, each ½ hour or part of each ½ hour taken by each inspector  In case of a certification, for each measure | 2 | 1 | 2 years |
| 7. | For each additional set of graduations on the same measure of length | Same as item 6, as applicable | Same as item 6, as applicable | Same as item 6, as applicable | Same as item 6, as applicable |
|  | **Weighing instruments** | |  |  |  |
| 8. | Weighbridges and hopper weighing instruments — |  |  |  |  |
| (a) | not exceeding 10 tonne weighing capacity | For each instrument | 4 | 3 | 1 year |
| (b) | exceeding 10 tonne weighing capacity | Same as item 8(a) plus for every 10 tonne or part of every 10 tonne | 2 | 1.5 | 1 year |
| 9. | Automatic weighers, belt conveyor weighers, totalising hopper weighers and weighing in‑motion weighbridges | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each instrument | 2 | 12 | 1 year |
| 10. | Electronic price computing digital indicating weighing instruments with a weighing capacity not exceeding 75 kg (including connected instruments such as ticket printers and peripheral devices) | For each instrument | 1.5 | 1 | 2 years |
| 11. | Wheeled loader weighing instrument | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each instrument | 2 | 3 | 1 year |
| 12. | Automatic pre‑packing weighing instruments | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each instrument | 2 | 3 | 2 years |
| 13. | Weighing instruments not specified elsewhere with a capacity — |  |  |  |  |
| (a) | not exceeding 30 kg (including a set of masses necessary to use the instruments, with no more than 20 masses per set) | For each instrument | 1 | 1 | 2 years |
| (b) | exceeding 30 kg but not exceeding 200 kg | For each instrument | 1 | 1 | 2 years |
| (c) | exceeding 200 kg but not exceeding 1 000 kg | For each instrument | 2 | 2 | 2 years |
| (d) | exceeding 1 000 kg but not exceeding 3 000 kg | For each instrument | 4 | 3 | 2 years |
| (e) | exceeding 3 000 kg | Same as item 8 | Same as item 8 | Same as item 8 | 1 year |
| 14. | Other weighing instruments not specified elsewhere | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each instrument | 2 | 2 | 2 years |
|  | **Other measuring instruments** | |  |  |  |
| 15. | Petroleum and bio‑petroleum measuring instruments with a flowrate — |  |  |  |  |
| (a) | not exceeding 100 L/minute | For each instrument | 3 | 1 | 2 years |
| (b) | exceeding 100 L/minute but not exceeding 1 000 L/minute | For each instrument | 4 | 2 | 1 year |
| (c) | exceeding 1 000 L/minute | For each instrument | 8 | 3 | 1 year |
| 16. | LPG measuring instruments with a flowrate — |  |  |  |  |
| (a) | not exceeding 100 L/minute | For each instrument | 3 | 1 | 1 year |
| (b) | exceeding 100 L/minute but not exceeding 1 000 L/minute | For each instrument | 4 | 2 | 1 year |
| (c) | exceeding 1 000 L/minute | For each instrument | 8 | 3 | 1 year |
| 17. | Milk metering instruments with a flowrate — |  |  |  |  |
| (a) | not exceeding 100 L/minute | For each instrument | 3 | 1 | 1 year |
| (b) | exceeding 100 L/minute but not exceeding 1 000 L/minute | For each instrument | 4 | 2 | 1 year |
| (c) | exceeding 1 000 L/minute | For each instrument | 8 | 3 | 1 year |
| 18. | Calibrated tanks other than farm milk tanks | For each 5 000 L or part of each 5 000 L contained in an individual compartment of each tank | 4 | 2 | Indefinite |
| 19. | Calibrated measures and measuring instruments — |  |  |  |  |
| (a) | not exceeding 50 L | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each instrument | 2 | 1 | 2 years |
| (b) | exceeding 50 L | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each instrument | 2 | 2 | 2 years |
| 20. | Dimensional measuring instruments | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each instrument | 2 | 1 | 2 years |
| 21. | Calibrated farm milk tanks | For each 250 L or part of each 250 L of each tank | 1 | 1 | Indefinite |
| 22. | Calibrated volumetric loader buckets | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each instrument | 2 | 2 | Indefinite |
| 23. | Water dispensing units | For each unit | 1 | 1 | 2 years |
| 24. | Other measuring instruments not specified elsewhere | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each instrument | 2 | 1 | 2 years |
|  | **Quality measuring devices** | |  |  |  |
| 25. | Grain quality analysis equipment | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each instrument | 2 | 2 | 1 year |
| 26. | Quality measuring instruments not specified elsewhere | In the case of a verification, for each ½ hour or part of each ½ hour taken by each inspector  In the case of a certification, for each instrument | 2 | 2 | 1 year |
|  | **All measuring instruments** | |  |  |  |
| 27. | Report given under regulation 55 | For each instrument |  | 1 |  |

