

LOCAL GOVERNMENT ACT 1995
Shire of Mount Magnet
HEALTH 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 Health Amendment Local Law 2024*.

2. Commencement

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

3. Principal local law

This local law amends the *Shire of Mount Magnet Health 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 insert in alphabetical order the following definitions—

- (a) **‘AS 1530.2:1993** means Australian Standards for methods for fire tests on building materials, components and structures—Test for flammability of materials;’
- (b) **‘AS 1530.3:1999** means Australian Standards for methods for fire tests on building materials, components and structures—Simultaneous determination of ignitability, flame propagation, heat release and smoke release;’
- (c) **‘AS/ANZS ISO.1:2004** means Australian Standard for Acoustics—Rating of Sound insulation in buildings and of building elements—Airborne sound insulations;’
- (d) **‘EHO** means an Environmental Health Officer appointed by the local government under the Act and includes an Acting or Assistant Environmental Health Officer;’.

5. Clause 2.1.5 Amended

In clause 2.1.5(2) delete ‘AS or AS/NZS’ and replace with ‘AS/NZS ISO 1717.1:2004’.

6. Clause 2.1.7 Amended

- (a) In clause 2.1.7(1)(b) move the words ‘all sanitary conveniences including sanitary fittings in or on the premises.’ and place them on a separate line.
- (b) In clause 2.1.7(2)(b) move the words ‘all sanitary conveniences including sanitary fittings in or on the premises.’ and place them on a separate line.

7. Clause 3.2.1 Amended

Delete the current wording in clause 3.2.1 and replace with ‘This Division shall not apply to short term hostels and recreational campsites referred to in Division 1 of Part 8’.

8. Clause 3.2.4 Amended

In Clause 3.2.4(2)(b) delete ‘AS 1668.2002’ and replace it with ‘AS 1668.2:2012’.

9. Clause 4.1.4 Amended

In clause 4.1.4(c) delete the words ‘collect, remove or dispose of the contents of a septic tank, the pump out from holding tanks or an apparatus for treatment of sewage and other liquid wastes.’ And place them on a separate line.

10. Clause 5.1.3 Amended

In clause 5.1.3 (c) delete ‘Authorised Officer’ and replace with ‘EHO or Chief Health Officer’.

11. Clause 6.2.2 Amended

In clause 6.2.2(3)—

- (a) delete the full stop after the word ‘millimetres’, and
- (b) delete all of the words ‘Where there is a swimming pool on any premises where the circulation system does not function, or has not been used such that the pool water is green or stagnant and suitable for breeding mosquitoes, the owner or occupier shall, when required by a notice issued by an EHO’.

12. Clause 8.1.1 Amended

In clause 8.1.1—

- (a) In the definition **‘laundry unit’** after the word ‘of’ delete the symbol ‘—’ and replace with ‘;’,
- (b) In the definition **‘recreational campsite’** after the word ‘house’ delete the symbol ‘—’ and replace with ‘;’, and
- (c) Insert in alphabetical order the following definition—

‘register of keepers means a register by the local government in which is registered the names and residences of the keepers of all accommodation within its district and the situation of every such accommodation and the number of persons authorised by the local government to be resident therein;’.

13. Clause 8.1.2 Amended

In Clause 8.1.2(2)(d)(ii) delete all of the words ‘resides or intends to reside continuously in the lodging house whenever there is one or more lodgers in the lodging house.’ and place them on a separate line.

14. Clause 8.2.11(6) Amended

In clause 8.2.11(6) combine subclauses ‘(b)’ and ‘(c)’.

15. Clause 8.2.11(8) Amended

In clause 8.2.11(8)(a) delete “AS or AS/NZS standards’ and replace with ‘As 1530.2:1993 and AS 1530.3:1999’.

16. Clause 8.3.6(1) Amended

In clause 8.3.6(1)(b)(ii) delete all the words ‘than is required to accommodate and provide for the maximum number of persons permitted to occupy the sleeping apartment at any one time; and’ and place them on a separate line.

Dated 28 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.