

## LOCAL GOVERNMENT ACT 1995

*City of Joondalup*

### Local Government and Public Property Amendment Local Law 2008

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the City of Joondalup resolved on 25 November to make the “*City of Joondalup Local Government and Public Property Amendment Local Law 2008*”.

In this local law, the *City of Joondalup Local Government and Public Property Local Law 1999* as published in the *Government Gazette* on 18 January 2000 and as amended and published in the *Government Gazette* on 15 January 2002, 30 November 2007, 11 January 2008 and 25 January 2008 is referred to as the principal local law. The principal local law is amended as follows—

#### ARRANGEMENT

PART 1 – PRELIMINARY .....	Clauses 1 – 4.1
PART 2 – USE OF LOCAL GOVERNMENT PROPERTY .....	Clause 4.2
FIRST SCHEDULE .....	Clause 4.3

#### PART 1 – PRELIMINARY

##### Title

- 1 This local law may be referred to as the *City of Joondalup Local Government and Public Property Amendment Local Law 2008*.

##### Commencement

- 2 This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

##### Purpose

- 3 The purpose of this local law is to prohibit the act of smoking within 5 metres of the entrances, exits and apertures of all City owned buildings within the City of Joondalup.

##### Amendment

- 4 The *City of Joondalup Local Government and Public Property Local Law 1999* as published in the *Government Gazette* on 18 January 2000 and as amended and published in the *Government Gazette* on 15 January 2002, 30 November 2007, 11 January 2008 and 25 January 2008 is hereby amended in the following manner:

- 4.1 Insert the following definition in clause 6 in the appropriate alphabetical order:

““aperture” means a man-made opening;”.

#### PART 2 – USE OF LOCAL GOVERNMENT PROPERTY

- 4.2 After clause 24, insert the following new clause:

**“Restrictions outside of local government buildings”**

“24A While outside of any local government building, a person shall not smoke within a 5 metre radius of any entrance, exit or aperture of the building.”

### **FIRST SCHEDULE**

#### **Offences and Modified Penalties**

4.3 Amend the First Schedule by inserting the following item in the appropriate order:

13A	24A	Smoking within a 5 metre radius of an entrance, exit or aperture of a City-owned building.	50
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