Schedule 7 — Other charges and fees

[r. 113]

|  | **Column 1 Matter** | | **Column 2 Value of fee unit** | **Column 3 Fee units** |
| --- | --- | --- | --- | --- |
| **1.** | **Verification or re‑verification of measuring instruments** | | | |
| (1) | Waiting time allowed by an inspector to permit another person to carry out necessary repairs, acquire equipment etc. | | per ½ hour or part of ½ hour | 2 |
| (2) | Any adjustment made by an inspector to — | |  |  |
|  | (a) | masses not exceeding 20 kg | per ½ hour or part of ½ hour | 1 |
|  | (b) | masses exceeding 20 kg | per ½ hour or part of ½ hour | 2 |
|  | (c) | calibrating measures | per ½ hour or part of ½ hour | 2 |
| (3) | Distance travelled by an inspector — | |  |  |
|  | (a) | not exceeding 100 km | per km (subject to a minimum charge of $10.00) | 0.0355 |
|  | (b) | exceeding 100 km | per km | 0.02 |
| (4) | Recouping overtime worked by an inspector at the request of the owner of an instrument | | per ½ hour or part of ½ hour | 2 |
| (5) | Recouping other expenses incurred, including air fares, hire cars etc. | | actual expenses | actual expenses |
| **2.** | **Calibration or testing of instruments (other than for the purpose of verification or re‑verification)** | | | |
|  | Inspector’s time to — | |  |  |
|  | (a) | calibrate a measuring instrument to a degree of accuracy greater than the degree of accuracy applied under the principal Act to instruments used for trade | per 15 min or part of 15 min | 1.492 |
|  | (b) | calibrate and certify a measuring instrument under the principal Act section 26 | per 15 min or part of 15 min | 1.492 |
| **3.** | **Other instruments** | | | |
|  | Inspector’s time and costs relating to the examination and testing of a measuring instrument — | |  |  |
|  | (a) | in the case of a reference standard of measurement for a servicing licensee for which a certificate is issued under the National Measurement Regulations regulation 13 | per ½ hour or part of ½ hour | 2 |
|  | (b) | in the case of a weight or measure or weighing or measuring instrument that is certified for quality assurance purposes | per 15 min or part of 15 min | 1.5 |
|  | (c) | in the case of verification and testing charges for standards of measurement and measuring instruments tested to special accuracy | per 15 min or part of 15 min | 1.5 |
| **4.** | **Equipment provided by the Commissioner** | | | |
|  | Equipment — | |  |  |
|  | (a) | for test masses or a group of test masses up to but not including 1 tonne | per group of test masses per day | 2 |
|  | (b) | for 1 tonne test masses | per mass per day | 2 |
|  | (c) | for weighing equipment | per day | 2 |
|  | (d) | for calibrated measures not exceeding 200 L | per measure per day | 2 |
| **5.** | **Additional labour** | | | |
|  | Additional labour necessary for the exercise of an inspector’s functions under the principal Act | | per 15 min or part of 15 min | 1 |
| **6.** | **Waiting time after expiration of appointed time** | | | |
|  | Waiting time incurred by an inspector after the appointed time to examine or test a measuring instrument has expired | | per 15 min or part of 15 min | 1 |
| **7.** | **Time incurred where instrument is not able to be examined or tested at appointed time** | | | |
|  | Time incurred by an inspector to keep an appointment to examine or test a measuring instrument where the examination or testing is unable to be carried out because the instrument is unavailable or inaccessible or because access to it is unreasonably refused | | per appointment | 4 |
| **8.** | **Reports and other information** | | | |
|  | Time taken to prepare report or other documentation or information provided under the principal Act, the Administration Act or these regulations | | per 15 min or part of 15 min | 1 |
| **9.** | **Technical advice or training** | | | |
|  | Inspector’s time in providing — | |  |  |
|  | (a) | technical advice (including the examination of any relevant document); or | per 15 min or part of 15 min | 1 |
|  | (b) | training, | per 15 min or part of 15 min | 1 |
|  | under the principal Act, the Administration Act or these regulations | |  |  |
| **10.** | **Certificate of verification issued by Commissioner: r. 45(2)** | | | |
|  | Certificate issued by Commissioner under regulation 45(2) | | per certificate | 2 |

