

## LOCAL GOVERNMENT UNDERTAKINGS 2009 -2012

Under its Terms of Reference the Joint Standing Committee on Delegated Legislation scrutinises laws made by local governments. As part of that process the Committee may seek an undertaking from a local government to amend a local law. The following written undertakings were provided to the Committee from 2009 to November 2012.

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
<a href="#"><u>Shire of Dowerin Fencing Local Law 2008</u></a>	<ul style="list-style-type: none"> <li>• To amend clause 15(3) so that the power to enter private land to remedy a breach is limited to fences that abut a public thoroughfare, public place or local government property.</li> <li>• Not to enforce clause 15(3) until the amendment has been gazetted.</li> </ul>	19/03/09	18/05/10
<a href="#"><u>Shire of Northam Parking and Parking Facilities Local Law 2008</u></a>	<ul style="list-style-type: none"> <li>• To amend clause 3.1 so as to require the Shire to install appropriate signage should it resolve to constitute, determine or vary the existence of a parking station.</li> <li>• Not to make such a resolution pursuant to clause 3.1 without installing appropriate signage until the amendment has been gazetted.</li> </ul>	23/03/09	30/06/09
<a href="#"><u>Shire of Cunderdin Dogs Local Law 2008</u></a>	<ul style="list-style-type: none"> <li>• To amend clause 5.1 to expressly state that prohibitions on dogs entering public places are subject to s.8 of the <i>Dog Act 1976</i> and s.66J of the <i>Equal Opportunity Act 1984</i>.</li> <li>• Not to enforce the absolute prohibition with respect to guide dogs until the above amendment has been gazetted.</li> </ul>	24/03/09	26/11/09
<a href="#"><u>Shire of Plantagenet Activities in Thoroughfares and Public Places and Trading Places Amendment</u></a>	<ul style="list-style-type: none"> <li>• To amend clause 4.2(3) by 31/03/11 to recognise the limited responsibility of children for any breach of its terms.</li> </ul>	08/04/09	08/10/10

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
<a href="#">Local Law 2008</a>			
<a href="#">Shire of Meekatharra Dogs Local Law 2007</a>	<ul style="list-style-type: none"> <li>• To amend clause 5.1 to expressly state that prohibitions on dogs entering public places are subject to s.8 of the <i>Dog Act 1976</i> and s.66J of the <i>Equal Opportunity Act 1984</i>.</li> <li>• Not to enforce the absolute prohibition with respect to guide dogs until the above amendment has been gazetted.</li> </ul>	18/04/09	28/07/09
<a href="#">Shire of Goomalling Local Laws Relating to Fencing 2007</a>	<ul style="list-style-type: none"> <li>• That within two years of 05/12/07 the Shire will amend clause 15(1) so that it is not inconsistent with the requirements in Item 4(2) of Schedule 3.1, Division 1 of the Local Government Act 1995.</li> </ul>	30/04/09	05/03/10
<a href="#">Town of Cambridge Parking Amendment Local Law 2008</a>	<ul style="list-style-type: none"> <li>• To amend clause 2.1 to require contiguous signing to be erected to identify the relevant parking zones.</li> <li>• To amend clause 1.9 to remove the sub-delegation clause and not to rely on that clause in the interim.</li> <li>• To delete sub-clause 3.9(2).</li> </ul>	08/05/09	15/01/10
<a href="#">Town of Victoria Park Parking and Parking Facilities Local Law 2008</a>	<ul style="list-style-type: none"> <li>• To amend the definition of “median strip” in clause 1.3 so as to be consistent with the definition in the Road Traffic Code 2000.</li> </ul>	13/05/09	01/12/09
<a href="#">Shire of Bridgetown-Greenbushes Standing Orders Local Law 2008</a>	<ul style="list-style-type: none"> <li>• Clause 1.3 - to insert a definition of “<i>Standing Committee</i>”.</li> <li>• Clause 2.1 - to delete the words “<i>notwithstanding clause 2.2(2)</i>”.</li> <li>• Clause 2.2(2) - to add the words “<i>notwithstanding clauses 2.1</i>”.</li> <li>• Clauses 3.4.1(g)(ii) and (iii) - to be deleted.</li> </ul>	28/05/09	23/09/11

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• Clauses 3.10.4 - amend the reference to sub-clause (1) to a reference to "<i>subclause (3)</i>".</li> <li>• Clause 8.4(1) - to be deleted.</li> <li>• To correct minor drafting errors in clauses 2.3 and 15.2.</li> </ul>		
<a href="#"><u>Southern Metropolitan Regional Council Standing Orders Local Law 2008</u></a>	<ul style="list-style-type: none"> <li>• To amend clause 3.1(1) by adding a new subclause 3.1(la) which states that "<i>questions by members of which due notice has been given</i>".</li> <li>• To insert a new clause 3.12A entitled "<i>Questions by members of which due notice has been given</i>".</li> <li>• To delete clause 3.11.</li> <li>• To insert a new clause 3.4A entitled "<i>Announcements by a presiding person</i>".</li> <li>• To delete clause 4.9.</li> <li>• To delete clause 4.11.</li> <li>• To amend clause 4.14(3) by deleting the words "<i>and must be accepted by the meeting without argument or comment</i>".</li> <li>• To amend clause 4.15(3) by deleting the words "<i>that meeting</i>" and substituting the words "<i>the item under discussion</i>".</li> <li>• To delete clause 5.9(3).</li> <li>• To apply the above amendments as an interim measure until the amended local law is gazetted.</li> </ul>	29/05/09	06/11/09

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
<a href="#">City of Wanneroo Standing Orders Local Law 2008</a>	<ul style="list-style-type: none"> <li>• To delete clause 4.9.</li> <li>• To delete clause 4.11.</li> <li>• To amend subclause 4.14(3) by deleting the words “<i>and must be accepted by the meeting without argument or comment</i>” after the word “<i>final</i>”.</li> <li>• To amend clause 4.15(3) by deleting the words “<i>that meeting</i>” after the words “<i>part in</i>” and insert the words “<i>the debate of the item</i>”.</li> <li>• To delete subclause 5.9(3).</li> <li>• To renumber relevant clauses accordingly.</li> </ul>	03/06/09	29/09/09
<a href="#">City of Joondalup Trading in Public Places Amendment Local Law 2008</a>	<ul style="list-style-type: none"> <li>• To repeal the <i>City of Joondalup Trading in Public Places Amendment Local Law 2008</i>. (repeal gazetted 22/9/09)</li> <li>• To introduce a new amendment local law that will, <i>inter alia</i>: remove the reference to an employee in the current subclause 14(4)(ii); and delete subclause 14(4)(iii), present in the current law,</li> <li>• To not enforce subclauses 14(4)(ii) and (iii) in the interim.</li> </ul>	28/04/09	Part compliance on 22/09/09  Gazetted 14/01/15
<a href="#">City of Stirling Dogs Local Law 2008</a>	<ul style="list-style-type: none"> <li>• To amend clause 5.1 to expressly state that prohibitions on dogs entering public places are subject to s.8 of the <i>Dog Act 1976</i> and s.66J of the <i>Equal Opportunity Act 1984</i>.</li> <li>• Not to enforce the absolute prohibition with respect to guide dogs until the above amendment has been gazetted.</li> </ul>	08/06/09	15/04/11
<a href="#">City of Stirling Fencing Local Law 2008</a>	<ul style="list-style-type: none"> <li>• To delete clause 1.7 on or before May 2011.</li> </ul>	08/06/09	15/04/11

