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**SHIRE OF ROEBOURNE**

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LOCAL GOVERNMENT ACT 1995

**BEE KEEPING LOCAL LAW**

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**REPEAL LOCAL LAW 2003**

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**ACTIVITIES IN THOROUGHFARES  
AND PUBLIC PLACES AND TRADING LOCAL LAW**

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**LOCAL GOVERNMENT PROPERTY LOCAL LAW**

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BUSH FIRES ACT 1954

**BUSH FIRE BRIGADES LOCAL LAW**

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CEMETERIES ACT 1986

**CEMETERIES LOCAL LAW 2002**

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DOG ACT 1976

**DOGS LOCAL LAW**



## LOCAL GOVERNMENT ACT 1995

## SHIRE OF ROEBOURNE

**BEE KEEPING LOCAL LAW**

Under the powers conferred by the *Local Government Act 1995* and under all other powers, the Council of the Shire of Roebourne resolved on 14 April 2003 to make the following local law.

**Citation and application**

1. This local law may be cited as the Shire of Roebourne Bee Keeping Local Law and shall apply throughout the district.

**Repeal**

2. The Local Laws Relating to the Keeping of Bees published in the *Government Gazette* of 16 May 1986 are repealed.

**Interpretation**

3. In this local law, unless the context requires otherwise—

“Act” means the *Local Government Act 1995*;

“bee hive” means a hive standing alone or any 2 or more hives standing in a group;

“district” means the district of the local government;

“local government” means the Shire of Roebourne;

“permit” means a permit issued under this local law;

“permit holder” means a person who holds a valid permit; and

“townsite” means the townsites of Karratha, Dampier, Wickham, Roebourne, Point Samson and Cossack which are—

(a) constituted under section 26(2) of the *Land Administration Act 1997*; or

(b) referred to in clause 37 of Schedule 9.3 of the Act.

**Permit required to keep bees**

4. (1) Subject to the provisions of this clause, a person shall not keep bees or allow bees to be kept on land except in accordance with a valid permit issued in relation to the land.

(2) Subclause (1) does not apply where—

(a) the land is outside the townsite; and

(b) the bees are kept—

(i) at least 500m from a thoroughfare; or

(ii) less than 500m from a thoroughfare but the vegetation or a screen or other barrier on the land is such as to encourage the bees to fly at a height over the thoroughfare as will not create a nuisance to users of the thoroughfare.

(3) A permit is not to be issued to a person for the keeping of bees within the townsite in more than two beehives on land which is zoned residential under a town planning scheme and which is less than 2000 square metres in area.

**Application for a permit**

5. An applicant for a permit shall—

(a) be a person registered as a beekeeper under section 8 of the *Beekeepers Act 1963*;

(b) provide such details as may be required by the local government;

(c) apply in the form determined by the local government; and

(d) pay any application fee imposed and determined by the local government under sections 6.16-6.19 of the Act.

**Determination of application**

6. (1) The local government may—

(a) refuse to determine an application for a permit which does not comply with clause 5;

(b) approve an application for a permit subject to the conditions referred to in clause 7 and to such other conditions as it considers appropriate; or

(c) refuse to approve an application for a permit.

(2) Where an application for a permit is approved subject to conditions, the permit holder is to comply with those conditions or is to cause those conditions to be complied with.

(3) Where the local government approves an application under subclause (1)(b), it is to issue to the applicant a permit in the form determined by the local government.

(4) A permit is valid from the date of issue unless and until it is cancelled under this local law.

#### **Conditions of approval**

7. (1) Without limiting the generality of clause 6(1)(b), an application for a permit may be approved by the local government subject to the following conditions—

- (a) the provision of a good and sufficient water supply on the land which is readily accessible by the bees on the land; and
- (b) each bee hive shall be—
  - (i) kept at a distance specified by the local government from any thoroughfare, public place or boundary of the land; or
  - (ii) located near a screen or other barrier so as to prevent the bees flying low over a thoroughfare, public place or adjoining land.

(2) In respect of a particular application for a permit, the local government may vary any of the conditions referred to in subclause (1).

#### **Variation or cancellation of permit and conditions**

8. (1) The local government may vary the conditions of a permit after it has been issued.

(2) The local government may cancel a permit on the request of a permit holder to do so.

