

BU302*

Fire Brigades Act 1942

Fire Brigades Amendment Regulations 1998

Made by the Governor in Executive Council.

1. Citation

These regulations may be cited as the *Fire Brigades Amendment Regulations 1998*.

2. Commencement

These regulations come into operation on the day on which the *Fire and Emergency Services Authority of Western Australia Act 1998* comes into operation.

3. The regulations amended

The amendments in these regulations are to the *Fire Brigades Regulations 1943**.

[* Reprinted as at 15 January 1991.

For amendments to 2 December 1998 see 1997 Index to Legislation of Western Australia, Table 4, pp. 80-1.]

4. Part I heading inserted

The following heading is inserted before regulation 1 —

“ **Part I — Preliminary** ”.

5. Part I (Election of Members of the Board) repealed

Part I (that comprises regulations 3 to 26) is repealed.

6. Part IA repealed

Part IA is repealed.

7. Part II heading replaced

The heading to Part II is deleted and the following heading is inserted instead —

“ **Part II — Financial Provisions** ”.

8. Regulations 44 to 52 repealed

Regulations 44, 45, 46, 47, 48, 49, 50, 51 and 52 are repealed.

9. Regulation 56 amended

Regulation 56 is amended as follows:

- (a) by inserting after “and over” —

“

made by the Authority for the purposes of the Act or these regulations

”;

- (b) by deleting “Board,” and inserting instead —

“ Authority, ”;

- (c) by deleting “Board for” and inserting instead —

“ board of management of the Authority for ”.

10. Regulation 57 amended

Regulation 57 is amended by inserting after “from a bank” —

“ under section 46 of the Act ”.

11. Regulation 58 amended

Regulation 58 is amended as follows:

- (a) by inserting after “from a lender” —

“ under section 46 of the Act ”;

- (b) by deleting “Governor” in the 2 places where it occurs and inserting in each place instead —

“ Treasurer ”.

12. Regulation 59 amended

Regulation 59 is amended by deleting “said board,” and inserting instead —

“ Authority, ”.

13. Regulation 59A amended

- (1) Regulation 59A(1) is amended by inserting after “shall be paid” —

“ for the purposes of the Act or these regulations ”.

- (2) Regulation 59A(2) is amended by inserting after “time to time” —

“ for the purposes of the Act or these regulations ”.

14. Part VI heading amended

The heading to Part VI is amended by deleting “BOARD” and inserting instead —

“ AUTHORITY ”.

15. Regulation 123 amended

Regulation 123 is amended by deleting “Board,” and inserting instead —

“ board of management of the Authority, ”.

16. Regulation 128 amended

Regulation 128 is amended by deleting “Board” and inserting instead —

“ board of management of the Authority ”.

17. Regulation 132 amended

Regulation 132(1), (3) and (4) are amended by deleting “*Workers’ Compensation Act 1912*” in each place where it occurs and inserting in each place instead —

“ *Workers’ Compensation and Rehabilitation Act 1981* ”.

18. Regulation 139 amended

Regulation 139(7) is repealed and the following subregulation is inserted instead —

“

(7) The finding of the Appeal Board shall be the finding of the majority of the persons constituting the Appeal Board.

”.

19. Regulation 178 amended

Regulation 178 is amended by deleting “Board at its next meeting” and inserting instead —

“ chief executive officer as soon as practicable ”.

20. Regulation 183 amended

Regulation 183 is amended before paragraph (m) by deleting “board” and inserting instead —

“ Authority ”.

21. Regulation 190 amended

Regulation 190 is amended as follows:

(a) by deleting “*Workers’ Compensation Act 1912-1941*” in the 2 places where it occurs and inserting in each place instead —

“

Workers’ Compensation and Rehabilitation Act 1981

”;

(b) in paragraph (a) of the proviso, by deleting “Board;” and inserting instead —

“ board of management of the Authority; ”.

22. Regulation 192 amended

Regulation 192(2) and (3) are amended by deleting “Board may by resolution” in the 2 places where it occurs and inserting in each place instead —

“ Authority may ”.

23. Regulation 193 amended

Regulation 193(5) is amended by deleting “W.A. Fire Brigades” and inserting instead —

“ Fire and Rescue Service of Western Australia ”.