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
<a href="#">City of Joondalup Local Government and Public Property Amendment Local Law (No. 2) 2008</a>	<ul style="list-style-type: none"> <li>To repeal the \$500 modified penalty for failing to collect a shopping trolley</li> </ul>	17/06/09	Gazetted 14/01/15
<a href="#">City of Wanneroo Private Property Amendment Local Law 2008</a>	<ul style="list-style-type: none"> <li>To amend clause 10.1 in relation to Storage of Disused Motor Vehicles and to include a definition of "Stored".</li> </ul>	05/08/09	15/01/10
<a href="#">City of Stirling Thoroughfares and Public Places Local Law 2009</a>	<ul style="list-style-type: none"> <li>To amend clause 2.7(2)(c) to delete the words "(or other verge treatment as determined by the City under a policy;)" or, alternatively, the clause be amended to list the permissible verge treatments.</li> </ul>	19/08/09	15/04/11
<a href="#">City of Gosnells Local Government Property Local Law 2009</a>	<ul style="list-style-type: none"> <li>To delete the term "decency" from clause 1.3.</li> <li>To insert into clause 1.3 "<i>indecent exposure means the revealing to view of those parts of the body, especially the genitals, which by law and convention should be covered by clothing under the given circumstances</i>".</li> <li>To amend the title of clause 4.6 by deleting the text "Decency" and replacing with "Appropriate Behaviour and A".</li> <li>To amend subclause 4.6(2) by deleting the text "secure decency" and replacing with the text "<i>prevent indecent exposure</i>".</li> <li>To amend Schedule 1, 4.6(1)(a) deleting the text "secure decency" and replacing with the text "<i>prevent indecent exposure</i>".</li> <li>To amend clause 2.2 by inserting subclause (8) "A decision under</li> </ul>	14/07/09	06/05/11

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p><i>subclauses (3) or (4) is not to be delegated by the Council</i>’.</p> <ul style="list-style-type: none"> <li>• To delete clause 2.8(2)(l).</li> <li>• To delete clause 3.12(1)(c).</li> <li>• To amend clause 3.16(a) to read: “<i>take reasonable steps to maintain law and order by all in attendance at any function for which the local government property has been hired.</i>”</li> <li>• To amend clause 5.3 to read: “<i>A person, club, organisation or association conducting a function at an aquatic centre shall take reasonable steps to: (a) prevent overcrowding; (b) ensure that no damage is done to the buildings or fencing or any other portion of an aquatic centre; and (c) ensure that these local laws are observed by all competitors, officials and spectators attending the function.</i>”</li> <li>• To amend clause 5.5 to read: “<i>No person shall operate a camera device in any portion of a change room at an aquatic centre to record or transmit an image</i>”.</li> <li>• To delete clause 8.3(2).</li> <li>• To delete clause 8.5.</li> <li>• To make all consequential amendments arising from undertakings.</li> <li>• Not to enforce provisions in a manner inconsistent with the undertakings provided.</li> </ul>		
<a href="#">City of Albany Standing Orders Local Law 2009</a>	<ul style="list-style-type: none"> <li>• Delete clauses 4.8 and 4.12.</li> <li>• Amend subclause 4.15(3) by deleting the words “and must be accepted by the meeting without argument or comment” after the</li> </ul>	21/09/09	17/03/14 and 19/9/14

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p>word "final".</p> <ul style="list-style-type: none"> <li>• Amend subclause 4.16(3) by deleting the words "that meeting" after the words "part in" and insert the words "the debate of the item".</li> <li>• Delete subclause 5.11(3).</li> </ul>		
<a href="#"><u>City of Albany Keeping and Welfare of Cats Local Law 2008</u></a>	<ul style="list-style-type: none"> <li>• To amend the definition of "keeper" in clause 3.1 to insert after "kept" the words "who has care and control of the cat".</li> <li>• To delete the reference to clause 5.12 in clause 10.</li> <li>• To amend clause 9 to include the provision for a cat owner to apply to have their details omitted from the register for their own protection or that of their family.</li> <li>• To delete the definition of "Sterilised" in clause 3.1.</li> <li>• To delete clauses 4.2(e), 4.5, 5.1(c) and 5.5.</li> <li>• To delete the reference to sterilisation in the heading to clause 4.</li> <li>• To delete clause 4.3.</li> <li>• To make all consequential amendments arising from undertakings.</li> <li>• Not to enforce provisions in a manner inconsistent with the undertakings provided.</li> </ul>	<p>Undertakings 1-3 given 14/8/09</p> <p>Undertakings 4 - 9 given 14/10/09</p>	<p>11/03/14 Principal Local Law repealed</p>
<a href="#"><u>Shire of Dardanup Activities in Thoroughfares and Public Places and Trading Local Law 2007</u></a>	<p>Amend clause 2.1(a) within the next 2 years to prohibit the planting of any plant other than grass and similar plants within 6 metres of an intersection.</p>	<p>09/11/08</p>	<p>04/09/09</p>
<a href="#"><u>Shire of Broomehill-</u></a>	<ul style="list-style-type: none"> <li>• To amend the typographical errors in clause 1.3; namely, to delete</li> </ul>	<p>01/10/09</p>	<p>12/10/10</p>

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
<a href="#">Tambellup Waste Services Local Law 2009</a>	<p>the word “and” after the semi-colon in the definition of “street alignment”, place the word “or” at the end of paragraph (a) of the definition of “waste” rather than at the end of paragraph (b) and change the semi-colon at the end of the definition of “waste service” to a full stop.</p> <ul style="list-style-type: none"> <li>• To amend clause 2.8(2)(d) by either listing the required specifications for the construction and location of the enclosures for containers or prescribing the required specifications for the enclosures by reference to clause 2.9(3), as if the enclosures were “suitable enclosures”.</li> <li>• To amend clause 2.9(3)(a) by expressly stating the minimum floor area that a ‘suitable enclosure’ must have.</li> <li>• To amend clause 2.9(3)(d)(ii) by either adopting, by reference, the relevant standard with which the liquid refuse disposal system must comply or listing the required specifications for the system.</li> <li>• To amend clause 2.14(2)(d) by listing the required specifications for an incinerator.</li> <li>• To amend clause 2.14(3) by inserting a definition of “local fire rules”.</li> <li>• That the amendments will be made within the next 2 years and that the problematic clauses will not be relied on in the interim.</li> </ul>		
<a href="#">Shire of Northam Waste Local Law 2009</a>	<ul style="list-style-type: none"> <li>• To amend the definition of “waste” in clause 1.3 by inserting the word “or” immediately after paragraph (a) of the definition.</li> <li>• To amend clause 2.8(2)(d) by either listing the required specifications for the construction and location of the enclosures for containers or</li> </ul>	24/09/09	05/08/11

