Western Australia

By-law under the Second Schedule of the Town Planning and Development Act 1928, clauses 4 and 11

Compare between:

[11 Nov 1998, 00-a0-07] and [09 Apr 2006, 00-b0-10]

Western Australia

Planning and Development Act 2005 2

By-law under the Second Schedule of the Town Planning and Development Act 1928, clauses 4 and 11

##### 1. Buildings to comply with Town Planning Schemes and By‑laws

 Wherever the District or part of the District under the control of a Local Authority has been or hereafter shall be zoned or districted or classified under the provisions of the *Town Planning and Development Act*, no building shall be used or erected for any purpose contrary to the provisions of any Town Planning Scheme, or By‑law under the *Town Planning Act*, or any By‑law under the *Road Districts Act*, Section 196, Subsection 50.

##### 2. Responsible authority

 The authority or authorities responsible for carrying the *Town Planning By‑law* into effect and enforcing its observance shall be the Executive Officer of any Local Authority and/or the Town Planning Commissioner.

##### 3. Penalty

 If any person shall, either by act or omission, contravene this By‑law, he shall be guilty of an offence under this By‑law, and on conviction for such offence shall be liable to a penalty not exceeding £10, and, also, if such offence is in its nature a continuing offence, to a daily penalty not exceeding £2 during the continuance of the offence.

Notes

1. This is a compilation of the *By‑law under the Second Schedule of the Town Planning and Development Act 1928, clauses 4 and 11.* The following table contains information about those by-laws.

Compilation table

| **Citation** | **Gazettal** | **Commencement** |  |
| --- | --- | --- | --- |
| *By‑law under the Second Schedule of the Town Planning and Development Act 1928, clauses 4 and 11* | 24 Apr 1936 p. 583 | 24 Apr 1936 |  |

2 Formerly made under s. 31 of the *Town Planning and Development Act 1928*, continued under s. 262 of the *Planning and Development Act 2005*.