



LEGISLATION



Road Traffic Act 1974

An Act to consolidate and amend the law relating to road traffic; to repeal the Traffic Act 1919 and for incidental and other purposes.

<http://www.slp.wa.gov.au/statutes/swans.nsf/be0189448e381736482567bd0008c67c/6be4fb9fea962c3748256eec000b7866?OpenDocument>

Conservation and Land Management Act 1984

An Act to make better provision for the use, protection and management of certain public lands and waters and the flora and fauna thereof, to establish authorities to be responsible therefore, and for incidental or connected purposes.

<http://www.slp.wa.gov.au/statutes/swans.nsf/be0189448e381736482567bd0008c67c/65799ce7c904249648256f2b0036ab35?OpenDocument>

Environmental Protection Act 1986

An Act to provide for an Environmental Protection Authority, for the prevention, control and abatement of pollution and environmental harm, for the conservation, preservation, protection, enhancement and management of the environment and for matters incidental to or connected with the foregoing.

<http://www.slp.wa.gov.au/statutes/swans.nsf/be0189448e381736482567bd0008c67c/8b2a64e4cfb8fed848256de5001b646a?OpenDocument>



Occupational Safety and Health Act 1984



An Act to promote and improve standards for occupational safety and health, to establish the Commission for Occupational Safety and Health, to provide for a tribunal for the determination of certain matters and claims, to facilitate the coordination of the administration of the laws relating to occupational safety and health and for incidental and other purposes.

<http://www.slp.wa.gov.au/statutes/swans.nsf/be0189448e381736482567bd0008c67c/c033d314f7d343214825703b00302916?OpenDocument>

Mines Safety and Inspection Act 1994

An Act to consolidate and amend the law relating to the safety of mines and mining operations and the inspection and regulation of mines, mining operations and plant and substances supplied to or used at mines; to promote and improve the safety and health of persons at mines and for connected purposes.

<http://www.slp.wa.gov.au/statutes/swans.nsf/be0189448e381736482567bd0008c67c/ae1603a9827f19304825702900242329?OpenDocument>

Vocational Education and Training Act 1996

An Act to establish a vocational education and training system for the State, to constitute the State Training Board of Western Australia and the Training Accreditation Council, to provide for the establishment of colleges and other vocational education and training institutions, to repeal –

- the *Colleges Act 1978*;
- the *Industrial Training Act 1975*; and
- the *State Employment and Skills Development Authority Act 1990*,

to consequentially amend certain other Acts, and for related purposes.

<http://www.slp.wa.gov.au/statutes/swans.nsf/be0189448e381736482567bd0008c67c/902ebfce8bdda05448256fb1002c80a8?OpenDocument>



Industrial Training Act 1975



An Act to amend and consolidate the law relating to apprentices, to make provision for the industrial and commercial training of other persons, to repeal the *Apprentices Act 1918* and certain provisions of the *Industrial Arbitration Act 1912*, and for incidental and other purposes.

<http://www.slp.wa.gov.au/statutes/swans.nsf/be0189448e381736482567bd0008c67c/107a5dda5811e5d24825685c0019a23f?OpenDocument>

Industrial Relations Act 1979

An Act to consolidate and amend the law relating to the prevention and resolution of conflict in respect of industrial matters, the mutual rights and duties of employers and employees, the rights and duties of organisations of employers and employees, and for related purposes.

<http://www.slp.wa.gov.au/statutes/swans.nsf/be0189448e381736482567bd0008c67c/68ec5a51190a78dd48257044002031cd?OpenDocument>

Equal Opportunity Act 1984

An Act to promote equality of opportunity in Western Australia and to provide remedies in respect of discrimination on the grounds of sex, marital status, pregnancy, sexual orientation, family responsibility or family status, race, religious or political conviction, impairment, or age, or involving sexual or racial harassment or, in certain cases, on gender history grounds.

<http://www.slp.wa.gov.au/statutes/swans.nsf/be0189448e381736482567bd0008c67c/0048232472c2c14d48256fe90029e206?OpenDocument>

Disability Services Act 1993

An Act for the establishment of the Disability Services Commission and the Ministerial Advisory Council on Disability, for the furtherance of principles applicable to people with disabilities, for the funding and provision of services to such people that meet certain objectives, for the resolution of complaints by such people, and for related purposes.

<http://www.slp.wa.gov.au/statutes/swans.nsf/be0189448e381736482567bd0008c67c/0bacde050d452d5d482570590019774f?OpenDocument>

Criminal Code Act Compilation Act 1913



An Act to enact a compilation of the *Criminal Code Act 1902*, with its amendments and portion of the *Secret Commissions Act 1905*, and for other related purposes.



Preamble

Whereas the Legislative Council and Legislative Assembly on 22 December 1911, directed the compilation with its amendments of the *Criminal Code Act 1902*; and a compilation of the said Act and the Acts amending the same was duly made in accordance with the *Statutes Compilation Act* (as amended): And whereas it is desirable to repeal the Acts so compiled: And whereas in order to carry out the purposes of the *Criminal Code Amendment Act 1913*, it is desirable to include in the compilation the further amendments authorised to be so included by that Act, and also the provisions of the *Secret Commissions Act 1905* (except section 19 thereof), and to repeal the last-mentioned Act and the portions of the *Criminal Code Amendment Act 1913*, containing the said further amendments: And whereas the Acts and the parts of an Act which it is desirable to repeal are set out in the Appendix A; and the compiled Act set out in Appendix B is a true compilation of the Acts and parts of Acts so directed to be compiled or authorised to be included in the compilation as aforesaid, and it is desirable to give such compilation the force of law. Be it therefore enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:

1. Short title and commencement

This Act may be cited as the *Criminal Code Act Compilation Act 1913*¹, and shall come into operation on 1 January 1914.