(3) Notwithstanding clause 12, a permit shall be cancelled on—

- (a) the permit holder ceasing to be registered as a beekeeper under section 8 of the *Beekeepers Act 1963*; or
- (b) the expiration of a continuous period of 12 months during which the permit holder has not kept any bees on the land to which the permit relates,

without any action required on the part of the local government.

#### **Permit holder to notify of cessation of registration or keeping of bees**

9. (1) In this clause a “permit holder” includes the holder of a permit cancelled by clause 8(3).

(2) A permit holder is to notify the local government in writing as soon as practicable after—

- (a) the permit holder ceases to be registered as a beekeeper under section 8 of the *Beekeepers Act 1963*; or
- (b) a continuous period of 12 months passes during which the permit holder has not kept any bees on the land described in her or his permit.

(3) A permit holder shall, within 7 days of the local government giving the permit holder a written notice to do so, provide to the local government—

- (a) written proof of her or his registration as a beekeeper under section 8 of the *Beekeepers Act 1963*;
- (b) in respect of land identified by the local government in its notice, a signed statement as to whether or not he or she has kept bees on the land within the 12 months preceding the date of the notice; or
- (c) both.

#### **Permit not transferable**

10. A permit is personal to the permit holder and applies only to the land described in the permit.

#### **Nuisance**

11. A person shall not keep or allow to be kept bees or beehives, or both, on land so as to create a nuisance.

#### **Notice to remove bees**

12. (1) Whenever in the opinion of the local government a person has contravened any provision of the *Beekeepers Act 1963* or of this local law which relates to the keeping of bees or bee hives, the local government may give the permit holder in relation to that land, or if there is no valid permit in relation to that land an owner or occupier of the land a written notice requiring her or him to remove any bees or bee hives, or both, from the land within the time specified in the notice.

(2) Subject to Division 1 of Part 9 of the Act, on the giving of a notice referred to in subclause (1), any valid permit given by the local government relating to the keeping of bees or bee hives on that land is cancelled from the time specified in the notice, being not less than 7 days from the date it is given.

(3) Where a person fails to comply with a notice given under subclause (1), the local government may dispose of the bees or the bee hives or both in such manner as it sees fit and recover the costs of so doing from the permit holder or an owner or occupier, as the case may be, as a debt due to it.

#### **Offences and penalties**

13. (1) A person who fails to do anything required or directed to be done under this local law, or who does anything which under this local law that person is prohibited from doing commits an offence.

(2) A person who commits an offence under this local law is liable to a penalty of \$5,000 and a daily penalty of \$500 in respect of each day or part of a day during which the offence has continued.

(3) An offence against a clause specified in the Schedule is a prescribed offence for the purposes of section 9.16(1) of the Act.

(4) The amount of the modified penalty for a prescribed offence is that specified adjacent to the clause in the Schedule.

#### Forms

14. For the purposes of this local law—

- (a) the form of the infringement notice given under section 9.16 of the Act is that of Form 2 in Schedule 1 of the *Local Government (Functions and General) Regulations 1996*; and
- (b) the form of the notice sent under section 9.20 of the Act withdrawing an infringement notice is that of Form 3 in Schedule 1 of the *Local Government (Functions and General) Regulations 1996*.

#### Objections and appeals

15. When the local government makes a decision under this local law as to whether it will—

- (a) grant a person a permit;
- (b) vary or cancel a permit; or
- (c) give a person a notice under clause 12(1),

the provisions of Division 1 of Part 9 of the Act and regulations 33 and 34 of the *Local Government (Functions and General) Regulations 1996* shall apply to that decision.

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### *Schedule*

#### PRESCRIBED OFFENCES

Clause	Description	Modified Penalty \$
4(1)	Failure to obtain permit to keep bees	100
6(2)	Failure to comply with a condition of a permit to keep bees	100
9(3)	Failure to comply with notice of local government	100
11	Creation of nuisance from keeping of bees or beehives	100
12(1)	Failure to comply with notice to remove bees or bee hives for contravention of local law	100

Dated this 14th day of April 2003.

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

K. J. RICHARDS, President.  
T. S. RULAND, Chief Executive Officer.

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**LOCAL GOVERNMENT ACT 1995**

## SHIRE OF ROEBOURNE

**REPEAL LOCAL LAW 2003**

(Local Law Relating to Repeal of Defunct and Obsolete Local Laws Made Under the *Local Government Act 1995*, *Local Government Act 1960* and earlier legislation.)

