Local Government (Administration) Amendment Regulations 2002

Made by the Governor in Executive Council.

1. Citation
   These regulations may be cited as the Local Government (Administration) Amendment Regulations 2002.

2. The regulations amended
   The amendments in these regulations are to the Local Government (Administration) Regulations 1996*.

[* Published in Gazette 24 June 1996, p. 2799-2826. For amendments to 6 June 2002 see 2001 Index to Legislation of Western Australia, Table 4, p. 200-1.]

3. Regulation 3 amended
   Regulation 3(1) is amended by inserting in the appropriate alphabetical position the following definition —

   “relevant person” has the meaning that it has in section 5.59;

4. Regulation 7 amended
   (1) Regulation 7(1) is amended by deleting “and (3).” and inserting instead —

   “, (3) and (5).”.

   (2) After regulation 7(4) the following subregulation is inserted —

   “(5) If, during the time allocated for questions to be raised by members of the public and responded to, a question relating to a matter in which a relevant person has an interest, as referred to in section 5.60, is directed to the relevant person, the relevant person is to —

   (a) declare that he or she has an interest in the matter; and

   (b) allow another person to respond to the question.”
5. **Regulation 21 replaced**

Regulation 21 is repealed and the following regulation is inserted instead —

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21. Interests that need not be disclosed — s. 5.63(1)(h)

The interests prescribed for the purposes of section 5.63(1)(h) are as follows —

(a) an interest relating to an allowance to which section 5.98A or 5.99A refers;

(b) an interest (not being an interest referred to in section 5.63(1)) relating to the payment by the local government of money that the local government is legally obliged to pay;

(c) an interest that a relevant person has in a matter that is the subject of a question directed to him or her during the time allocated for questions to be raised by members of the public and responded to at a meeting to which section 5.24(1)(a) or (b) applies;

(d) an interest relating to the provision by a local government of refreshments, meals or accommodation to persons —

(i) attending a meeting or function of the local government;

(ii) attending a conference relevant to local government business; or

(iii) on other local government business;

(e) an interest relating to —

(i) the provision by the local government of office equipment to a relevant person for both local government purposes and occasional personal use;

(ii) a relevant person becoming the owner of office equipment —

(I) that is provided under subparagraph (i) to the relevant person; and

(II) that has only minor residual value after use by the relevant person;

or

(iii) setting an amount of a minor residual value for the purposes of subparagraph (ii);
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(f) an interest relating to —
   (i) the specification by a local government of a value for the purposes of the definition of “token gift” in regulation 34B(1);
   (ii) the making of a decision by a local government under regulation 34B(5); or
   (iii) a gift that can be accepted by a relevant person in accordance with a code of conduct to be observed by the relevant person.

By Command of the Governor,

M. C. WAUCHEPPE, Clerk of the Executive Council.