24. First Appendix amended

The First Appendix is amended as follows:

- (a) in the heading to Part I, by deleting “WESTERN AUSTRALIAN FIRE BRIGADES BOARD” and inserting instead —

“

FIRE AND EMERGENCY SERVICES AUTHORITY OF
WESTERN AUSTRALIA

”;

- (b) by deleting “Board” in each place where it occurs (except where it occurs in the expression “Western Australian Fire Brigades Board”) and inserting instead —

“ Authority ”;

- (c) by deleting “Western Australian Fire Brigades Board” in the 2 places where it occurs and inserting in each place instead —

“

Fire and Emergency Services Authority of
Western Australia

”.

25. Second Appendix repealed

The Second Appendix is repealed.

26. Various references to “Board” amended

- (1) The regulations mentioned in the Table to this subregulation are amended by deleting “Board” in each place where it occurs and inserting in each place instead —

“ Authority ”.

Table

regulation 57	regulation 168(3)
regulation 58 (in 4 places)	regulation 169
regulation 59 (in 2 places)	regulation 170
regulation 59A(1) (in 3 places)	regulation 171
regulation 59A(2)	regulation 172(f)

regulation 94	regulation 179 (in 2 places)
regulation 95 (in 2 places)	regulation 180(a), (b), (f) and (j)
regulation 98 (in 2 places)	regulation 183 (in 16 places)
regulation 103	regulation 186(c)
regulation 122(2)	regulation 189
regulation 124	regulation 191(1)
regulation 126	regulation 192(1)
regulation 127 (in 2 places)	regulation 192(4) (in 3 places)
regulation 132C	regulation 192A
regulation 133(b)	regulation 193 (in 4 places)
regulation 137(2)(a)	regulation 194 (in 2 places)
regulation 137(3) (in the 1st place)	regulation 195(1)
regulation 139(8)	regulation 201
regulation 143 (in 2 places)	regulation 202
regulation 146	regulation 206(1)
regulation 158(2)	regulation 208 (in 2 places)
regulation 158(3) (in 2 places)	regulation 209(d)
regulation 158(5) (in 2 places)	regulation 210 (in 3 places)
regulation 159 (in 8 places)	regulation 211 (in 7 places)
regulation 161	regulation 214 (in 3 places)
regulation 162 (in 2 places)	regulation 215 (in 5 places)
regulation 163(2)(c)	regulation 216
regulation 164 (in 2 places)	regulation 217
regulation 166 (in 7 places)	regulation 218
regulation 167(1) (in 2 places)	regulation 220 (in 2 places)
regulation 167(2)	regulation 226 (in 5 places)
regulation 167(3) (in 2 places)	regulation 227
regulation 167(4)	regulation 227A(1)

- (2) The regulations mentioned in the Table to this subregulation are amended by deleting “Board” in each place where it occurs and inserting in each place instead —

“ Chief Executive Officer ”.

Table

regulation 100	regulation 134(g) (in 3 places)
regulation 114(3)	regulation 135(4) (in 2 places)
regulation 114(4)	regulation 135(7)
regulation 123A	regulation 135(9)
regulation 129	regulation 136 (in 2 places)
regulation 131	regulation 137(1) (in the 1st and 2nd places)
regulation 132(3)	regulation 138(a) (in the 1st place)
regulation 132A(1) (in 3 places)	regulation 138(b)
regulation 132B(1)	regulation 138(d) (in the 1st place)
regulation 132B(2) (in 2 places)	regulation 138(e) (in the 1st place)
regulation 132B(3)(a)	regulation 139(2)
regulation 132B(4)	regulation 139(4)(a)(i) and (b)(i)
regulation 132B(5)	regulation 186 (in the 1st, 3rd and 4th places)
regulation 134	

27. Various references to “Board’s” amended

The regulations mentioned in the Table to this regulation are amended by deleting “Board’s” in each place where it occurs and inserting in each place instead —

“ Authority’s ”.

Table

regulation 97	regulation 213
regulation 127	regulation 215(ii)
regulation 190 (in 2 places)	First Appendix, Part 1, clause 1

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.
