

LOCAL GOVERNMENT ACT 1995

City of Joondalup

Local Government and Public Property Amendment Local Law (No. 2) 2007

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 18 December 2007 to make the “*City of Joondalup Local Government and Public Property Amendment Local Law (No. 2) 2007*”.

In this local law, the *City of Joondalup Local Government and Public Property Local Law* as published in the *Government Gazette* on 18 January 2000 and as amended and published in the *Government Gazette* on 15 January 2002 is referred to as the principal local law. The principal local law is amended as follows –

ARRANGEMENT

PART 1 – PRELIMINARY.....	Clauses 1 – 3
PART 2 – RESERVES, BEACHES AND BATHING.....	Clauses 4 – 4.3

PART 1 – PRELIMINARY

Title

- 1 This title may be referred to as the *City of Joondalup Local Government and Public Property Amendment Local Law (No. 2) 2007*.

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 amend various clauses in the *Local Government and Public Property Local Law* to prohibit smoking on the City’s beaches.

PART 2 – RESERVES, BEACHES AND BATHING

Amendment

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

PRELIMINARY

Definitions

- 4.1 Insert the following new definition:

“beach”, for the purposes of s.44A, means the area of sandy shoreline from the low-water mark to either the toe of the sand dune or the commencement of vegetation or a man-made structure.

COMPLIANCE WITH SIGNS AND DIRECTIONS

4.2 Insert the following clause:

“s. 44A Notwithstanding s. 44(a), a person shall not contravene a sign erected on the beach which prohibits the act of smoking.”

MISCELLANEOUS

First Schedule – Offences and Modified Penalties

4.3 Amend First Schedule Offences and Modified Penalties by:

Inserting the following clause and modified penalty

“Clause 44A Failing to comply with sign erected on beach that prohibits the act of smoking.....50”