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Health Act 1911

Health Local Laws 2009

Made by the Lieutenant-Governor and deputy of the Governor in Executive Council under section 343B of the Act.

Part 1 — Preliminary

1. Citation

These local laws are the *Health Local Laws 2009*.

2. Commencement

These local laws come into operation as follows —

- (a) local laws 1 and 2 — on the day on which these local laws are published in the *Gazette*;
- (b) the rest of the local laws — on the day after that day.

3. Terms used

In these local laws —

City of Perth health local law means the *Health Local Law 2001* published in the *Gazette* on 5 June 2000, p. 2789 to 2831;

health local laws means local laws made under the *Health Act 1911*.

Health Local Laws 2009**Part 1** Preliminary**cl. 4**

4. Notes are not part of law

The notes in these local laws are provided to assist understanding and do not form part of the local laws.

Health Local Laws 2009

Removal of health local law provisions about vicarious liability
of employees **Part 2**

cl. 5

Part 2 — Removal of health local law provisions about vicarious liability of employees

5. Health local laws about vicarious liability of employees deleted or removed

- (1) In the City of Perth health local law delete clause 162 (*clause 162*).
- (2) In every health local law that has a provision that is expressed in substantially similar terms, or has a similar effect, to clause 162 delete that provision.
- (3) Every health local law that adopts text containing a provision that is expressed in substantially similar terms, or has a similar effect, to clause 162 is amended by providing that the text adopted is modified by deleting that provision.

Note: Clause 162 reads as follows:

162. Where in any clause contained in this Part a duty is imposed upon the occupier of premises in or upon which an offensive trade is carried on, the reference to the occupier shall be interpreted to include the employees of the occupier and any employee committing a breach of any provision of this Part shall be liable to the same penalties as if he were the occupier.

Health Local Laws 2009**Part 3** Amendments of health local laws about responsibilities of lodgers and residents**cl. 6**

Part 3 — Amendments of health local laws about responsibilities of lodgers and residents**6. Health local laws about responsibilities of lodgers and residents amended**

- (1) In the City of Perth health local law clause 153(b) (*clause 153(b)*) delete “obnoxious”.
- (2) In every health local law that has a provision that is expressed in substantially similar terms, or has a similar effect, to clause 153(b) delete “obnoxious”.
- (3) Every health local law that adopts text containing a provision that is expressed in substantially similar terms, or has a similar effect, to clause 153(b) is amended by providing that the text adopted is modified by deleting “obnoxious”.

Note: Clause 153(b) reads as follows:

153. A lodger or resident shall not —

...

- (b) keep or store in or on the lodging house any goods or materials which are inflammable, obnoxious or offensive;

...

By Command of the Lieutenant-Governor and
deputy of the Governor,

R. KENNEDY, Clerk of the Executive Council.