Under the powers conferred by the *Local Government Act 1995* and by all other powers, the Council of the Shire of Roebourne resolved to repeal local laws relating to the matters listed below and gazetted on the dates shown, on the 14th day of April 2003.

- General, published in the *Government Gazette* of 11 August 1911, as amended by publications in the *Government Gazettes* of 14 July 1933, 15 October 1954 and 21 December 1959, to the extent that they have not previously been repealed;
- Water Supply At Cossack, published in the *Government Gazette* of 19 February 1915;
- Rates in Moieties, published in the *Government Gazette* of 16 January 1931, as amended by publication in the *Government Gazette* of 14 July 1933;
- Appointment of Employees, published in the *Government Gazette* of 7 November 1941;
- Control of Goats, published in the *Government Gazette* of 28 March 1962;
- Petrol Pumps, published in the *Government Gazettes* of 28 February 1964 and 13 July 1966;
- Deposit of Refuse and Litter, published in the *Government Gazette* of 22 April 1966;
- Motels, published in the *Government Gazette* of 10 June 1971;
- Vehicle Wrecking, published in the *Government Gazette* of 12 July 1972;
- Sick Leave, published in the *Government Gazette* of 17 November 1972;
- Caravan Parks and Camping Grounds, published in the *Government Gazette* of 27 June 1975, as amended by publication in the *Government Gazettes* of 26 February 1982, 27 January 1984, 26 October 1984, 25 October 1985, 21 November 1986 and 31 December 1987;
- Removal of Refuse, Rubbish, Litter, Derelict Vehicles, Vehicles Bodies and Other Materials or Things, published in the *Government Gazette* of 28 February 1997;

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Dated this 14th day of April 2003.

The Common Seal of the Shire of Roebourne was affixed in the presence of—

K. J. RICHARDS, President.  
T. S. RULAND, Chief Executive Officer.

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## LOCAL GOVERNMENT ACT 1995

## SHIRE OF ROEBOURNE

**ACTIVITIES IN THOROUGHFARES AND PUBLIC PLACES AND TRADING LOCAL LAW**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Roebourne resolved on 14th April 2003 to make the following local law.

The Shire of Kojonup Activities On Thoroughfares And Trading In Thoroughfares and Public Places Local Law as published in the *Government Gazette* of 16 May 2000, is adopted as a local law of the Shire of Roebourne, with the modifications which follow—

**1. Preliminary**

1.1 In construing the following modifications, where a modification requires the renumbering of a Part, Division, clause, subclause or paragraph, subsequent modifications have been drafted on the basis that the renumbering has been effected.

1.2 Wherever the “Shire of Kojonup” is mentioned in the local law substitute “Shire of Roebourne”.

1.3 Delete the title of the local law wherever it is mentioned and substitute “Activities In Thoroughfares And Public Places And Trading Local Law”.

**2. Clause 1.2—Definitions**

2.1 In the definition of “built-up area” delete “1975” and substitute “2000”.

2.2 In the definition of “intersection” delete “1975” and substitute “2000”.

2.3 Delete the definition of “townsite” and substitute—

“townsite” means the townsite of Cossack, Dampier, Karratha, Point Samson, Roebourne which is—

- (a) constituted under section 26(2) of the *Land Administration Act 1997*; or
- (b) referred to in clause 37 of schedule 9.3 of the Act;”.

2.4 Delete the definition of “carriageway” and substitute—

“carriageway” has the meaning given to it in the *Road Traffic Code 2000*,”

2.5 Delete the definition of “footpath” and substitute—

“footpath” has the meaning given to it in the *Road Traffic Code 2000*,”

2.6 In the appropriate alphabetical position insert the definition—

“thoroughfare” has the meaning given to it in the Act, but does not include a private thoroughfare which is not under the management control of the local government.

