
LOCAL GOVERNMENT

LG301*

Local Government Act 1995

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Regulation 21 is repealed and the following regulation is inserted instead —

“

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);

- (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.

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By Command of the Governor,

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