



Western Australia

Agriculture and Related Resources Protection (Traps) Regulations 1982

Compare between:

[05 Dec 2003, 01-a0-08] and [18 Dec 2010, 01-b0-03]



Reprinted under the
Reprints Act 1984 as at
5 December 2003

Western Australia

Agriculture and Related Resources Protection Act 1976

Agriculture and Related Resources Protection (Traps) Regulations 1982

1. Citation

These regulations may be cited as the *Agriculture and Related Resources Protection (Traps) Regulations 1982*¹.

2. Commencement

These regulations shall come into operation on the 28th day after the day on which they are published in the *Government Gazette*¹.

[3. — Omitted under the *Reprints Act 1984* s. 7(4)(f).]

4. Definitions

In these regulations, unless the contrary intention appears —
municipal district means a district of a local government under the *Local Government Act 1995*²;
regulation means one of these regulations;
trap means any steel trap, snare or other device (other than a live capture trap) used for the purpose of catching declared animals.

r. 5

5. Application of regulations

These regulations apply to the setting of a trap on any land within the boundaries of the municipal district of a city, town or shire that is named in the Schedule.

6. Trap permits

- (1) A person shall not set a trap or traps for the purpose of catching a declared animal unless he has the written permission of the ~~Protection Board~~[Director General](#) to set traps in a manner approved by the ~~Protection Board~~[Director General](#).

Penalty: ~~Not less than \$100, nor more than \$500~~[a fine of \\$2 000.](#)

- (2) An application for a permit under subregulation (1) shall be in writing and shall specify —
- (a) the month during which it is intended to set the trap or traps;
 - (b) the location of the land on which it is intended to set the trap;
 - (c) the species of declared animal it is intended to trap; and
 - (d) the number and type of traps to be set.

[\[Regulation 6 amended in Gazette 17 Dec 2010 p. 6431.\]](#)

7. Duties of person setting trap

Any person who sets a trap shall —

- (a) ensure that all animals caught in the trap are disposed of in a humane manner; [and](#)
- (b) inspect the trap at reasonable intervals of time to ensure that animals do not remain in the trap longer than is unavoidable; [and](#)
- (c) exercise reasonable care to ensure that animals which are not declared animals are not caught in the trap; [and](#)

- (d) set the trap in the manner approved by the ~~Protection Board~~[Director General](#); and
- (e) produce a copy of the permit when requested to do so by an authorised person, an inspector or an officer of the Royal Society for the Prevention of Cruelty to Animals Western Australia (incorporated).

Penalty: ~~Not less than \$100, nor more than \$500~~[a fine of \\$2 000.](#)

[Regulation 7 amended in Gazette 17 Dec 2010 p. 6431-2.]

Schedule

Regulation 5

Municipal Districts²

Part I — Cities

Belmont, Canning, Cockburn, Fremantle, Gosnells, Melville, Nedlands, Perth, South Perth, Stirling, Subiaco.

Part II — Towns

Armadale, Bassendean, Claremont, Cottesloe, East Fremantle, Kwinana, Mosman Park.

Part III — Shires

Bayswater, Kalamunda, Mundaring, Peppermint Grove, Rockingham, Swan, Wanneroo.

Notes

- ¹ This is a ~~reprint as at 5 December 2003~~ [compilation](#) of the *Agriculture and Related Resources Protection (Traps) Regulations 1982*. The following table contains information about these regulations and any reprint.

Compilation table

Citation	Gazettal	Commencement
<i>Agriculture and Related Resources Protection (Traps) Regulations 1982</i>	7 Jan 1983 p. 34	4 Feb 1983 (see r. 2)
Reprint 1: The <i>Agriculture and Related Resources Protection (Traps) Regulations 1982</i> as at 5 Dec 2003		
Agriculture and Related Resources Protection (Repeals and Amendments) Regulations 2010 Pt. 13	17 Dec 2010 p. 6403-32	18 Dec 2010 (see r. 2(b) and Gazette 17 Dec 2010 p. 6349)

- ² Under the *Local Government Act 1995* Sch. 9.3 cl. 3(2) a reference to a district of a municipality under the *Local Government Act 1960* may, when the context requires, be read as if it had been amended to include or be a reference to a local government district under the *Local Government Act 1995*. This reference was changed under the *Reprints Act 1984* s. 7(5)(a).