[Schedule 7 amended in Gazette 17 Jun 2008 p. 2562.]

Schedule 8 — Prescribed offences and modified penalties

[r. 116]

| **Column 1 Offence** | **Column 2 Modified penalty — body corporate ($)** | **Column 3 Modified penalty — individual ($)** |
| --- | --- | --- |
| *Trade Measurement Act 2006* |  |  |
| s. 10(1) (weighbridge) | 1 100 | 220 |
| s. 10(1) (other case) | 750 | 150 |
| s. 10(2) | 1 100 | 220 |
| s. 12 (weighbridge) | 1 100 | 220 |
| s. 12 (other case) | 750 | 150 |
| s. 13 | 750 | 150 |
| s. 14(1) | 2 200 | 440 |
| s. 16(2) | 1 100 | 220 |
| s. 20(3) | 750 | 150 |
| s. 28(2) | 2 200 | 440 |
| s. 30(1) | 2 200 | 440 |
| s. 31(a) | 2 200 | 440 |
| s. 31(b) | 2 200 | 440 |
| s. 31(c) | 2 200 | 440 |
| s. 31(d) | 2 200 | 440 |
| s. 32(3) | 750 | 150 |
| s. 33(3)(a) | 2 200 | 440 |
| s. 33(3)(b) | 2 200 | 440 |
| s. 34 | 2 200 | 440 |
| s. 35(2) | 750 | 150 |
| s. 35(4) | 750 | 150 |
| s. 37(2) | 750 | 150 |
| s. 39(1) | 1 100 | 220 |
| s. 39(2) | 1 100 | 220 |
| s. 41(1)(a) | 750 | 150 |
| s. 41(1)(b) | 750 | 150 |
| s. 42(1) | 2 200 | 440 |
| s. 43(1)(a) | 2 200 | 440 |
| s. 43(1)(b) | 2 200 | 440 |
| s. 53(1) | 2 200 | 440 |
| s. 53(2) | 2 200 | 440 |
| s. 54(1) | 2 200 | 440 |
| s. 57(2) | 550 | 110 |
| s. 69 | 550 | 110 |
| s. 77(a) | 2 200 | 440 |
| s. 77(b) | 2 200 | 440 |
| s. 87(b) | 550 | 110 |
| s. 93(1)(a) | 550 | 110 |
| s. 93(1)(b) | 550 | 110 |
| s. 93(1)(c) | 550 | 110 |
| s. 93(1)(d) | 550 | 110 |
| s. 93(1)(e) | 550 | 110 |
| *Trade Measurement Regulations 2007* |  |  |
| r. 19(1) | 550 | 110 |
| r. 19(3) | 550 | 110 |
| r. 20(1) | 550 | 110 |
| r. 21(1) | 550 | 110 |
| r. 21(2) | 550 | 110 |
| r. 21(3) | 550 | 110 |
| r. 21(5) | 550 | 110 |
| r. 21(6) | 550 | 110 |
| r. 21(7) | 550 | 110 |
| r. 21(8) | 550 | 110 |
