

Local Government Act 1995

City of Greater Geraldton Public Places and Local Government Property Amendment Local Law 2021

Under the powers conferred by the *Local Government Act 1995*, and all other powers enabling it, the Council of the City of Greater Geraldton resolved on **dd mm** 2021 to make the following local law:

1. Citation

This local law is cited as the *City of Greater Geraldton Public Places and Local Government Property Amendment Local Law 2021*.

2. Commencement

This local law comes into operation 14 days after its publication in the *Government Gazette*.

3. City of Greater Geraldton Public Places and Local Government Property Local Law 2020 amended

(1) In this local law the *City of Greater Geraldton Public Places and Local Government Property Local Law 2020* as published in the *Government Gazette* on 5 January 2021 is referred to as the principal local law.

(2) In clause 1.5 of the principal local law the definition of 'authorised person' is replaced with:

authorised person means a person appointed by the CEO under section 9.10 of the Act to perform any of the functions of an authorised person under this local law;

(3) Clause 5.5 of the principal local law is deleted and replaced with:

5.5 Leaving animal or vehicle in public place

(1) ~~A person must not leave an animal or a vehicle, or any part of a vehicle, in a public place so that it obstructs the use of any part of that public place, unless that person has first obtained a licence or is authorised to do so under a written law.~~

Formatted: Font: Not Bold

Formatted: Font: Not Bold

(2) ~~A person does not contravene subclause (1) where the animal is secured or tethered for a period not exceeding 1 hour.~~

Formatted: Font: Not Bold

(3) ~~A person does not contravene subclause (1) where the vehicle is left for a period not exceeding 24 hours.~~

Formatted: Font: Not Bold

5.5 Animals

~~(1) Unless authorised by a written law, permit or under this local law, a person must not:~~

~~(a) tether any animal to a tree, shrub, tree guard, wall or fence on local government property; or~~

~~(b) permit any animal to enter upon or into any local government property.~~

~~(2) In subclause (1), 'animal' does not include a dog or an 'assistance animal' as defined in section 9(2) of the *Disability Discrimination Act 1992 (Cth)*.~~

(4) In clause 7.1 of the principal local law the definitions of 'protected fauna' and 'rare fauna' are deleted and replaced with the following:

protected flora has the meaning given to it in Part 10, Division 2 of the *Biodiversity Conservation Act 2016*;

rare flora has the meaning given to it in Regulation 168 of the *Biodiversity Conservation Regulations 2018*;

Dated November 2021

The Common Seal of the City of Greater Geraldton was affixed by authority of a resolution of the Council in the presence of –

.....
Shane Van Styn
Mayor

.....
Ross McKim
Chief Executive Officer

DRAFT