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p>prescribing the required specifications for the enclosures by reference to clause 2.9(3), as if the enclosures were “suitable enclosures”.</p> <ul style="list-style-type: none"> <li>• To amend clause 2.9(3)(a) by expressly stating the minimum floor area that a ‘suitable enclosure’ must have.</li> <li>• To amend clause 2.9(3)(d)(ii) by either adopting, by reference, the relevant standard with which the liquid refuse disposal system must comply or listing the required specifications for the system.</li> <li>• To amend clause 2.14(2)(d) by listing the required specifications for an incinerator.</li> <li>• That the amendments will be made within the next 2 years and that the problematic clauses will not be relied on in the interim.</li> </ul>		
<a href="#"><u>City of Stirling Local Government Property Local Law 2009</u></a>	<ul style="list-style-type: none"> <li>• To remove the phrase “or is likely to behave” from clause 4.7(1).</li> <li>• To amend the Local Law to provide a definition of decency which clearly defines what proper and adequate clothing is in both the swimming pool setting and on other local government property.</li> <li>• Delete Item 2.6(5) of Schedule 2, Part 2.</li> <li>• Delete Item 2.8 of Schedule 2, Part 2.</li> <li>• That the amendments will be made within 2 years and that the problematic clauses will not be relied on in the interim.</li> </ul>	23/09/09	15/04/11
<a href="#"><u>Town of Claremont Health Amendment Local Law 2009</u></a>	<ul style="list-style-type: none"> <li>• In clause 3(1) of the principal local law, in the definition of ‘AS 2001.5.4-2005’, amend, “<u>Methods of tests</u>” (underlining added) to</li> </ul>	20/11/09	05/04/13

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p>read 'Methods of test'.</p> <ul style="list-style-type: none"> <li>• In clause 3(1) of the principal local law, in the definition of 'Food Standards Code', amend "<u>Australian New Zealand Food Standards Code</u>" (underlining added) to read 'Australia New Zealand Food Standards Code'.</li> <li>• Amend the end of clause 58(2) of the principal local law to read as either '... the emission of any offensive odour from there.' or '... the emission of any offensive odour therefrom.'</li> <li>• In clause 138(8)(a) of the principal local law, amend the reference to the Australia New Zealand standard from "AS" to 'AS/NZ'.</li> <li>• In clause 155(b) of the principal local law, amend "<u>Health (Offensive Trade Fees) Regulations 1976</u>" to read 'Health (Offensive Trades Fees) Regulations 1976' (underlining added).</li> </ul>		
<a href="#">Shire of Esperance Fencing Amendment Local Law 2009</a>	<p>In clause 11(1) of the principal local law, delete the phrase "<i>or an Industrial Lot</i>" and replace it with a comma.</p>	23/11/09	03/06/11
<a href="#">Shire of Esperance Health Amendment Local Law 2009</a>	<p>Amend clause 2.2.5 of the principal local law by either:</p> <ul style="list-style-type: none"> <li>• adopting, by reference, the relevant standard with which an 'approved floor waste outlet' must comply; or</li> <li>• listing the required specifications of such an outlet.</li> </ul>	23/11/09	03/06/11
<a href="#">City of Joondalup Trading in Public Places Amendment Local Law 2009</a>	<p>In item 4C of the First Schedule in the principal local law, replace "14(4)(iii)" with '14(4)(c)' within 2 years of 24/11/09.</p>	17/12/09	Gazetted 14/01/15
<a href="#">Shire of Dardanup Parking and Parking Facilities Local Law 2009</a>	<p>Amend clause 1.3 of the local law to read 'Code means Road Traffic Code 2000' and also that:</p>	26/03/10	06/05/14

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• all consequential amendments arising from the undertaking be made;</li> <li>• the clause will not be enforced in a manner inconsistent with the undertaking; and</li> <li>• the undertaking will be completed within two years from the receipt of the Committee's letter.</li> </ul> <p>Notations made on the original copy of the local law, with notated copies of the local law being provided to the two rangers who will enforce the local law.</p>		
<a href="#"><u>Shire of Kalamunda Health Amendment Local Law 2009</u></a>	<p>The Council gives an undertaking that:</p> <ul style="list-style-type: none"> <li>• Clause 66(3) of the local law be deleted;</li> <li>• all consequential amendments arising from the undertaking will be made;</li> <li>• the clause will not be enforced in a manner inconsistent with the undertaking; and</li> <li>• the undertaking will be completed within two years from the date of the Committee's letter, being 23 February 2010.</li> </ul>	22/03/10	05/09/2011
<a href="#"><u>Town of Claremont Parking and Parking Facilities Local Law 2009</u></a>	<p>The Town of Claremont provided an undertaking that it would, within two years, amend the local law to include some reasonable, defined limit to the possible dates that may be used for special events.</p>	08/04/10	6/6/13
<a href="#"><u>City of Albany Parking and Parking Facilities Local Law 2010</u></a>	<p>The City of Albany provided an undertaking that it would, within two years:</p> <ul style="list-style-type: none"> <li>• amend the local law to correct typographical errors;</li> <li>• delete clause 2.9 and Item 10 in Schedule 2; and</li> <li>• not rely on those clauses in the interim.</li> </ul>	19/05/10	26/04/13

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
<a href="#">City of Gosnells Animals, Environment And Nuisance Local Law 2009</a>	<ul style="list-style-type: none"> <li>• To delete Part 4, Division 4 of the local law.</li> <li>• To amend clause 9(b) to read “breaches clauses 10 or 11 of this local law”.</li> <li>• To amend clause 16(2)(c) to read “breaches clauses 17 or 18 of this local law” and also that:</li> <li>• All consequential amendments arising from the undertakings be made</li> <li>• The clauses will not be enforced in a manner inconsistent with the undertakings.</li> <li>• The undertakings will be completed by no later than 19 April 2012.</li> </ul>	26/05/2010	20/05/11
<a href="#">Shire of Nannup Standing Orders Local Law 2010</a>	<p>The Shire gave undertakings in relation to the local law to:</p> <ul style="list-style-type: none"> <li>• repeal clause 7.12(3);</li> <li>• delete the words “that meeting” after the words “part in” and insert the words “the debate of the item” in clause 8.4; and</li> <li>• amend clause 15.7 to reduce the penalty for a breach of the local law from \$5000 to \$1000.</li> </ul>	29/06/10	19/11/10
<a href="#">Shire of Busselton Local Government Property Local Law 2010</a>	<p>The following undertakings were provided by Busselton Council:</p> <ul style="list-style-type: none"> <li>• to delete clauses 2.8(1)(c) and (i) from Part 2, Division 2 of the Local Law;</li> <li>• to amend clause 2.1(1) in Schedule 2, Part 2 to remove the reference to determinations;</li> <li>• to amend clause 2.4(4) in Schedule 2, Part 2 to refer to guide dogs in line with current legislation;</li> <li>• to delete clauses 2.1(1), 2.4(4) and 2.8 from Schedule 2, Part 2 of the Local Law and incorporate these clauses into the main text of the Local Law;</li> </ul>	15/07/2010	23/03/11

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• to amend the definition of 'local government property' in clause 1.5 in the Local Law by deleting paragraph (e) of the clause; and</li> <li>• all consequential undertakings arising from the undertakings above will be made;</li> <li>• the clauses will not be enforced in a manner contrary to the undertakings;</li> <li>• the undertakings will be completed within 6 months from 14 June 2010; and</li> <li>• the Shire will make publicly available, in electronic as well as hard copy form, a copy of these undertakings together with the principal local law.</li> </ul>		
<a href="#"><u>Shire of Augusta-Margaret River Activities in Thoroughfares and Public Places and Trading Local Law 2010</u></a>	<p>Within 6 months the Shire of Augusta-Margaret River will:</p> <ul style="list-style-type: none"> <li>• delete clause 5.16(b) to insure that where a fire hazard exists in a thoroughfare, appropriate permits can be granted to facilitate removal of the hazard. In the interim the Shire will not enforce cause 5.16(b) in circumstances where a fire hazard exists;</li> <li>• delete clause 6.3(3) and not enforce that clause in the interim;</li> <li>• amend clauses 6.17(b), 6.17(c) and 6.18(a) to replace references to the repealed sections of the Health Act 1911 with the correct references to the Food Act 2008;</li> <li>• amend clause 7.7 to replace the phrase mutatis mutandis; and</li> <li>• in the interim, where the Shire makes the local law publicly available, whether in electronic or hard copy form, it will be accompanied by a copy of the undertakings given in relation to those local laws.</li> </ul>	29/07/10	06/09/11
<a href="#"><u>Shire of Augusta-Margaret River Cemeteries Local Law</u></a>	<p>Within 6 months the Shire of Augusta-Margaret River will:</p>	29/07/10	06/09/11

