



Western Australia

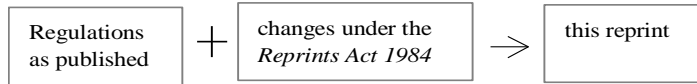
Agriculture and Related Resources Protection Act 1976

**Agriculture and Related
Resources Protection (Traps)
Regulations 1982**

Reprint 1: The regulations as at 5 December 2003

Guide for using this reprint

What the reprint includes



Endnotes, Compilation table, and Table of provisions that have not come into operation

1. Details about the original regulations are shown in the Compilation table in endnote 1, at the back of the reprint. The table also shows any previous reprint.
2. A table of provisions that have not come into operation, to be found in endnote 1a if it is needed, lists any provisions that would amend the text if they were to come into operation. The table refers to another endnote setting out the text of the amendments in full.

Notes amongst text (italicised and within square brackets)

Editorial notes show if something has been omitted under the *Reprints Act 1984* s. 7(4) (because, although still technically part of the text, it no longer has any effect).

The text of anything omitted can be found in an earlier reprint (if there is one) or the regulations as published.

Reprint numbering and date

1. The reprint number (in the footer of each page of the document) shows how many times the regulations have been reprinted. For example, numbering a reprint as “Reprint 3” would mean that the reprint was the 3rd reprint since the regulations were published. Reprint numbering was implemented as from 1 January 2003.
2. The information in the reprint is current on the date shown as the date as at which the regulations are reprinted. That date is not the date when the reprint was published by the State Law Publisher and it is probably not the date when the most recent amendment had effect.

Reprinted under the
Reprints Act 1984 as
at 5 December 2003

Western Australia

Agriculture and Related Resources Protection (Traps) Regulations 1982

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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;

r. 5

“trap” means any steel trap, snare or other device (other than a live capture trap) used for the purpose of catching declared animals.

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 to set traps in a manner approved by the Protection Board.

Penalty: Not less than \$100, nor more than \$500.

- (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.

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;
- (b) inspect the trap at reasonable intervals of time to ensure that animals do not remain in the trap longer than is unavoidable;
- (c) exercise reasonable care to ensure that animals which are not declared animals are not caught in the trap;

- (d) set the trap in the manner approved by the Protection Board; 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.

Schedule

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 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 | | |

- 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).