**3. Clause 1.4—Repeal**

3.1 After clause 1.3, insert the clause designation “1.4” before the heading “Repeal”.

3.2 In subclause (1) delete paragraphs (a) and (b) and substitute—

- “ (a) Relating to Prevention of Damage to Roads, published in the *Government Gazette* of 21 September 1951;
- (b) Relating to Prevention of Damage to Streets, published in the *Government Gazette* of 12 May 1965;
- (c) Relating to Parking of Commercial Vehicles on Street Verges, published in the *Government Gazette* of 21 September 1971;
- (d) Relating to Removal and Disposal of Obstructing Animals or Vehicles, published in the *Government Gazette* of 4 November 1988; and
- (e) Relating to Hawkers, Stallholders and Trading in Public Places, published in the *Government Gazette* of 28 February 1997 as amended by publication in the *Government Gazette* of 11 July 1997.”.

**4. Clause 2.1—General prohibitions**

In paragraph (a) delete “6m” and substitute “10m”.

**5. Part 5 (Roadside Conservation) and Part 6 Division 2 (Street Entertainers) deleted**

Delete the whole of Part 5 and Part 6, Division 2.

**6. Parts and clauses renumbered**

6.1 Renumber Parts 6 to 10 inclusive to 5 to 9 respectively.

6.2 In renumbered Parts, renumber each clause so that the first number of each clause corresponds with the Part number and in Part 5 renumber Division 3 to 2.

6.3 Renumber clauses 5.15 to 5.21 inclusive to 5.9 to 5.15 respectively.

### **7. Clause cross-references renumbered**

7.1 In clause 1.2, in the definition of “premises”, delete “6.1” and substitute “5.1”.

7.2 In clause 2.2(1)(g), delete “or under a permit issued under clause 5.13”.

7.3 In clause 5.9—

(a) in the definition of “permit holder”, delete “6.16” and substitute “5.10”; and

(b) in the definition of “public place”, delete “6.1” and substitute “5.1”.

7.4 In clause 5.11, delete “6.16” and substitute “5.10”.

7.5 In clauses 6.4(1) and 6.4(2), delete “7.2(1)(a)” in each place where it occurs and substitute “6.2(1)(a)”.

7.6 In clause 6.4(3), delete “7.2(2)” and substitute “6.2(2)”.

7.7 In clause 6.6(b), delete “7.10” and substitute “6.10”.

7.8 In clause 6.10(1), delete “8.1” and substitute “7.1”.

7.9 In clause 7.1(a), delete “7.2(1)” and substitute “6.2(1)”.

7.10 In clause 9.2, delete “10.1” and substitute “9.1”.

### **8 Part 5 (Trading In Thoroughfares and Public Places) modified**

#### **8.1 Clause 5.1—Interpretation**

In the definition of “trading”—

(a) in paragraph (c) delete subparagraph (iii) and in subparagraph (ii) delete “; or” and substitute “;”;

(b) renumber paragraphs (d) to (g) inclusive to (e) to (h) respectively;

(c) insert in the appropriate alphabetical position the following new paragraph—

“(d) the delivery of pre-ordered goods or services to the purchaser of those goods or services or to the person nominated by the purchaser of those goods or services whether or not payment for those goods or services is accepted on delivery; or the taking of further orders for goods or services from the purchaser of those pre-ordered goods or services or from the person nominated by the purchaser of those pre-ordered goods or services when those orders are taken at the same time as a previous order is being delivered, whether or not payment is made for those goods or services at the time of taking the order;” and

(d) in the last line, insert “only” before “sold”.

#### **8.2 Clause 5.5—Relevant considerations in determining application for permit**

In subclause (2)—

(a) after “;” in subparagraph (iii) of paragraph (c) delete “or”;

(b) renumber paragraph (d) to (e);

(c) insert a new paragraph (d) as follows—

“(d) that the needs of the district, or the part for which the permit is sought, are adequately catered for by established shops or by persons who have valid permits to carry on trading or to conduct a stall; or”.

#### **8.3 Clause 5.8—Conduct of stallholders and traders**

In subclause (2)—

(a) renumber paragraphs (a) to (d) inclusive to (b) to (e) respectively;

(b) insert a new paragraph (a) as follows—

“(a) attempt to conduct a business within a distance of 600m of any shop or permanent place of business that is open for business and has for sale any goods or services of the kind being offered for sale by the stallholder or trader;”.

### **9. Schedule 1**

9.1 Under the column headed “Description”, for the prescribed offence applicable to clause 2.1(a) delete “6m” and substitute “10m”.

9.2 Under the column headed “Clause”, after the clause designation 2.2 wherever it occurs insert the subclause designation “(1)” before each paragraph designation.