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<a href="#">2010</a>	<ul style="list-style-type: none"> <li>• delete clauses 5.4 and 5.5 and not enforce those clauses in the interim;</li> <li>• delete clause 7.20(3); and</li> <li>• in the interim, where the Shire makes the local law publicly available, whether in electronic or hard copy form, it will be accompanied by a copy of the undertakings given in relation to those local laws</li> </ul>		
<a href="#">Shire of Goomalling Waste Local Law 2010</a>	<p>Within 6 months the Shire of Goomalling will:</p> <ul style="list-style-type: none"> <li>• delete the words “<i>green garden cuttings</i>” from clause 2.11(2)(a)(i) and not rely on that clause in the interim.</li> </ul>	25/08/10	29/04/11
<a href="#">Shire of Ravensthorpe Local Government Property Local Law 2010</a>	<p>The following undertakings were provided by Ravensthorpe Council:</p> <ul style="list-style-type: none"> <li>• to delete clause 1.6(b) from the Local Law; and that</li> <li>• all consequential amendments arising from the undertaking above will be made;</li> <li>• the clause will not be enforced contrary to the undertakings;</li> <li>• the undertaking will be completed within 6 months of the date of the Shire’s letter giving the undertakings;</li> <li>• the Shire of Ravensthorpe will provide a copy of the minutes of the meeting at which the Ravensthorpe Council resolves to provide these undertakings; and</li> <li>• the Shire will make publicly available, whether in electronic or hard copy form, a copy of these undertakings together with the principal local law.</li> </ul>	17/09/10	<a href="#">15/03/11</a> with relevant approval <a href="#">here</a>

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<a href="#"><u>Shire of Dowerin Waste Local Law 2010</u></a>	<p>Within 6 months the Shire of Dowerin will:</p> <ul style="list-style-type: none"> <li>• delete the words “<i>green garden cuttings</i>” from clause 2.11(2)(a)(i) and not rely on that clause in the interim.</li> </ul>	22/09/10	03/05/11
<a href="#"><u>Shire of Roebourne Parking and Parking Facilities Local Law 2010</u></a>	<p>Within 6 months the Shire of Roebourne will:</p> <ul style="list-style-type: none"> <li>• replace the word “works” with “words” in the definition of “keep clear marking”;</li> <li>• delete the duplication of the words “<i>Currency Act 1965</i>” in clause 1.5(1);</li> <li>• delete the two unnecessary occurrences of “1974” in clause 1.5(5)(b);</li> <li>• replace <i>Road Traffic Act 1974</i> with “Road Traffic Act” in clause 4.8(b);</li> <li>• correct “shoeing” to “showing” in clause 4.16;</li> <li>• delete clause 4.17;</li> <li>• not enforce the clauses being amended in a manner contrary to the undertakings;</li> <li>• that the undertakings will be completed within 6 months of the date of the Shire’s letter giving the undertakings;</li> <li>• the Shire of Roebourne will provide a copy of the minutes of the meeting at which the Roebourne Council resolves to provide the undertakings; and</li> <li>• that the Shire will make publicly available, whether in hard copy or electronic form, a copy of these undertakings together with the principal local law.</li> </ul>	18/11/10	15/04/11
<a href="#"><u>Shire of Koorda Health Amendment Local Law 2010</u></a>	<p>Within 6 months, the Shire will correct various minor drafting errors in the following clauses of the <i>Shire of Koorda Health Local Laws 2001</i>:</p>	12/12/10	20/3/12

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• 1.3(1) definition of 'AS/NZS 1276.1:1999'; 5.1.6(2); 5.2.4(7)(b); 5.2.4(8)(a); 8.1.1(1) definition of 'Food Standards Code'; 8.1.3(a); 8.1.4; 8.1.6; 8.3.2(1); 8.3.3; 8.3.4(1); 9.1.2; 9.1.4(a); 9.1.4(b); and 9.1.5.</li> <li>• Many of the errors involve a reference to "Part 11" rather than 'Part 12'.</li> </ul>		
<a href="#"><u>City of Rockingham Dogs Amendment Local Law 2010</u></a>	<p>The City of Rockingham Council has approved and adopted the following amendments to the principal local law (therefore commencing the process under section 3.12 of the <i>Local Government Act 1995</i>):</p> <ul style="list-style-type: none"> <li>• amend clause 5.1 to include a reference to new Schedule 4 'Dog Exercise Areas';</li> <li>• insert new Schedule 4 in the local law, 'Dog Exercise Areas'; and</li> <li>• clause 5.1(1)(c) be amended to change 'Food Health Act 2008' to 'Food Act 2008' and 'National Foods Standards Code' to 'Food Standards Code'.</li> </ul> <p>The City of Rockingham Council also gives the following undertakings:</p> <ul style="list-style-type: none"> <li>• that all consequential undertakings arising from the undertakings above will be made;</li> <li>• that the clauses in question will not be enforced in a manner contrary to the undertakings;</li> <li>• that the undertakings will be completed within six (6) months of the date of the City's letter giving the undertakings;</li> <li>• that the City will provide a copy of the minutes of the meeting at which the Rockingham Council resolves to provide these</li> </ul>	23/02/11	06/05/11

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p>undertakings; and</p> <ul style="list-style-type: none"> <li>• that the City will make publicly available, whether in electronic or hardcopy form, a copy of these undertakings together with the principal local law.</li> </ul>		
<p><a href="#"><u>City of Rockingham Fencing Amendment Local Law 2010</u></a></p>	<p>The Mayor of Rockingham hereby gives the following undertakings:</p> <ul style="list-style-type: none"> <li>• clause 6 of the City of Rockingham Fencing Amendment Local Law 2010 will be renumbered correctly the next time that the City of Rockingham amends any of its Local Laws;</li> <li>• clause 6 of the City of Rockingham Fencing Amendment Local Law 2010 will not be enforced in a manner contrary to the undertaking above;</li> <li>• the undertakings will be completed within six (6) months of the date of the City's letter;</li> <li>• the City of Rockingham will provide a copy of the Minutes of the meeting at which the Council resolves to provide these undertakings;</li> <li>• where the Local Law is made publicly available, whether in hard copy or electronic form, it will be accompanied by a copy of these undertakings.</li> </ul>	<p>24/02/11</p>	<p>06/05/11</p>
<p><a href="#"><u>Shire of Bridgetown Greenbushes Keeping and Welfare of Cats Local Law 2010</u></a></p>	<p>Bridgetown-Greenbushes Council gives the following undertakings:</p> <ul style="list-style-type: none"> <li>• amend the definition of 'Keeper' in clause 3.1 to include the words "who has care and control of the cat" after the words 'ordinarily permitted to live';</li> <li>• amend the typographical error in clause 5.2, second sentence by replacing "a keep of more than three (3) cats" with "a keeper of more</li> </ul>	<p>03/03/11</p>	<p>05/08/11</p>