2. Repeal

The Acts and parts of an Act set out in Appendix “A” are hereby repealed, and the compiled Act set forth in Appendix “B” is hereby enacted under the title of the *Criminal Code Act 1913*.

3. Matters and things originated under repealed Acts to enure for the purposes of the compiled Act

(1) All offices, appointments, regulations, rules, convictions, sentences, judgments, orders, registers, records, certificates, and instruments, and generally all acts of authority, which originated or were operative or subsisting under any enactment repealed by this Act and hereby re-enacted with or without modification, and which are subsisting or in force on or immediately prior to the commencement of the compiled Act shall, subject to that Act, enure for the purposes thereof as fully and effectually as if they had originated under the corresponding provisions of that Act, and accordingly shall, where necessary, be deemed to have so originated.

(2) All offences committed against and all pending matters and proceedings commenced under any such enactment may be prosecuted, continued, and completed under and subject to the provisions of the compiled Act.



Appendix A

Acts and Parts of Act Repealed.

1 and 2 Edw. VII No. 14 - The Criminal Code Act 1902
2 Edw. VII No. 29 - The Criminal Code Amendment Act 1902
No. 13 of 1905 - The Secret Commissions Act 1905
No. 31 of 1906 - The Criminal Code Amendment Act 1906
No. 28 of 1911 - The Criminal Code Amendment Act 1911
No. 52 of 1911 - *The Criminal Code Amendment Act 1911*
Sections 2 to 29 (both inclusive) of Act No. 15 of 1913 - *The Criminal Code Amendment Act 1913*

Appendix B

An Act to establish a Code of Criminal Law.

Preamble

Whereas it is desirable to declare and consolidate the Criminal Law: Be it enacted and declared by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:

1. Short title

This Act may be cited as the *Criminal Code Act 1913*¹.

2. Establishment of *The Criminal Code*

The provisions contained in the Code of Criminal Law set forth in the Schedule to this Act, and hereinafter called “the Code”, shall be the law of Western Australia with respect to the several matters therein dealt with.

The said Code may be cited as “*The Criminal Code*”.



3. Construction of statutes, statutory rules, and other instruments

The following rules shall, unless the context otherwise indicates, apply with respect to the construction of statutes, statutory rules, local laws, by-laws, and other instruments, that is to say -

(1) When in any statute, statutory rule, local law, by-law, or other instrument, public or private, the term “felony” is used, or reference is made to an offence by the name of felony, it shall be taken that reference is intended to an offence which is a crime under the provisions of the Code:

(2) When in any statute, statutory rule, local law, by-law, or other instrument, public or private, the term “murder” is used, it shall be taken that reference is intended to the crimes of wilful murder, and murder, and each of them:

(3) When in any statute, statutory rule, local law, by-law, or other instrument, public or private, the term “larceny” is used, it shall be taken that reference is intended to the crime of stealing:

(4) When in any statute, statutory rule, local law, by-law, or other instrument, public or private, reference is made to any offence by any specific name, it shall be taken that reference is intended to the offence which, under the provisions of the Code, is constituted by the Act or omission that would heretofore have constituted the offence referred to:

(5) When in any statute, statutory rule, local law, by-law, or other instrument, public or private, reference is made to any of the statutory provisions hereby repealed, it shall be taken that reference is intended to the corresponding provisions or substituted provisions of the Code.

[Section 3 amended by No. 14 of 1996 s. 4; No. 57 of 1997 s. 45.]

4. Provisions of Code exclusive, with certain exceptions

No person shall be liable to be tried or punished in Western Australia as for an offence, except under the express provisions of the Code, or some other statute law of Western Australia, or under the express provisions of some statute of the Commonwealth of Australia, or of the United Kingdom which is expressly applied to Western Australia, or which is in force in all parts of His Majesty's dominions not expressly excepted from its operation, or which authorises the trial and punishment in Western Australia of offenders who have, at places not in Western Australia, committed offences against the laws of the Commonwealth of Australia or of the United Kingdom.

[Section 4 amended by No. 4 of 2004 s. 58.]



5. Civil remedies and saving

When, by the Code, any act is declared to be lawful, no action can be brought in respect thereof.

Except as aforesaid, the provisions of this Act shall not affect any right of action which any person would have had against another if this Act had not been passed; nor shall the omission from the Code of any penal provision in respect of any act or omission, which before the time of the coming into operation of the Code constituted an actionable wrong, affect any right of action in respect thereof.

[6. Repealed by No. 78 of 1995 s. 22.]

7. Contempt of court

Nothing in this Act or in the Code shall affect the authority of courts of record to punish a person summarily for the offence commonly known as “contempt of court”; but so that a person cannot be so punished, and also punished under the provisions of the Code for the same act or omission.

[8. Repealed by No. 13 of 1984 s. 9.]

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