

LOCAL GOVERNMENT ACT 1995

Shire of Mount Magnet

ANIMALS, ENVIRONMENT AND NUISANCE AMENDMENT LOCAL LAW 2024

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Mount Magnet resolved on 28th February 2024 to make the following local law.

PART 1—PRELIMINARY

1. Citation

This local law may be cited as the *Shire of Mount Magnet Animals, Environment and Nuisance Amendment Local Law 2024*.

2. Commencement

The local law comes into operation on the fourteenth day after it is published in the *Government Gazette*.

3. Principal local law

This local law amends the *Shire of Mount Magnet Animals, Environment and Nuisance Local Law 2018* as published in the *Government Gazette* on 3 October 2018.

PART 2—AMENDMENTS

4. Clause 1.4 Amended

In clause 1.4 delete the definition of ‘bee hives’.

5. Part 2 Amended

- (a) In clause 2.9 delete ‘2.6(3)’ and replace it with ‘2.5(3)’.
- (b) In clause 2.9(b) delete ‘clause 2.7 or clause 2.9’ and replace it with ‘clause 2.6 or clause 2.8’.
- (c) In clause 2.15(1)(a) delete ‘2.15’ and replace it with ‘2.14’.
- (d) In clause 2.15(1)(b) delete ‘2.15’ and replace it with ‘2.16’.
- (e) In clause 2.16(1) delete ‘2.16(1)(b)’ and replace it with ‘2.15(1)(b)’.
- (f) In clause 2.17(3) delete ‘2.22’ and replace it with ‘2.21’.
- (g) In clause 2.18(1) delete ‘cancelled by subclause 2.18(3)’ and replace it with ‘cancelled under clause 2.17(3)’.
- (h) In clause 2.22(a) delete ‘2.26’ and replace it with ‘2.24’.
- (i) In clause 2.23 delete ‘2.23’ and replace it with ‘2.22’.
- (j) In clause 2.24(1) delete ‘2.26’ and replace it with ‘2.25’.
- (k) In clause 2.24(1)(a) delete ‘2.24’ and replace it with ‘2.23’.
- (l) In clause 2.25(1) delete ‘2.25’ and replace it with ‘2.24’.
- (m) In clause 2.26(2)(a) delete ‘2.25(1)(b)’ and replace it with ‘2.24(1)(b)’.
- (n) In clause 2.26(2)(c) delete ‘clause 2.28, clause 2.29 or clause 2.31’ and replace with ‘clauses 2.27, 2.28, 2.29 or 2.30’.
- (o) Delete clause 2.26(2)(f).
- (p) In clause 2.30(1) delete ‘2.24’ and replace it with ‘2.22’.
- (q) In clause 2.32(1) delete ‘2.32’ and replace it with ‘2.31’.
- (r) In clause ‘3.4(3)’ delete ‘paragraph subclause (2)(a)’ and replace it with ‘clause (2)’.

6. Clause 3.10(1) Amended

In clause 3.10(1)—

- (a) Delete clause ‘3.10(1)(c)’.
- (b) In clause 3.10(1)(b) delete the semicolon and the word ‘and’ and replace with a full stop.

7. Clause 4.11 Deleted

Delete clause ‘4.11’.

8. Schedule 1 Amended

In Schedule 1—

- (a) In item 1 delete the words ‘Failure to keep premises free from excrement, filth, food waste and other matter likely to be offensive or injurious to health, or attracts vermin or insects’ and replace with ‘Failure to keep premises free from excrement, filth, food waste and other matter’.
- (b) In item 3 delete the words ‘Failure to keep premises free of vermin or flies, or when directed by the EHO, spray premises with residual insecticide or use other means to kill or repel flies’ and replace with ‘Failure to keep premises free of vermin or flies by spraying with residual insecticide or using other means’.
- (c) In item 5 delete ‘2.5’ and replace it with ‘2.6 and 2.8’.
- (d) In item 6 delete ‘2.8’ and replace it with ‘2.7’. In item 9 delete ‘2.12’ and replace it with ‘2.11’.
- (e) In item 7 delete ‘2.29(2)’ and replace it with ‘2.8(2)’.

- (f) In item 8 delete '2.11' and replace it with '2.10'.
- (g) In item 9 delete '2.12' and replace it with '2.11'.
- (h) In item 10 delete '2.13' and replace it with '2.12'.
- (i) In item 11 delete '2.14(1)' and replace it with '2.13(1)'.
- (j) In item 12 delete '2.14(4)' and replace it with '2.13(4)'.
- (k) In item 13 delete '2.16(2)' and replace it with '2.15(2)'.
- (l) In item 14 delete '2.21' and replace with '2.20'.
- (m) In item 15 delete '2.22' and replace it with '2.21'.
- (n) In item 16 delete '2.23(a)' and replace it with '2.22(a)'.
- (o) In item 17 delete '2.28' and replace it with '2.27'.
- (p) In item 18 delete '2.29' and replace it with '2.28'.
- (q) In item 19 delete '2.30' and replace it with '2.29'.
- (r) In item 20 delete '2.32' and replace it with '2.31'.
- (s) In item 21 delete '2.34' and replace it with '2.33'.
- (t) In item 34 delete 'refrigerant,'.
- (u) Delete the whole of item '46'.
- (v) In item 47 delete '4.12(2)' and replace it with '4.12'.

Dated 28th February 2024.

The Common Seal of the Shire of Mount Magnet was affixed by authority of a resolution of Council in the presence of—

JAMES (JIM) MCGORMAN, Shire President.
TRALEE CABLE, Chief Executive Officer.
