

EV302\*

Swan and Canning Rivers Management Act 2006

## **Swan and Canning Rivers Management Amendment Regulations 2015**

Made by the Governor in Executive Council.

**1. Citation**

These regulations are the *Swan and Canning Rivers Management Amendment Regulations 2015*.

**2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on 1 July 2015.

**3. Regulations amended**

These regulations amend the *Swan and Canning Rivers Management Regulations 2007*.

**4. Regulation 9 amended**

- (1) In regulation 9(4)(b) delete “it” and insert:

the CEO

- (2) In regulation 9(5) delete “it” and insert:

the CEO

**5. Regulation 17 amended**

In regulation 17(2)(b)(ii) delete “Division 1, 4 or 5; or” and insert:

Division 1 or 5; or

**6. Regulation 22A amended**

In regulation 22A(1)(a) delete “by the Trust” and insert:

under Part 5 of the Act or by permit

**7. Regulation 22 amended**

In regulation 22(1) in the definition of *permitted launching place* paragraph (b) delete “by the Trust” and insert:

by authority of the CEO

**8. Regulation 24 amended**

- (1) In regulation 24(1) delete the definition of *Trust courtesy mooring*.
- (2) In regulation 24(1) insert in alphabetical order:

*Department courtesy mooring* means a buoy coloured orange and marked with the words “DPaW, Courtesy Mooring, 4 hr limit” situated in the waters of the River reserve;

- (3) In regulation 24(1) in the definition of *length* delete “gunwale;” and insert:
- gunwale.
- (4) In regulation 24(2) delete “Trust” and insert:

Department

- (5) In regulation 24(3):
- (a) delete “Trust courtesy mooring” and insert:  
  
Department courtesy mooring
  - (b) delete “by the Trust.” and insert:  
  
by authority of the CEO.

Note: The heading to amended regulation 24 is to read:

**Use of Department courtesy moorings**

**9. Regulation 35 amended**

- (1) In regulation 35(2)(a) delete “Trust’s” and insert:  
  
CEO’s
- (2) In regulation 35(4) and (5) delete “to it” and insert:  
  
to the CEO

**10. Regulation 43 amended**

In regulation 43(1) delete “General Manager” and insert:  
  
CEO

**11. Regulations 45 and 46 deleted**

Delete regulations 45 and 46.

**12. Schedule 1 amended**

In Schedule 1 delete “Trust courtesy mooring” (each occurrence) and insert:

Department courtesy mooring

**13. Schedule 2 amended**

- (1) In Schedule 2 Form 1:
- (a) in item 1 delete “Swan River Trust” and insert:  
  
Chief Executive Officer
  - (b) in item 6 delete “Swan River Trust”;
  - (c) in item 7 delete “Swan River Trust’s”.

- (2) In Schedule 2 Form 2:
- (a) delete “TO THE SWAN RIVER TRUST:”;
  - (b) delete “OF THE MINISTER/TRUST\*”;
  - (c) delete “\* Delete whichever is not applicable”.
- (3) In Schedule 2 Form 3:
- (a) delete “(payable to “Swan River Trust”)” and insert:  
  
(payable to “Chief Executive Officer, Department of Parks and Wildlife”)
  - (b) delete “The Swan River Trust” and insert:  
  
Department of Parks and Wildlife
  - (c) delete “Department of Environment and Conservation”;
  - (d) delete “General Manager of the Swan River Trust” (each occurrence) and insert:  
  
Chief Executive Officer, Department of Parks and Wildlife
- (4) In Schedule 2 Form 4:
- (a) delete “The Swan River Trust” and insert:  
  
Department of Parks and Wildlife
  - (b) delete “Department of Environment and Conservation”.

#### 14. Various references to “Trust” amended

In the provisions listed in the Table delete “Trust” (each occurrence) and insert:

CEO

**Table**

r. 9(2)(h), (3), (4) and (5)	r. 11(4)(a)(iii)
r. 23(a)	r. 27(2), (4) and (5)
r. 28(1)(a) and (c), (2) and (3)	r. 29(1)
r. 31(1)	r. 32(1) and (2)

r. 33(1) and (2)(a)	r. 34(1), (2)(b), (4), (5) and (6)
r. 35(1), (2), (3)(b), (4) and (5)	r. 44(1) and (2)

Note: The headings to the regulations listed in the Table are to be read as set out in the Table.

**Table**

<b>Regulation</b>	<b>Regulation heading</b>
r. 5	Development that CEO may approve (Act. s. 85(1))
s. 33	CEO may revoke or suspend permit
s. 35	Immediate suspension of permit

K. H. ANDREWS, Clerk of the Executive Council.