| r. 22(1) | 550 | 110 |
| r. 22(2) | 550 | 110 |
| r. 22(3) | 550 | 110 |
| r. 22(4) | 550 | 110 |
| r. 22(5) | 550 | 110 |
| r. 22(7) | 550 | 110 |
| r. 23(1) | 400 | 80 |
| r. 23(2) | 400 | 80 |
| r. 23(3) | 400 | 80 |
| r. 23(4) | 400 | 80 |
| r. 25(1) | 550 | 110 |
| r. 25(2) | 550 | 110 |
| r. 25(3) | 550 | 110 |
| r. 25(4) | 550 | 110 |
| r. 25(5) | 550 | 110 |
| r. 26(2) | 550 | 110 |
| r. 26(3) | 550 | 110 |
| r. 26(4) | 550 | 110 |
| r. 27(2) | 550 | 110 |
| r. 27(3) | 550 | 110 |
| r. 27(4) | 550 | 110 |
| r. 28(2) | 550 | 110 |
| r. 29 | 550 | 110 |
| r. 30(1) | 550 | 110 |
| r. 30(2) | 550 | 110 |
| r. 30(3) | 550 | 110 |
| r. 30(4) | 550 | 110 |
| r. 30(5) | 550 | 110 |
| r. 30(8) | 550 | 110 |
| r. 30(9) | 550 | 110 |
| r. 31(2) | 550 | 110 |
| r. 32(2) | 550 | 110 |
| r. 33(1) | 550 | 110 |
| r. 45(2) | 550 | 110 |
| r. 50 | 550 | 110 |
| r. 53(1) | 400 | 80 |
| r. 53(2) | 400 | 80 |
| r. 56(2) | 400 | 80 |
| r. 59(1) | 400 | 80 |
| r. 59(2) | 400 | 80 |
| r. 59(3) | 400 | 80 |
| r. 59(4) | 400 | 80 |
| r. 60(1) | 550 | 110 |
| r. 60(2) | 550 | 110 |
| r. 60(3) | 550 | 110 |
| r. 60(4) | 550 | 110 |
| r. 60(5) | 550 | 110 |
| r. 60(6) | 550 | 110 |
| r. 60(7) | 550 | 110 |
| r. 61(1) | 550 | 110 |
| r. 61(2) | 550 | 110 |
| r. 62(1) | 550 | 110 |
| r. 62(2) | 550 | 110 |
| r. 62(3) | 550 | 110 |
| r. 62(4) | 550 | 110 |
| r. 63(a) | 550 | 110 |
| r. 63(b) | 550 | 110 |
| r. 64(2)(a) | 550 | 110 |
| r. 64(2)(b) | 550 | 110 |
| r. 64(3)(a) | 550 | 110 |
| r. 64(3)(b) | 550 | 110 |
| r. 64(4)(a) | 550 | 110 |
| r. 64(4)(b) | 550 | 110 |
| r. 65(2) | 550 | 110 |
| r. 65(3) | 550 | 110 |
| r. 65(4) | 550 | 110 |
| r. 66 | 550 | 110 |
| r. 67(1) | 400 | 80 |
| r. 105(2) | 550 | 110 |
| r. 106(2) | 550 | 110 |

Schedule 9 — Forms

[r. 117]