9.3 Under the columns headed “Clause”, “Description” and “Modified Penalty \$”, delete the prescribed offences applicable to deleted clauses 5.6(1), 5.9, 5.11, 5.13, 5.17, 5.19, 5.20(1), 6.10, 6.11(2) and 6.14.

9.4 Under the column headed “Clause”—

(a) delete “6” where it appears as the first number of a clause designation and substitute “5”;

(b) delete “7” where it appears as the first number of a clause designation and substitute “6”; and

(c) delete “10” where it appears as the first number of a clause designation and substitute “9”;

(d) delete the clause designations 5.16, 5.18, 5.20(1) and 5.20(2) and substitute the designations 5.10, 5.12, 5.14(1) and 5.14(2) respectively.



**10. Forms**

Delete Forms 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11 and 12.

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Dated this 14th day of April 2003.

The Common Seal of the Shire of Roebourne was affixed in the presence of—

K. J. RICHARDS, President.  
T. S. RULAND, Chief Executive Officer.

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## LOCAL GOVERNMENT ACT 1995

## SHIRE OF ROEBOURNE

## LOCAL GOVERNMENT PROPERTY LOCAL LAW

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Roebourne resolved on 14 April 2003 to make the following local law—

The Shire of Exmouth Local Government Property Local Law as published in the *Government Gazette* of 10 July 2000, is adopted as a local law of the Shire of Roebourne, with the modifications which follow—

**1. Preliminary**

1.1 In construing the following modifications, where a modification requires the renumbering of a clause, subclause or paragraph, subsequent modifications have been drafted on the basis that the renumbering has been effected.

1.2 Wherever the “Shire of Exmouth” is mentioned in the local law substitute “Shire of Roebourne”.

**2. Clause 1.4—Application**

In clause 1.4(1) after “tides” delete the brackets and all words therein.

**3. Clause 1.5—Repeal**

Delete clause 1.5(1) and substitute—

“1.5(1) The following local laws are repealed—

Relating to—

Roebourne Commonage, published in the *Government Gazette* of 18 July 1952;

Defacing of Property Vested in the Board (to Prevent), published in the *Government Gazette* of 16 October 1953;

Safety, Decency, Convenience and Comfort of persons in respect of Bathing, published in the *Government Gazette* of 26 July 1972, as amended by publication in the *Government Gazette* of 15 July 1977;

Control and Management of the Shire of Roebourne Swimming Centre, published in the *Government Gazette* of 25 October 1974, as amended by publication in the *Government Gazette* of 15 October 1982;

Parks, Public Reserves, Sports Grounds, Recreation Grounds or Open Space Areas vested in the Council, published in the *Government Gazette* of 21 February 1975;

Aerodromes, published in the *Government Gazette* of 5 August 1983, as amended by publication in the *Government Gazette* of 24 August 1984.

**4. Clause 3.13—Activities needing a permit**

4.1 In subclause (1)—

(a) In paragraph (g) subparagraph (ii) delete “stand” and substitute “stop”.

(b) In paragraph “(n)”, after “;” delete “or”;

(c) In paragraph “(o)” delete “.” and substitute “;” and

(d) Insert the paragraph—

“(p) conduct or take part in any gambling game or contest, or bet, or offer to bet, publicly.”.

**5. Part 5—Matters Relating to Particular Local Government Property**

5.1 Renumber clauses 5.2 to 5.7 inclusive to 5.3 to 5.8 respectively.

5.2 Immediately after clause 5.1, insert—

**“Consumption of food or drink may be prohibited**

5.2 A person shall not consume any food or drink in an area where consumption is prohibited by a sign.”.

5.3 In clause 5.4 delete the subclause designation 5.2(1) wherever it occurs and substitute “5.3(1)”.

5.4 In clause 5.5, delete the subclause designation 5.2(1) wherever it occurs and substitute “5.3(1)” and delete the subclause designation 5.3(1) and substitute “5.4(1)”.

5.5 Delete clause 5.8 and the heading thereto and substitute the following—

**“Application**

5.8 This Division applies to each airport which is local government property within the district.

**Use by aircraft**

5.9 (1) The owner of every aircraft, upon payment of the set fee and compliance with this local law and other written law, shall be entitled to use the airport for the landing, servicing and departure of their aircraft and the embarkment and disembarkment of passengers and freight.