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p><i>than (3) cats</i>”;</p> <ul style="list-style-type: none"> <li>• amend clause 14.1 to delete the words “<i>over the age of 18 years</i>”;</li> <li>and that</li> <li>• all consequential amendments arising from the undertakings above will be made;</li> <li>• clauses 3.1, 5.2 and 14.1 will not be enforced in a manner contrary to the undertakings given;</li> <li>• the undertakings will be completed within six (6) months of the date of the Shire’s letter which contains these undertakings;</li> <li>• the Shire of Bridgetown-Greenbushes will provide a copy to the Committee of the minutes of the meeting at which the Council resolves to provide these undertakings; and</li> <li>• where the Local Law is made publicly available, whether in hard copy or electronic form, it be accompanied by a copy of these undertakings.</li> </ul>		
<p><a href="#"><u>Shire of Plantagenet Cemeteries Amendment Local Law 2010</u></a></p>	<p>At its meeting held on 1 March 2011, the Council resolved to make the following undertakings in relation to the Local Law:</p> <ul style="list-style-type: none"> <li>• to delete subclause 7.2(1);</li> <li>• to delete clause 7.13; to delete subclause 7.18(3) from the Local Law; and that</li> <li>• all consequential amendments arising from the undertakings above will be made;</li> <li>• clauses 7.2, 7.13 and 7.18 will not be enforced in a manner contrary</li> </ul>	<p>03/03/11</p>	<p>08/07/11</p>

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p>to the undertakings given;</p> <ul style="list-style-type: none"> <li>• the undertakings will be completed within six months of the date of the Shire's letter which contains the undertakings;</li> <li>• the Shire of Plantagenet will provide a copy of the minutes of the meeting at which the Plantagenet Council resolved to provide the undertakings; and</li> <li>• where the Local Law is made publicly available, whether in hard copy or electronic form, it will be accompanied by a copy of these undertakings.</li> </ul>		
<a href="#"><u>Shire of Esperance Cemeteries Amendment Local Law 2010</u></a>	<p>The Shire of Esperance gives the following undertakings:</p> <ul style="list-style-type: none"> <li>• that clause 7.20(3) of the Shire of Esperance Cemeteries Local Law will be deleted by virtue of a new local law deleting the offending clause;<sup>1</sup></li> <li>• that clause 7.20(3) will not be enforced in any manner contrary to the undertakings given;</li> <li>• that these undertakings will be completed within 6 months of the date of this letter; and</li> <li>• that where the <i>Shire of Esperance Cemeteries Amendment Local Law 2010</i> is made publicly available, it will be accompanied by a copy of these undertakings.</li> </ul>	25/03/11	16/05/11 (see footnote)
<a href="#"><u>Town of Bassendean Fencing Local Law 2010</u></a>	<ul style="list-style-type: none"> <li>• amend clause 1.4 so that it states: "AS" means Australian Standard or Australian/New Zealand Standard published by Standards</li> </ul>	05/04/11	05/02/14

<sup>1</sup> 16/05/2011: the Committee resolved to release the Shire of Esperance from the undertaking contained in bullet point 1.

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p><i>Australia;</i></p> <ul style="list-style-type: none"> <li>• amend clause 5.1(e) so that it states: “No person shall erect an electric fence in the district unless - (e) the fence is constructed and maintained in accordance with AS/NZS 3016:2002 Electrical installations - Electric security fences as amended from time to time.”</li> <li>• Amend the Third Schedule so that the words: “AS/NZS 1725-75 or such other standard as amended” in Items (a) (b) and (c) are redrafted to: “AS 1725.1—2010 Chain link fabric fencing Part 1: Security fences and gates— General requirements as amended from time to time.”<sup>2</sup></li> </ul>		
<p><a href="#">Shire of Ravensthorpe Dogs Local Law 2010</a></p>	<p>The Shire of Ravensthorpe gives the following undertakings:</p> <ul style="list-style-type: none"> <li>• that subclause 5.1(1)(b) of the Local Law be amended to correctly reference the relevant current legislation;</li> <li>• all consequential amendments arising from the undertaking will be made;</li> <li>• clause 5.1(1)(b) of the Local Law will not be enforced in a manner contrary to the undertaking that the Council gives;</li> <li>• the undertaking will be completed within six months of the date of the Shire’s letter giving the undertaking;</li> <li>• the Shire of Ravensthorpe will provide a copy of the minutes of the meeting at which the Ravensthorpe Council resolves to provide the undertakings; and</li> </ul>	<p>02/05/11</p>	<p>08/07/11</p>

<sup>2</sup>

Standards Australia state AS 1725.1—2010 originated as AS 1725—1975. The second edition 2003 was revised and redesignated as AS 1725.1—2010.

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>where the Local Law is made publicly available, whether in hard copy or electronic form, it be accompanied by a copy of these undertakings.</li> </ul>		
<a href="#"><u>City of Perth Parking Local Law 2010</u></a>	<p>The Perth City Council gives the following undertakings:</p> <ul style="list-style-type: none"> <li>to amend clauses 2.1, 2.2 and 2.21 of the local law to replace the word “City” with the word “Council”;</li> <li>to insert a reasonable definition of ‘event’ into clause 2.21, taking into account the term ‘special event period’ defined in the <i>City of Perth Special Events Local Law 2007</i>;</li> <li>to review clause 2.21 to address the Committee’s concerns that the clause does not contain provision for sufficient public notice;</li> <li>that all consequential amendments arising from the undertakings will be made;</li> <li>that the clauses will not be enforced in a manner contrary to the undertakings;</li> <li>that the undertakings will be completed within six months of the date of the City of Perth’s letter giving the undertakings;</li> <li>that the City of Perth will provide a copy of the minutes of the meeting at which the Perth City Council resolves to provide the undertakings; and</li> <li>that the City of Perth will make publicly available, whether in hard copy or electronic form, a copy of these undertakings together with the principal local law.</li> </ul>	08/06/11	20/12/11

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
<a href="#">City of Mandurah Dogs Local Law 2010</a>	<p>Mandurah City Council undertakes to:</p> <ul style="list-style-type: none"> <li>• amend subclause 5.1(1)(b) of the <i>City of Mandurah Dogs Local Law 2010</i> to change the reference from 'Health (Food Hygiene) Regulations 1993' to the 'Food Act 2008';</li> <li>• amend subclause 5.1(1)(b) of the <i>City of Mandurah Dogs Local Law 2010</i> to change the reference from 'food premises' and 'food vehicle' to 'food business';</li> <li>• make all consequential amendments arising from the above undertakings;</li> <li>• not enforce clause 5.1(1)(b) of the <i>City of Mandurah Dogs Local Law 2010</i> in a manner contrary to the undertakings;</li> <li>• complete the above undertakings within 6 months of the date of the City's letter giving the undertakings;</li> <li>• provide them [the Joint Standing Committee on Delegated Legislation] with a copy of the minutes of the meetings at which the Council resolves to provide the undertakings; and</li> <li>• make available a copy of these undertakings in any place where the local law is made publicly available whether in hard copy or electronic form.</li> </ul>	30/05/11	21/10/11
<a href="#">City of Stirling Repeal and Amendment Local Law 2011</a>	<p>The City of Stirling gives the following undertakings:</p> <ul style="list-style-type: none"> <li>• to delete clause 4.8;</li> <li>• to delete the definition of "glass container" in clause 1.5;</li> <li>• to delete clause 4.9(f);</li> </ul>	10/06/11	30/09/11

