Western Australia

Painters’ Registration (Infringement Notices) Regulations 2006

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Western Australia

Painters’ Registration Act 1961
Criminal Procedure Act 2004

Painters’ Registration (Infringement Notices) Regulations 2006

##### 1. Citation

 These regulations are the *Painters’ Registration (Infringement Notices) Regulations 2006*.

##### 2. Commencement

 These regulations come into operation on the later of —

 (a) the day on which they are published in the *Gazette*; and

 (b) the day on which the *Criminal Procedure Amendment Regulations (No. 2) 2006* come into operation.

##### 3. Prescribed offences and modified penalties

 (1) The offences specified in Schedule 1 are offences for which an infringement notice may be issued under the *Criminal Procedure Act 2004* Part 2.

 (2) The modified penalty specified opposite an offence in Schedule 1 is the modified penalty for that offence for the purposes of the *Criminal Procedure Act 2004* section 5(3).

##### 4. Authorised officers and approved officers

 (1) The Board may, in writing, appoint persons or classes of persons to be authorised officers or approved officers for the purposes of the *Criminal Procedure Act 2004* Part 2.

 (2) The Board is to issue to each authorised officer a certificate, badge or identity card identifying the officer as a person authorised to issue infringement notices.

##### 5. Forms

 The forms set out in Schedule 2 are prescribed in relation to the matters specified in those forms.

Schedule 1 — Prescribed offences and modified penalties

[r. 3]

| **Offences under Painters’ Registration Act 1961** | **Modified penalty** |
| --- | --- |
| s. 14A | Failing to display registered name and number on works or in advertisement ............................... | $80 |
| s. 14B(1)(b),(2)(b) | Failing to display supervising painter’s name and number on sign on work ................................ | $80 |

Schedule 2 — Forms

[r. 5]

Form 1 — Infringement notice

|  |  |
| --- | --- |
| *Painters’ Registration Act 1961***Infringement notice** | Infringement notice no. |
| **Alleged offender** | Name: Family name |
|  Given names |
| or Company name \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ ACN |
| Address \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ Postcode |
| **Alleged offence** | Description of offence \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| *Painters’ Registration Act 1961* s.  |
| Date / /20 Time a.m./p.m. |
| Modified penalty $ |
| **Officer issuing notice** | Name |
| Signature |
| Office |
| **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 a cheque or money order (payable to ‘Approved Officer — *Painters’ Registration Act 1961*’) to: Approved Officer — *Painters’ Registration Act 1961*Painters’ Registration BoardSuite 10, Parliament Court18 Harvest TerraceWest Perth WA 6005 **In person:** Pay the cashier at: Painters’ Registration BoardSuite 10, Parliament Court18 Harvest TerraceWest Perth WA 6005 **If you do not pay** the modified penalty within 28 days, you may be prosecuted or enforcement action may be taken under the *Fines, Penalties and Infringement Notices Enforcement Act 1994*. Under that Act your driver’s licence and/or vehicle licence may be suspended.  |
|  | **If you need more time** to pay the modified penalty, you can apply for an extension of time by writing to the Approved Officer at the above postal address. **If you want this matter to be dealt with by prosecution in court**, sign here \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_and post this notice to the Approved Officer at the above postal address within 28 days after the date of this notice. |

Form 2 — Withdrawal of infringement notice

|  |  |
| --- | --- |
| *Painters’ Registration Act 1961***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 \_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_\_ |
| *Painters’ Registration Act 1961* s.  |
| Date / /20 Time a.m./p.m. |
| **Officer withdrawing notice** | Name |
| Signature |
| Office |
| **Date** | Date of withdrawal / /20 |
| **Withdrawal of infringement notice***[\*delete whicheveris 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:Approved Officer — *Painters’ Registration Act 1961*Suite 10, Parliament Court18 Harvest TerraceWest Perth W.A. 6005Signature / /20 |

Notes

1 This is a compilation of the *Painters’ Registration (Infringement Notices) Regulations 2006*. The following table contains information about those regulations 1a.

Compilation table

| **Citation** | **Gazettal** | **Commencement** |
| --- | --- | --- |
| *Painters’ Registration (Infringement Notices) Regulations 2006* | 22 Sep 2006 p. 4122‑4 | 22 Sep 2006 (see r. 2(a)) |

1a On the date as at which this compilation was prepared, provisions referred to in the following table had not come into operation and were therefore not included in this compilation. For the text of the provisions see the endnotes referred to in the table.

Provisions that have not come into operation

|  |  |  |  |
| --- | --- | --- | --- |
| **Short title** | **Number and year** | **Assent** | **Commencement** |
| *Building Services (Registration) Act 2011* s. 1102 | 19 of 2011 | 22 Jun 2011 | To be proclaimed (see s. 2(b)) |

2 On the date as at which this compilation was prepared, the *Building Services (Registration) Act 2011* s. 110 had not come into operation. It reads as follows:

110. *Painters’ Registration (Infringement Notices) Regulations 2006* repealed

 The *Painters’ Registration (Infringement Notices) Regulations 2006* are repealed.