(2) The local government may close the airport to aircraft movements if it considers the surface of the airport to be unsafe.

**Right of entry to airport**

5.10 (1) Except as herein provided, a person other than—

- (a) a person lawfully employed upon duties in or about the supervision and control of the airport, or acting under a permit or other agreement of or with the local government, in or about the arrival, departure and servicing of or other attention to aircraft lawfully using the airport; or
- (b) a passenger or intending passenger of an aircraft lawfully using the airport; or
- (c) a person greeting or seeing off a passenger or intending passenger of an aircraft lawfully using the airport;

shall not enter or remain upon the airport or any part thereof without the approval of the local government first had and obtained.

(2) The local government may from time to time designate or set apart any specified part or parts of the Airport—

- (a) to which only persons from time to time designated by the local government shall be admitted;
- (b) to which persons other than those mentioned in subclause (1) shall not be admitted;
- (c) to which the general public, or any limited classes of the general public, may be admitted, either at all times or at specified times, or for limited periods and generally upon such terms and conditions as the local government may resolve;
- (d) to which no vehicle may be admitted or to which a limited class of vehicles may be admitted or to which vehicles may be admitted only on such terms and conditions as the local government may resolve;
- (e) to which no aircraft may be admitted or to which a limited class of aircraft may be admitted or to which aircraft may be admitted only on such terms and conditions as the local government resolves.

(3) Signs, markings or notices may be placed by the local government at the airport indicating the limits of any part of the airport set apart for any special or limited use under subclause (2).

(4) Notwithstanding the provisions of this clause the local government may on special occasions, for instance, an aerial pageant or other event of public interest, make such arrangements for the control of the airport as it may by resolution impose.

**Access of animals restricted**

5.11 (1) A person shall not bring an animal on to an airport unless:—

- (a) the person is a person referred to in section 8 of the *Dog Act 1976* acting in accordance with that provision;
- (b) the animal is being airfreighted from the airport;
- (c) the animal has been air freighted to the airport;
- (d) the person is authorised to do so by the local government.

(2) A person in charge of an animal shall keep the animal under control and shall not allow it to wander at large on the airport.

(3) If an animal is at any time on an airport in contravention of subclause (2), in addition to the person specified in that subclause, the owner of the animal at that time commits an offence against subclause (2)."

**6. Schedule 1—Prescribed offences**

6.1 Under the heading "Clause", delete the clause and subclause designations 5.4, 5.5, 5.6, 5.7(1), 5.7(2) and 5.7(3) inclusive and substitute "5.5", "5.6", "5.7", "5.8(1)", "5.8(2)" and "5.8(3)" respectively.

6.2 Under the headings "Clause", "Description" and "Modified Penalty \$" insert in the appropriate numerical position—

"5.2 Consuming food or drink in prohibited area 100".

6.3 Under the headings "Clause", "Description" and "Modified Penalty \$" delete the subclause designations 5.8(1), 5.8(2) and 5.8(3) and all particulars relating thereto and substitute—

"5.10(1) Unlawful presence of a person on airport	100
5.11(1) Unauthorised presence of animal on airport	300
5.11(2) Animal wandering at large on airport—person in charge	300
5.11(3) Animal wandering at large on airport—owner	300".

**7. Schedule 2—Determinations**

7.1 Delete determination 1.3 relating to the Speed of Vehicles on Recreation Grounds.

7.2 Add the following—

**“Part 2—Activities prohibited on local government property**

2.1 A person is prohibited from pursuing all or any of the following activities on local government property except on land which is reserved to the local government for the purpose, or which is set aside under clause 2.7(1) for the purpose—

- (a) play or practice at golf or strike a golf ball; or
- (b) take ride or drive a trail bike or motor bike.”.

2.2 A person shall not smoke tobacco or any other substance in a pool area as defined in clause 1.2.

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Dated this 14th day of April 2003.

The Common Seal of the Shire of Roebourne was affixed in the presence of—

K. J. RICHARDS, President.  
T. S. RULAND, Chief Executive Officer.

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## LOCAL GOVERNMENT ACT 1995

## SHIRE OF ROEBOURNE

**BUSH FIRE BRIGADES LOCAL LAW**

Under the powers conferred by the *Bush Fires Act 1954* and under all other powers enabling it, the Council of the *Shire of Roebourne* resolved on 14 April 2003 to make the following local law.