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• that all consequential amendments arising from the undertakings will be made;</li> <li>• that clauses 4.8 and 4.9(f) will not be enforced in a manner contrary to the undertakings that the Council has given;</li> <li>• that the undertakings will be completed within six months;</li> <li>• that the City will provide a copy of the minutes of the meeting at which the City of Stirling Council resolved to provide the undertakings; and</li> <li>• that, in the interim, where the Local Law is made publicly available by the Council of the City of Stirling, whether in electronic or hardy copy form, it be accompanied by a copy of the undertakings.</li> </ul>		
<a href="#"><u>City of Melville Local Government Property Local Law 2010</u></a>	<p>The City of Melville gives the following undertakings:</p> <ul style="list-style-type: none"> <li>• to delete the definition of “surf riding equipment” in clause 1.6;</li> <li>• to delete subclause 3.13(1)(s);</li> <li>• to delete subclause 3.13(1)(t);</li> <li>• to amend subclause 3.13(1)(u) by inserting the word “operate” before “circuses”;</li> <li>• to remove the words “a determination or” from clause 3.14(3);</li> <li>• that all consequential amendments arising from the undertakings will be made;</li> <li>• that subclauses 3.13(1)(s), (t) and (u) will not be enforced in a manner contrary to the undertakings that the Council has given;</li> </ul>	22/06/11	23/12/11

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• that the undertakings will be completed within six months from the date the undertakings were given;</li> <li>• that the City will provide a copy of the minutes of the meeting at which the Melville Council resolved to provide the undertakings; and</li> <li>• that, in the interim, all publicly available copies of the local law shall be accompanied by a copy of the undertakings.</li> </ul>		
<a href="#"><u>City of Mandurah Waste Management Local Law 2010</u></a>	<p>The City of Mandurah gives the following undertakings:</p> <ul style="list-style-type: none"> <li>• the standard definitions of “Council” and “local government” used in the WALGA Model be inserted into clause 1.5(1).</li> <li>• the deletion of clause 1.5(2).</li> <li>• various amendments to clauses 2.2(4), 5.1(e)(ii) and Schedule 1 Item 5.2(2).</li> </ul>	18/04/11	20/07/12
<a href="#"><u>City of Mandurah Jetties, Waterways and Marina Local Law 2010</u></a>	<p>The City of Mandurah gives the following undertakings:</p> <ul style="list-style-type: none"> <li>• the insertion of corrected Australian Standards references;</li> <li>• the deletion of clause 4.12(e); and</li> <li>• an amendment to the definitions clause as a result of an omission in clause 7.5 of ‘reasonable notice’.</li> </ul>	29/06/11	20/07/12
<a href="#"><u>Shire of Augusta-Margaret River Standing Orders Local Law 2011</u></a>	<p>The Shire of Augusta-Margaret River gives the following undertakings:</p> <ul style="list-style-type: none"> <li>• to delete clause 7.12(3);</li> <li>• to delete clause 8.4 or amend it by deleting the words ‘that meeting’ after the words ‘part in’ and insert the words ‘the debate of the item’; and</li> </ul>	12/10/11	13/07/12

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>to amend drafting issues at clause 2.1(2) (replace 'bi-monthly') and clauses 4.10(1) and 14.6.</li> </ul>		
<a href="#"><u>Mindarie Regional Council Standing Orders Amendment Local Law 2010</u></a>	<p>The Mindarie Regional Council gives the following undertaking:</p> <ul style="list-style-type: none"> <li>to delete clause 5.9(3)</li> </ul>	13/10/11	16/07/13
<a href="#"><u>Town of Cottesloe Dogs Local Law 2011</u></a>	<p>The Town of Cottesloe gives the following undertakings:</p> <ul style="list-style-type: none"> <li>to define the term 'children's playground' in clause 1.4 and refer to this defined term in clauses 4.1(1)(f) and 4.2(2)(a);</li> <li>to delete clauses 4.2(3) to (5) of the local law;</li> <li>to delete the line item in Schedule 1 referring to clause 4.2(5); and</li> <li>to amend minor drafting errors at clauses 4.1(1)(c) and (d).</li> </ul>	31/10/11	06/07/12
<a href="#"><u>City of South Perth Dog Local Law 2011</u></a>	<p>The City of South Perth gives the following undertakings:</p> <ul style="list-style-type: none"> <li>that, in accordance with s3.12(3)(a)(b) and (3a) of the <i>Local Government Act 1995</i>, Council gives Statewide and local public notice stating that: it proposes to make a <i>Dog Amendment Local Law</i>, as per Attachment 8.1(a)<sup>3</sup> and a summary of its purpose and effect; and that</li> <li>all consequential undertakings arising from this undertaking will be made;</li> <li>Clause 4.1(1) will not be enforced in a manner contrary to this undertaking;</li> <li>the undertaking will be completed within 6 months of the date of the</li> </ul>	10/11/11	13/04/12

<sup>3</sup> The *City of South Perth Dog Local Law 2011* be amended to delete the words "(other than an alfresco dining area)" in clause 4.1(1)(c) of the local law.

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p>City's advice to the Committee;</p> <ul style="list-style-type: none"> <li>• the Committee be provided with a copy of the minutes of the meeting; and</li> <li>• where the <i>Dogs Local Law 2011</i> is made publicly available, whether in hard copy or electronic form, it be accompanied by a copy of these undertakings.</li> </ul>		
<a href="#"><u>Shire of Kalamunda Keeping and Control of Animals and Nuisance Local Law 2011</u></a>	<p>The Shire of Kalamunda Council resolved to give the following undertakings:</p> <ul style="list-style-type: none"> <li>• clause 3.1 and 3.2 be amended to include the provision for 'reasonable steps or measures' (or words to that effect) to be taken before an owner/occupier will be liable for escape of sand or other materials from their land;</li> <li>• clause 3.4(2)(b) be amended to delete the words "<i>green garden materials</i>" from the clause;</li> <li>• clause 2.1, 4.7 and 4.8 be amended to remove the inconsistency in the number of cats permitted for the purpose of breeding;</li> <li>• clause 4.5(1)(e) be amended to refer to the relevant Industry Codes of Practice or Australian Standards being in force either as at a particular date or "<i>as amended from time to time</i>" and to list the specific documents, either by their full reference or by attaching them in their entirety as a schedule to the local law. Copies of the relevant documents are also to be provided to the Committee;</li> <li>• all consequential undertakings arising from the amendments to the Shire of Kalamunda Keeping and Control of Animals and Nuisance Local Law 2011 will be made;</li> </ul>	22/11/11	04/05/12

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• until such time as the amendments take effect, clauses 3.1, 3.2, 3.4(2)(b), 2.1, 4.5(1)(e) and 4.7 of the Shire of Kalamunda Keeping and Control of Animals and Nuisance Local Law 2011 will not be enforced in a manner contrary to intent of the undertakings;</li> <li>• the amendments will be completed within six months of the date of this resolution;</li> <li>• where the local law is made publicly available, whether in hard copy or electronic form, it will be accompanied by a copy of the proposed amendments and these undertakings.</li> </ul>		
<a href="#"><u>Shire of Kalamunda Health Local Law 2011</u></a>	<p>The Council resolved to make specific amendments to the local law in order to meeting the following undertakings sought by the Committee:</p> <ul style="list-style-type: none"> <li>• clause 4.4(b) has been amended by deleting the second sentence and replacing the same with the following sentence; “All such refuse is to be disposed of at a Department of Environment and Conservation licensed facility”.</li> <li>• Clause 5.7(b)(i) has been amended by deleted “or” as recommended by the Committee.</li> <li>• Clause 6.16(3)(c) has been amended by removing the word “than” as recommended by the Committee.</li> <li>• All consequential undertakings arising from the amendments to the Shire of Kalamunda Health Local Law 2011 will be made.</li> <li>• Until such time as the amendments take effect, clauses 4.4(b), 5.7(b)(i) and 6.16(3)(c) of the Shire of Kalamunda Health Local Law 2011 will not be enforced in a manner contrary to the intent of the</li> </ul>	19/12/2011	04/05/12