**Form 1 — Infringement notice**

|  |  |  |
| --- | --- | --- |
| *Trade Measurement Administration Act 2006*  **Infringement notice** | | Infringement  notice no. |
| **Alleged offender** | Name: Family name | |
| Given names | |
| or Company name  ACN | |
| Address    Postcode | |
| **Alleged offence** | Description of offence | |
| *Trade Measurement Act 2006* s.  OR  *Trade Measurement Regulations 2007* r. | |
| Date / /20 Time a.m./p.m. | |
| Modified penalty $ | |
| **Inspector issuing notice** | Name | |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Signature | |
| **Date** | Date of notice / /20 | |
| **Notice to alleged offender** | It is alleged that you have committed the above offence.  If you do not want to be prosecuted in court for the offence, pay the modified penalty within 28 days after the date of this notice.  **How to pay**  **By post:** Send this notice (or a copy) with a cheque or money order (made payable to the Commissioner, Trade Measurement) to:  Department of Consumer and Employment Protection2  Locked Bag 14 Cloisters Square  Perth WA 6850 | |
|  | **In person:** Present this notice and your payment to the cashier at:  Department of Consumer and Employment Protection2  219 St George’s Terrace, Perth WA  **If you do not pay** the modified penalty within 28 days, you may be prosecuted. | |
|  | **If you need more time** to pay the modified penalty, you can apply for an extension of time by writing to:  Commissioner, Trade Measurement  Trading Standards Branch  Department of Consumer and Employment Protection2  Locked Bag 14 Cloisters Square  Perth WA 6850  **If you want this matter to be dealt with by prosecution in court**, sign here  \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ and, within 28 days after it was given, post this notice to the above postal address. | |

**Form 2 — Withdrawal of infringement notice**

|  |  |  |
| --- | --- | --- |
| *Trade Measurement Administration Act 2006*; s. 25  **Withdrawal of infringement notice** | | Withdrawal no. |
| **Alleged offender** | Name: Family name | |
| Given names | |
| or Company name  ACN | |
| Address    Postcode | |
| **Infringement notice** | Infringement notice no. | |
| Date of issue / /20 | |
| **Alleged offence** | Description of offence | |
| *Trade Measurement Act 2006* s.  OR  *Trade Measurement Regulations 2007* r. | |
| Date / /20 Time a.m./p.m. | |
| **Authorised person giving this notice** | Name | |
| \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_  Signature | |
| **Date** | Date of withdrawal / /20 | |
| **Withdrawal of infringement notice**  *[\*delete  whichever is not applicable]* | The above infringement notice issued against you has been withdrawn.  If you have already paid the modified penalty for the alleged offence you are entitled to a refund.  \* Your refund is enclosed.  or  \* If you have paid the modified penalty but a refund is not enclosed, to claim your refund sign this notice and post it to:  Commissioner, Trade Measurement  Trading Standards Branch  Department of Consumer and Employment Protection2  Locked Bag 14 Cloisters Square  Perth WA 6850  Signature / /20 | |

Notes

1 This reprint is a compilation as at 5 June 2009 of the *Trade Measurement Regulations 2007* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

Compilation table

| **Citation** | **Gazettal** | **Commencement** |
| --- | --- | --- |
| *Trade Measurement Regulations 2007* | 29 May 2007 p. 2353‑474 | 1 Jun 2007 (see r. 2 and *Gazette* 29 May 2007 p. 2485) |
| *Trade Measurement Amendment Regulations 2008* | 17 Jun 2008 p. 2560‑2 | r. 1 and 2: 17 Jun 2008 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2008 (see r. 2(b)) |
| *Trade Measurement Amendment Regulations (No. 2) 2008* | 23 Dec 2008 p. 5467‑9 | r. 1 and 2: 23 Dec 2008 (see r. 2(a)); Regulations other than r. 1 and 2: 24 Dec 2008 (see r. 2(b)) |
| *Trade Measurement Amendment Regulations 2009* | 13 Feb 2009 p. 294 | r. 1 and 2: 13 Feb 2009 (see r. 2(a)); Regulations other than r. 1 and 2: 14 Feb 2009 (see r. 2(b)) |
| *Trade Measurement Amendment Regulations (No. 2) 2009* | 13 Feb 2009 p. 295‑7 | r. 1 and 2: 13 Feb 2009 (see r. 2(a)); Regulations other than r. 1 and 2: 14 Feb 2009 (see r. 2(b)) |
| **Reprint 1: The *Trade Measurement Regulations 2007* as at 5 Jun 2009** (includes amendments listed above) | | |

2 Under the *Public Sector Management Act 1994* the names of departments may be changed. At the time of this reprint the former Department of Consumer and Employment Protection is called the Department of Commerce.