

Radiation Safety Amendment Bill 2014

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Western Australia

LEGISLATIVE ASSEMBLY

(Introduced by Mr Roger Cook, MLA.)

Radiation Safety Amendment Bill 2014

A Bill for

An Act to amend the *Radiation Safety Act 1975* to provide for the prohibition of sun-tanning units.

The Parliament of Western Australia enacts as follows:

s. 1

1 **1. Short title**

2 This is the *Radiation Safety Amendment Act 2014*.

3 **2. Commencement**

4 This Act comes into operation as follows —

- 5 (a) sections 1 and 2 — on the day on which this Act
6 receives the Royal Assent (*assent day*);
7 (b) the rest of the Act — on the last day of the period of
8 3 months after assent day.

9 **3. Act amended**

10 This Act amends the *Radiation Safety Act 1975*.

11 **4. Section 4 amended**

12 (1) In section 4 insert in alphabetical order:
13

14 *sun-tanning unit* means an electronic product that —

- 15 (a) is capable of producing ultraviolet radiation
16 between 100 nm and 400 nm wavelength; and
17 (b) designed to produce tanning of human skin; and
18 (c) is provided for tanning the skin of a person —
19 (i) for fee or reward; or
20 (ii) as part of providing a service for fee or
21 reward.
22

23 (2) In section 4 in the definition of *sell* delete “accordingly.” and
24 insert:
25

26 accordingly;
27

1 **5. Section 6 amended**

2 After section 6(1)(b) insert:

3
4 (ba) sun-tanning units;

6 **6. Section 7 amended**

7 In section 7(1) delete “apparatus” and insert:

8
9 apparatus, sun-tanning unit

11 **7. Part IIIA inserted**

12 After section 24A insert:

14 **Part IIIA — Sun-tanning units**

15 **24B. Offence to provide or operate sun-tanning unit**

16 A person commits an offence if the person —

- 17 (a) provides, or offers to provide, the use of a
18 sun-tanning unit; or
19 (b) operates, or offers to operate, a sun-tanning
20 unit.

21 **24C. Transitional arrangements**

22 (1) In this section —

23 *commencement day* means the day the *Radiation*
24 *Safety Amendment Act 2014*, other than sections 1
25 and 2, comes into operation;

26 *solarium* means premises, or part of premises, in which
27 a sun-tanning unit is used or operated.

s. 8

- 1 (2) Registration of a solarium or sun-tanning unit effected
2 under this Act prior to commencement day ceases to
3 have effect on commencement day.
- 4 (3) The Minister may pay to a person in whose name the
5 registration of a sun-tanning unit was effected before
6 commencement day compensation of an amount
7 determined by the Minister for the early termination of
8 the registration of the sun-tanning unit.
- 9

10 **8. Section 59 amended**

11 In section 59(b) delete “products;” and insert:

12

13 products other than sun-tanning units;

14

15

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