The Bush Fire Brigades Local Law of the Shire of Bridgetown-Greenbushes published in the *Government Gazette* of 20 October 2000, is adopted as a local law of the Shire of Roebourne with the modifications which follow—

**1. Preliminary**

1.1 Wherever the “Shire of Bridgetown-Greenbushes” is mentioned in the local law substitute “Shire of Roebourne”.

1.2 In clause 1.2 delete the definition of “Bush Fire Management Committee”.

1.3 Wherever “Bush Fire Management Committee” or “Management Committee” are mentioned in the local law substitute “Bush Fire Advisory Committee” and “Advisory Committee” respectively.

**2. Clause 1.3—Repeal**

Delete clause 1.3 and substitute—

“All previous Local Laws of the Shire of Roebourne Relating to the Organisation, Establishment, Maintenance and Equipment of Bush Fire Brigades, are repealed.”

**3. First Schedule—Rules Governing the Operation of Bush Fire Brigades****3.1 Clause 2.4—Applications for membership**

Delete “of that in Appendix 1” and substitute “determined by the local government from time to time.”.

**3.2 Clause 2.9—Existing liabilities to continue**

In subclause (1) delete “2.6” and substitute “2.7”.

3.3 Delete Appendixes I and II.

Dated this 14th day of April 2003.

The Common Seal of the Shire of Roebourne was affixed in the presence of—

K. J. RICHARDS, President.  
T. S. RULAND, Chief Executive Officer.

## LOCAL GOVERNMENT ACT 1995

## SHIRE OF ROEBOURNE

**CEMETERIES LOCAL LAW 2002**

Under the powers conferred by the *Cemeteries Act 1986*, the Shire of Roebourne resolved on the 14 April 2003 to adopt the Model Local Law (Cemeteries) 1998 published in the *Government Gazette* on 12 May 1998 in relation to the Roebourne, Karratha and Cossack Public Cemeteries, with such modifications as are here set out.

**1. Preliminary**

1.1 In construing the following modifications, where a modification requires the renumbering of a Division, clause, subclause or paragraph, subsequent modifications have been drafted on the basis that the renumbering has been effected.

1.2 Wherever the name of the Local Government is to be inserted, insert "Shire of Roebourne".

1.3 Wherever the name of the Local Law is to be inserted, insert "Cemeteries Local Law 2002".

1.4 Wherever the address of the Local Government is to be inserted, insert "Welcome Road, Karratha".

**2. Application clause inserted**

2.1 Renumber clauses 1.2 and 1.3 to 1.3 and 1.4 respectively.

2.2 Insert the following new clause—

**"1.2 Application**

This Local Law applies to each of the Roebourne Cemetery (Reserve 1234 and 2377), Karratha Cemetery (Reserve 30904) and Cossack Cemetery (Reserve 6625 and 6626)."

**3. Clause 1.4 Repeal**

After "The following Local Law is repealed :-" insert "The Local Laws relating to the Roebourne Cemetery (Reserve 1234 and 2377), Karratha Cemetery (Reserve 30904) and Cossack Cemetery (Reserve 6625 and 6626), published in the *Government Gazette* of 17 October 1975."

**4. Clause 3.2—Application for Cremation**

4.1 Delete the whole of this clause.

4.2 Renumber clauses 3.3 to 3.5 inclusive to 3.2 to 3.4 respectively.

4.3 In clause 3.2—

- (a) delete "clauses 3.1 and 3.2" and substitute "clause 3.1"; and
- (b) delete "clause 3.4" and substitute "clause 3.3".

**5. Clause 3.3—Certificate of Identification**

In subclause (1) delete "or crematorium within the Cemeteries,".

**6. Clause 4.2—Single Funeral Permits**

Delete ", or crematorium".

**7. Clause 4.3—Application refusal**

Delete "or crematorium,".

**8. Clause 5.1—Requirements for Funerals and Coffins**

In paragraph (a) delete "or cremation".

**9. Clause 5.2—Funeral Processions**

Delete "or cremation" and "or clause 3.2".

**10. Clause 5.6—Conduct of Funeral by Board**

Delete paragraph (d).

**11. Part 5, Division 2—Cremation**

In Part 5, delete the whole of Division 2—Cremation.

