



Western Australia

Hospitals and Health Services Act 1927

Peel Health Services By-laws 2008

Peel Health Services By-laws 2008

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Defined terms

Peel Health Services By-laws 2008

1. Citation

These by-laws are the *Peel Health Services By-laws 2008* ¹.

2. Commencement

These by-laws come into operation as follows:

- (a) by-laws 1 and 2 — on the day on which these by-laws are published in the *Gazette*;
- (b) the rest of the by-laws — on the day after that day ¹.

3. Terms used in these by-laws

- (1) In these by-laws —

authorised person means a person appointed under by-law 4A as an authorised person for the purposes of the by-law in which the term is used;

board means the board of the Peel Health Services;

chief executive officer means the person in charge of the day-to-day management of the affairs of the site;

sign means a marking, notice or sign that is marked, erected or displayed by or with the authority of the chief executive officer;

site means the site of the —

- (a) Murray District Hospital; and
- (b) Dwellingup Nursing Post,
being the land described in Schedule 1.

bl. 4A

- (2) A reference in these by-laws to **permission** is a reference to permission that is —
 - (a) given by the chief executive officer or an authorised person; and
 - (b) in writing; and
 - (c) obtained and not revoked prior to the performing of the act that is the subject of the permission.
- (3) An officer or servant of the board is to be treated as having the permission referred to in sub-by-law (2).

[By-law 3 amended in Gazette 14 Apr 2015 p. 1344-5.]

4A. Appointment of authorised persons

- (1) The chief executive officer may, in writing, appoint an officer or servant of the board as an authorised person for the purposes of one or more of these by-laws.
- (2) An appointment under sub-by-law (1) may be made in respect of a specified person or persons of a specified class.
- (3) The chief executive officer must issue to each authorised person who is authorised to give a direction under by-law 5(1) a certificate stating that the person is so authorised.

[By-law 4A inserted in Gazette 14 Apr 2015 p. 1345.]

4B. No entry without cause

A person must not enter or remain on the site without a reasonable excuse.

Penalty: a fine of \$50.

[By-law 4B inserted in Gazette 14 Apr 2015 p. 1345.]

4C. Directions as to use of certain areas

- (1) In this by-law —
specified means specified in the sign containing the direction.

- (2) An authorised person may, by means of a sign, direct that a specified part of the site is open to members of the public or a specified section of the public.
- (3) A direction under this by-law may be made subject to specified conditions.
- (4) The chief executive officer may cancel or vary a direction or condition under this by-law.
- (5) A person must not contravene a direction under this by-law.
Penalty: a fine of \$50.

[By-law 4C inserted in Gazette 14 Apr 2015 p. 1345.]

4D. Prohibited items

- (1) In this by-law —
prohibited item means —
 - (a) an alcoholic beverage; or
 - (b) a firearm as defined in the *Firearms Act 1973* section 4; or
 - (c) a controlled weapon as defined in the *Weapons Act 1999* section 3; or
 - (d) a prohibited weapon as defined in the *Weapons Act 1999* section 3; or
 - (e) a prohibited drug as defined in the *Misuse of Drugs Act 1981* section 3(1).
- (2) A person must not bring onto the site a prohibited item unless the person has permission to do so.
Penalty: a fine of \$50.

[By-law 4D inserted in Gazette 14 Apr 2015 p. 1346.]

bl. 4

4. Smoking

A person must not smoke on the site.

Penalty: a fine of \$50.

5. Persons may be directed to leave site

- (1) An authorised person may direct a person to leave the site if the authorised person reasonably believes that the person has —
 - (a) used abusive language on the site; or
 - (b) threatened a person on the site; or
 - (c) behaved in an indecent or disorderly manner on the site; or
 - (d) unreasonably interfered with the privacy of a person on the site; or
 - (e) committed an offence under by-law 4B or 4D.
- (2) A person must not contravene a direction under sub-bylaw (1).
Penalty: a fine of \$50.
- (3) The person whom an authorised person has given, or is about to give, a direction under sub-bylaw (1) may require the authorised person to produce the certificate referred to in by-law 4A(3).
- (4) The authorised person must comply with a request under sub-bylaw (3).

[By-law 5 inserted in Gazette 14 Apr 2015 p. 1346.]

Schedule 1 — Peel Health Services sites

[bl. 3]

Murray District Hospital

- 1 Lot 352 on Deposited Plan 36578
 Certificate of Title Volume 2546 Folio 67
- 2 Lot 377 on Deposited Plan 223049
 Certificate of Title Volume 2209 Folio 982
- 3 Lot 378 on Deposited Plan 223049
 Certificate of Title Volume 2209 Folio 983
- 4 Lot 300 on Deposited Plan 42796
 Certificate of Title Volume LR3135 Folio 544
- 5 Lot 1 on Deposited Plan 41004
 Certificate of Title Volume 2558 Folio 213

Dwellingup Nursing Post

- Lot 372 on Plan 26422
Certificate of Title Volume LR3124 Folio 214

Notes

- ¹ This is a compilation of the *Peel Health Services By-laws 2008* and includes the amendments made by the other written laws referred to in the following table.

Compilation table

Citation	Gazettal	Commencement
<i>Peel Health Services By-laws 2008</i>	12 Feb 2008 p. 342-3	bl. 1 and 2: 12 Feb 2008 (see bl. 2(a)); By-laws other than bl. 1 and 2: 13 Feb 2008 (see bl. 2(b))
<i>Peel Health Services Amendment By-laws 2015</i>	14 Apr 2015 p. 1344-6	bl. 1 and 2: 14 Apr 2015 (see bl. 2(a)); By-laws other than bl. 1 and 2: 15 Apr 2015 (see bl. 2(b))

Defined terms

*[This is a list of terms defined and the provisions where they are defined.
The list is not part of the law.]*

Defined term	Provision(s)
authorised person	3(1)
board	3(1)
chief executive officer	3(1)
prohibited item	4D(1)
sign.....	3(1)
site.....	3(1)
specified	4C(1)