

LG405

LOCAL GOVERNMENT ACT 1995

DOG ACT 1976

Shire of Mount Magnet

DOGS AMENDMENT LOCAL LAW 2024

Under the powers conferred by the *Dog Act 1976*, 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 Dogs 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 Dogs Local Law 2018* as published in the *Government Gazette* on 3 October 2018.

PART 2—AMENDMENTS

4. Clause 3.1 Amended

In clause 3.1 (1) delete the words ‘or a person liable for control of the dog’.

5. Clause 3.2 Amended

In clause 3.2 (2) delete the word ‘youngest’ and replace it with ‘young’.

6. Clause 4.3 Amended

Delete current clause ‘4.3 (3)’ and replace it with—

‘4.3 (3) Where—

- (a) the notices given under subclause (1) do not clearly identify the premises; or
- (b) a notice given under subclause (1)(a) is of a size or in a location in the newspaper which, in the opinion of the local government, would fail to serve the purpose of notifying persons of the proposed use of the premises,

then the local government may refuse to determine the application for a licence until the notices or notice, as the case may be, is given in accordance with its directions.’

7. Clause 4.4 Amended

Delete the current wording in clause ‘4.4’ and replace it with—

‘Where an application for a licence is made in respect of premises on which an approved kennel establishment is either a—

- (a) permitted use; or
- (b) use which the local government may approve subject to compliance with specified notice requirements,

under a local planning scheme, then the requirements of clauses 4.2(b), 4.3 and 4.5(b) do not apply in respect of the application for a licence.’

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.