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p>amendments.</p> <ul style="list-style-type: none"> <li>• The amendments will be completed within six months of the date of this resolution.</li> <li>• Where the Local Law is made publicly available, whether in hard copy or electronic form, it will be accompanied by a copy of the proposed amendments and these undertakings.</li> </ul>		
<p><a href="#"><u>City of South Perth Public Places and Local Government Property Local Law 2011</u></a></p>	<p>The Council resolved to make specific amendments to the local law in order to meeting the following undertakings sought by the Committee:</p> <ul style="list-style-type: none"> <li>• to delete clause 4.7;</li> <li>• to delete the full stop at the end of “fit; or.” in subclause 4.12(b);</li> <li>• that all consequential amendments arising from the undertakings will be made;</li> <li>• that clause 4.7 will not be enforced in a manner contrary to the undertakings that the Council has given;</li> <li>• that the undertakings will be completed within six months from the date of the City’s letter which contains the undertakings;</li> <li>• that the City will provide a copy of the minutes of the meeting at which the South Perth Council resolves to provide the undertakings; and</li> <li>• that, in the interim, where the Local Law is made publicly available by the Council of the City of South Perth, whether in electronic or hard copy form, it be accompanied by a copy of the undertakings.</li> </ul>	<p>16/12/2011</p>	<p>13/04/2012</p>

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
<a href="#">City of South Perth Parking Local Law 2011</a>	<p>The Council resolved to make specific amendments to the local law in order to meeting the following undertakings sought by the Committee:</p> <ul style="list-style-type: none"> <li>• to inset the numbering for subclauses 1.4(2) and (3);</li> <li>• to delete the full stop at the end of the definition of “penalty unit” in clause 1.5 and replace it with a semicolon;</li> <li>• to redraft clause 4.4(2) to clarify its meaning;</li> <li>• to correct the reference to “clause 0” in subclauses 4.13(1)(d);</li> <li>• to insert the missing subclause designation in clause 4.15;</li> <li>• that all consequential amendments arising from the undertakings will be made;</li> <li>• that the undertakings will be completed within six months from the date of the City’s letter which contains the undertakings;</li> <li>• that the City will provide a copy of the minutes of the meeting at which the South Perth Council resolves to provide the undertakings; and</li> <li>• that, in the interim, where the Local Law is made publicly available by the Council of the City of South Perth, whether in electronic or hard copy form, it be accompanied by a copy of the undertakings.</li> </ul>	16/12/2011	13/04/12
<a href="#">City of Cockburn Jetties, Waterways and Marina Local Law 2012</a>	<p>The Council resolved to make specific amendments to the local law in order to meeting the following undertakings sought by the Committee:</p> <ul style="list-style-type: none"> <li>• in clause 1.3 delete “AS 3191”, “AS 3679.1” and “AS 3679.2” and insert “AS/NZS 3191”, “AS/NZS 3679.1” and “AS/NZS 3679.2”;</li> </ul>	15/05/12	20/7/12

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• delete the reference to “the Standards Association of Australia” and insert reference to “Standards Australia”;</li> <li>• delete the definition of “reasonable notice”; and</li> <li>• delete clause 4.12(e).</li> </ul>		
<a href="#"><u>Shire of Brookton Local Government Property Local Law 2012</u></a>	<p>The Council of the Shire of Brookton resolved to make specific amendments to the local law in order to meet the following undertakings sought by the Committee:</p> <ul style="list-style-type: none"> <li>• amend clause 3.14(3) to remove the words “a determination or”;</li> <li>• amend clause 4.8(1) to delete the words “or is likely to behave” and replace the reference to “clause (8)” with “Part 7”;</li> <li>• delete clause 2.2(3) from Part 2 of Schedule 2;</li> <li>• complete the undertakings within 6 months; and</li> <li>• in the interim, where the local law is made available to the public, it is to be accompanied by a copy of the undertakings as outlined.</li> </ul>	29/05/12	9/7/13
<a href="#"><u>City of Perth Dog Local Law 2011</u></a>	<p>The Council of the City of Perth resolved to make amendments to the local law in order to meet the following undertakings sought by the Committee:</p> <ul style="list-style-type: none"> <li>• amend definitions in clause 1.6 such that lower case text is used for the definitions of Dangerous Dog; Kennel, Lot, Pound, Pound Keeper, Public Place, Seized, Thoroughfare and Valid;</li> <li>• in clause 2.4(b) replace the reference to clause 2.2 with clause 2.1;</li> <li>• amend clause 4.16 to ensure that it is consistent with the <i>Dog Act 1976</i>;</li> </ul>	7/6/12	15/02/13

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• in clause 4.1, replace the reference to section 3 with section 3(1);</li> <li>• amend clauses 4.12(2)(b), 7.3 and 7.6(2) by replacing the words “Dog Regulations 1976” with “Dog Regulations”; and</li> <li>• amend the Fifth Schedule by replacing the reference to clause 5.2(e) to clause 5.2.</li> </ul>		
<a href="#">Shire of York Local Government Property Amendment Local Law 2012</a>	<p>The Council of the Shire of York resolved to make amendments to the local law in order to meet the following undertakings sought by the Committee:</p> <ul style="list-style-type: none"> <li>• delete clause 2.3(3) from Part 2 of Schedule 2;</li> <li>• delete clause 2.4(1) from Part 2 of Schedule 2;</li> <li>• that all consequential amendments arising from the undertakings will be made;</li> <li>• that the undertakings will be completed within six months from the date of the Shire’s letter which contains the undertakings;</li> <li>• that the Shire will provide a copy of the minutes of the meeting at which the Shire of York resolved to provide the undertakings; and</li> <li>• that, in the interim, where the Local Law is made publicly available by the Council of the Shire of York, whether in electronic or hard copy form, it be accompanied by a copy of the undertakings.</li> </ul>	17 July 2012	<p>On 6/1/15 the Minister suspended the council of the Shire of York</p> <p><a href="#">GG 05/04/2019</a></p> <p>Committee Reference 4047/20</p>
<a href="#">Mindarie Regional Council Waste Facility Site Local Law 2012</a>	The Mindarie Regional Council resolved to rectify various drafting and numerical errors in the Local Law.	5/7/12	15/03/13
<a href="#">City of Busselton Holiday Homes Local Law 2012</a>	The Council of the City of Busselton resolved to:	26/7/12	16/11/12

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• amend the definition of “<i>Interpretation Act</i>” in clause 1.4; and</li> <li>• amend clause 4.1 to make it clear that an aggrieved person is entitled to a review of a decision.</li> </ul>		
<a href="#"><u>Shire of East Pilbara Public Places and Local Government Property Local Law 2011</u></a>	<p>The Council of the Shire of East Pilbara resolved to:</p> <ul style="list-style-type: none"> <li>• to amend clause 5.1 in the following manner: “<i>When entry must be refused. 5.1 A Manager or an authorized person shall refuse admission to, may direct to leave or shall remove or cause to be removed from a pool area any person who – (a) in her or his opinion is -</i>” etc</li> <li>• to delete clause 12.10(2) which states: <i>The local government must not grant a licence to an individual applicant if the applicant has been found guilty of an offence under this local law unless the local government is satisfied that there are exceptional reasons for doing so.</i></li> </ul>	2/7/12	14/12/12
<a href="#"><u>City of Busselton Regional Airport Local Law 2012</u></a>	<p>The Council of the City of Busselton resolved to:</p> <ul style="list-style-type: none"> <li>• Clause 2.2 – Requirement for a permit by flight training operators Delete clause 2.2(3)(b) and insert:  (b) the <b>use of the Airport</b> by a flight training operator means the use of the Airport for, in in relation to –  (i) landing or taking off in an aircraft; or  (ii) flight training activities on the Airport Land.</li> <li>• Clause 4.4 - Animals</li> </ul>	25/7/12	16/11/12

