

LOCAL GOVERNMENT ACT 1995

City of Gosnells

LOCAL GOVERNMENT PROPERTY AMENDMENT LOCAL LAW 2011

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the *City of Gosnells* resolved on 19 April 2011 to make the following local law.

1. Citation

This local law is the *City of Gosnells Local Government Property Amendment Local Law 2011*.

2. Commencement

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

3. Principal local law

In this local law the *City of Gosnells Local Government Property Local Law 2009* as published in the *Government Gazette* on 24 February 2009, is referred to as the principal local law. The principal local law is amended.

Clause 1.3 amended

In clause 1.3—

- (a) delete the definition “decency”;
- (b) in alphabetical order of the terms being defined, insert the definition—
“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.

Clause 2.2 amended

In clause 2.2 insert a new subclause after subclause (7) to read—

- (8) A decision under subclauses (3) or (4) is not to be delegated by the Council.

Clause 2.8 amended

In clause 2.8 subclause (2) delete paragraph “(l)”.

Clause 3.12 amended

In clause 3.12, subclause (1)—

- (a) in paragraph (a) after the word “permit;” insert the word “or”;
- (b) in paragraph (b) after the word “permit;” delete “; or” and insert “.”; and
- (c) delete paragraph “c”.

Clause 3.16 amended

In clause 3.16 delete paragraph (a) and substitute it with—

- (a) take reasonable steps to maintain law and order by all in attendance at any function for which the local government property has been hired;

Clause 4.6 amended

In clause 4.6—

- (a) delete the title and insert “Appropriate behaviour and adequate clothing”
- (b) in subclause (2) delete the words “secure decency” where they appear in the second line and insert the words “prevent indecent exposure”.

Clause 5.3 amended

Delete clause 5.3 and insert the following—

5.3 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.

Clause 5.5 amended

In clause 5.5 after the word “centre” where it appears on the second line, insert the words “to record or transmit an image”.

Clause 8.3 amended

In clause 8.3 delete subclause (2).

Clause 8.5 deleted

Delete clause 8.5.

Schedule 1 amended

In Schedule 1—

- (a) delete reference to clause 4.6(1)(a);**
- (b) insert 5.3 and include the text “Failure to meet responsibilities for conduct at a function” with a modified penalty of \$100;**
- (c) amend 5.5 by deleting the text “Using a camera device” and replacing with “Record or transmit an image”; and**
- (d) delete reference to clause 8.5(2).**

Dated: 2 May 2011.

The Common Seal of the City of Gosnells was affixed by authority of a resolution of the Council in the presence of—

**O. SEARLE JP, Mayor.
I. COWIE, Chief Executive Officer.**