**12. Part 5, Division 3—Placement of Ashes**

In Part 5—

- (a) renumber Division 3 to 2;
- (b) renumber clause 5.12 to 5.7;

- (c) in subclause (1) of clause 5.7 delete—  
“Memorial Wall  
Garden of Remembrance  
Ground Niche  
Memorial Rose, Tree or Shrub  
Family Shrub  
Memorial Desk  
Granite Seat  
Book of Remembrance  
Memorial Gardens”;
- (d) delete clauses 5.13 and 5.14.

**13. Clause 7.12—Placing of Glass Domes and Vases**

Delete all words after the heading and substitute—

“A person shall not place glass domes, vases or other grave ornaments outside the perimeter of a grave in the Cemeteries as defined in the plans kept and maintained under section 40 (2) of the Act”.

**14. Part 7, Division 2—Lawn Section**

In Part 7, delete the whole of Division 2—Lawn Section.

**15. Part 7, Division 3—Memorial Plaque Section**

In Part 7, delete the whole of Division 3—Memorial Plaque Section.

**16. Part 7, Division 4—Licensing of Monumental Masons**

In Part 7—

- (a) renumber Division 4 to 2;  
(b) renumber clauses 7.16 to 7.20 inclusive to 7.13 to 7.17 respectively;  
(c) in clause 7.14, paragraph (a), delete “7.20” and substitute “7.17”;  
(d) in clause 7.15, paragraph (a), delete “7.16” and substitute “7.13”.

**17. Second Schedule**

In the Second Schedule, delete the prefix “19” where it is used as part of the date an alleged offence occurred and substitute “20”.

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Dated this 14th day of April 2003.

The Common Seal of the Shire of Roebourne was hereunto affixed by authority of a decision of the Council in the presence of—

K. J. RICHARDS, President.  
T. RULAND, Chief Executive Officer.

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## LOCAL GOVERNMENT ACT 1995

## SHIRE OF ROEBOURNE

## DOGS LOCAL LAW

Under the powers conferred by the *Dog Act 1976* and under all other powers enabling it, the Council of the Shire of Roebourne resolved on 14 April 2003 to make the following local law—

The Shire of Moora Dogs Local Law as published in the *Government Gazette* of 29 November 1999, is adopted as a local law of the Shire of Roebourne, with the modifications which follow—

**1. Preliminary**

Wherever the “Shire of Moora” is mentioned in the local law substitute “Shire of Roebourne”.

**2. Clause 1.2—Repeal**

Delete clause 1.2 and substitute—

“The Shire of Roebourne Local Laws Relating to Dogs published in the *Government Gazette* of 28 February 1997 and amended by publication in the *Government Gazette* of 11 July 1997, are repealed.”.

**3. Clause 3.2—Limitation on the number of dogs**

Delete clause 3.2(2) and substitute—

“(2) The limit on the number of dogs which may be kept on any premises within the local government district is, for the purpose of section 26(4) of the Act, 2 dogs over the age of 3 months and the young of those dogs under that age.”.

**4. Clause 5.1—Places where dogs are prohibited absolutely**

Delete subclause (1) and substitute—

“(1) Dogs are prohibited absolutely from entering or being in any of the following places—

- (a) a public building, unless permitted by a sign;
- (b) a theatre or picture gardens;
- (c) all premises or vehicles classified as food premises or food vehicles under the *Health (Food Hygiene) Regulations 1993*; and
- (d) a public swimming pool.”.

**5. Clause 5.2—Places which are dog exercise areas**

In clause 5.2(1) delete paragraphs (a), (b) and (c) and substitute—

## “KARRATHA

Reserve 36708	De Witt Location 137
34922	Karratha Lot 1972
32335	Lots 1146, 1147 & 1148
40041	Lots 2091, 2650 & 2659
34405	Lot 1147
40080	Lots 2205, 2268, 2296, 3840 & 2322
38153	Lot 2900

## WICKHAM

Reserve De Witt Location 68

## ROEBOURNE

Reserve 35385 Roebourne Lots 698, 700, 706

Reserve 40146 Roebourne Lot 768

## POINT SAMSON

Reserve 34664 Point Samson Lot 286.”.

Dated this 14th day of April 2003.

The Common Seal of the Shire of Roebourne was affixed in the presence of—

K. J. RICHARDS, President.  
T. S. RULAND, Chief Executive Officer.

