



Defence (RAAF Base Pearce and Gingin Airfield Defence Aviation Area) Declaration 2018

I, Darren Chester, Minister for Defence Personnel, make the following declaration.

Dated 16 March 2018

Darren Chester
Minister for Defence Personnel

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1 Name

This instrument is the *Defence (RAAF Base Pearce and Gingin Airfield Defence Aviation Area) Declaration 2018*.

2 Commencement

This instrument commences at the same time as the *Defence Legislation Amendment (Instrument Making) Act 2017*, Schedule 1, Part 2.

3 Authority

This instrument is made under subsection 117AC(1) of the Act.

4 Definitions

Note: A number of expressions used in this instrument are defined in section 4 of the Act, including the following:

- (a) defence aviation area.

In this instrument:

Act means the *Defence Act 1903*.

5 Declaration of RAAF Base Pearce and Gingin Airfield Defence Aviation Area

- (1) For the purposes of subsection 117AC(1) of the Act, the RAAF Base Pearce and Gingin Airfield Defence Aviation Area is declared to be a defence aviation area.
- (2) The *RAAF Base Pearce and Gingin Airfield Defence Aviation Area* is the areas of land in the vicinity of RAAF Base Pearce and Gingin Airfield in Western Australia that are depicted on the map (the **map**) set out in Schedule 1 to this instrument.
- (3) To avoid doubt, areas depicted by white space on the map set out in Schedule 1 are not included in the RAAF Base Pearce and Gingin Airfield Defence Aviation Area.

6 Specification of height restrictions that apply within the area

- (1) For the purposes of subsection 117AC(3), height restrictions apply in relation to buildings, structures and objects (including trees and other natural obstacles) within the RAAF Base Pearce and Gingin Airfield Defence Aviation Area.
- (2) The height restrictions described in the legend to the map set out in Schedule 1 apply in the corresponding area depicted on the map.

Schedule 1

See sections 5 and 6