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p>Delete clause 4.4(3)(b) and insert:</p> <p>(b) may, where the Airport Manager or an authorized person considers that the animal is or may be a danger to persons, subject to provisions of the <i>Wildlife Conservation Act 1950</i>, destroy the animal.</p>		
<a href="#">City of Swan Standing Orders Local Law 2010</a>	<p>The Council of the City of Swan resolved to:</p> <ul style="list-style-type: none"> <li>• delete clause 5.9 (Declarations of Due Consideration);</li> <li>• delete Part 13 (Disclosure of Interest Affecting Impartiality);</li> <li>• amend clauses that incorrectly cross reference other clauses in the local law;</li> <li>• amend references to 'City' to '<i>local government</i>'; and</li> <li>• make all required consequential amendments.</li> </ul>	<p>17/8/12 Extension granted on 18/2/15 to 18/2/16.</p>	<p>15 January 2016 (new Local Law Gazetted)</p>
<a href="#">Town of Cottesloe Standing Orders Local Law 2012</a>	<p>The Council of the Town of Cottesloe resolved to, within 6 months:</p> <ul style="list-style-type: none"> <li>• Delete clause 11.13 (Other Persons to Disclose Impartiality Interests) of the local law</li> <li>• Make consequential amendments to the local law.</li> <li>• Not enforce clause 11.13 of the local law contrary to the intention of the first bullet point above.</li> </ul>	<p>24/9/12</p>	<p>5/4/13</p>
<a href="#">City of Cockburn Fencing Local Law 2012</a>	<p>The Council of the City of Cockburn resolved to, within 6 months:</p> <ul style="list-style-type: none"> <li>• Amend clauses 4.1(1)(a)(iii) and 4.1(2)(b) of the local law to delete 'AS/NZS 3016:1994' and insert 'AS/NZS 3016:2002'.</li> </ul>	<p>11/10/12</p>	<p>22/03/13</p>

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• Delete the definition of 'AS/NZS 3016-2002' in clause 1.5 of the local law and insert:</li> <li>• AS/NZS 3016:2002 means Australian Standard/New Zealand Standard AS/NZS 3016:2002 Electrical installations-Electric security fences published by Standards Australia on 10 January 2003 as amended from time to time;</li> <li>• Make any consequential amendments.</li> <li>• Provide the Committee with a copy of the minutes of the meeting at which the City of Cockburn resolved to provide the undertakings.</li> <li>• In the interim, where the local law is made publically available by the City of Cockburn, whether in electronic or hard copy form, it be accompanied by a copy of the undertakings.</li> </ul>		
<a href="#"><u>City of Cockburn Health Amendment Local Law 2012</u></a>  <a href="#"><u>City of Cockburn Health Local Laws 2000</u></a>	<p>The Council of the City of Cockburn resolved to, within 6 months:</p> <ul style="list-style-type: none"> <li>• Delete clause 17.1 of the <i>City of Cockburn Health Amendment Local Law 2012</i>.</li> <li>• Delete the first row of the table in clause 5.3 of the <i>City of Cockburn Health Amendment Local Law 2012</i> and amend the <i>City of Cockburn Health Local Laws 2000</i> to provide that that 'Council' in clause 4 be amended on all occurrences except where it occurs in the definition of 'Water'.</li> <li>• Amend the words 'subsection' and 'subsections' in the <i>City of Cockburn Health Local Laws 2000</i> and insert 'subclause' and 'subclauses' respectively, except if the reference is made to a subsection or subsections of an Act.</li> </ul>	11/10/12	7/5/2013

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<ul style="list-style-type: none"> <li>• Delete ‘Principal Environmental Health Officer’ and insert ‘Environmental Health Services Manager’ in clause 20(c) of the <i>City of Cockburn Health Local Laws 2000</i>.</li> <li>• Delete ‘as published by the Water and Rivers Commission in October 1997’ from the definition of ‘Highest known water table’ in clause 4 of the <i>City of Cockburn Health Local Laws 2000</i>.</li> <li>• Delete the first occurrence of ‘wash’ in clause 14(1)(c)(i) of the <i>City of Cockburn Health Local Laws 2000</i>.</li> <li>• Amend clause 65 of the <i>City of Cockburn Health Local Laws 2000</i> to: <ul style="list-style-type: none"> <li>• in clause 65(d) after ‘cororis),’ insert the word ‘and’.</li> <li>• in clause 65(e) delete ‘capitis); and’ and insert ‘capitis).’.</li> </ul> </li> <li>• Amend clause 4(1) of the <i>City of Cockburn Health Local Laws 2000</i> so that it states ‘AS’ means <i>Australian Standard published by the Standards Association of Australia</i>’.</li> </ul>		
<a href="#">City of Greater Geraldton Parking and Parking Facilities Local Law 2012</a>	<p>The City of Greater Geraldton Council resolved to, within 6 months:</p> <ul style="list-style-type: none"> <li>• delete clause 2.6, as it is unenforceable; and</li> <li>• not enforce clause 2.6 of the local law during the period leading up to the repeal.</li> </ul>	13/12/12	Withdrawn by the Committee
<a href="#">City of Nedlands Dogs Local Law 2012</a>	<p>The CEO of the City of Nedlands gave an undertaking that:</p> <ul style="list-style-type: none"> <li>• at its December meeting the Council will be asked to amend the Local Law to define the term “children’s playground”; and</li> <li>• the City will not enforce the clause in a manner contrary to the</li> </ul>	14/11/12	5/7/2013

Instrument Title	Undertaking Given to Committee	Date Given	Date Amendment Made
	<p>undertakings that the Council gives;</p> <ul style="list-style-type: none"> <li>• the undertakings will be completed within 6 months;</li> <li>• a copy of the Council minutes will be provided to the Committee; and</li> <li>• where copies of the Local Law are made publicly available, it will be accompanied by a copy of these undertakings.</li> </ul>		
<a href="#">Shire of Kellerberrin Parking and Parking Facilities Local Law 2012</a>	<p>The CEO agreed to amend clause 3.1(4) to expressly refer to the point in time when a rider enters a car bay for the purpose of parking would address this concern. The text to read:</p> <p style="text-align: center;"><i>A person <del>shall not park on</del> a scooter, motorcycle without a sidecar or a trailer, or a bicycle <del>in</del> shall not enter a parking stall for the purpose of parking unless that stall is marked "M/C" or there are no stalls marked "M/C" available at that time within 200 metres.</i></p>	<p>5/12/12 then refused on 22/2/13</p>	<p>This Local Law was entirely repealed by the Governor in the Government Gazette of 11/03/14</p>
<a href="#">Shire of Broome Local Government Property and Public Places Local Law 2012</a>	<p>The Council of the Shire of Broome gave an undertaking to:</p> <ul style="list-style-type: none"> <li>• amend clause 6.1 to remove the discretionary power given to pool managers and attendant</li> </ul>	<p>18/12/12</p>	<p>20/9/13</p>