

Local Government Act 1995

Town of East Fremantle

**Public Places and Local Government Property
Amendment Local Law 2023**

Under the powers conferred by the *Local Government Act 1995* and by all other powers, the Council of the Town of East Fremantle resolved on xxxxxx to make this local law.

Part 1 - Preliminary

1. Citation

This local law may be cited as the *Town of East Fremantle Public Places and Local Government Property Amendment Local Law 2023*.

2. Commencement

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

3. Principal Local Law amended

This local law amends the *Town of East Fremantle Public Places and Local Government Property local law 2016* as published in the *Government Gazette* on 21 July 2016.

4. New clause 5.2A

- (1) Insert new clause 5.2(A)

5.2A Prohibited fishing activities

- (1) A person must not fish for sharks –
- (a) by means of any fishing line that contains any metal wire or chain within one metre of any hook;
 - (b) with use of blood or berley as a lure;
 - (c) with use of a device such as a spear gun, hand spear, hawaiiin sling or other like device.

5. Schedule 1 amended

- (1) Delete Schedule 1 and insert:

SCHEDULE 1 - Prescribed offences and modified penalties

[Clause 10.7]

Item	Clause	Description	Penalty Unit
1	2.4	Failure to comply with a determination	20
2	3.1	Undertaking activity on local government property without a licence	20
3	3.2	Camping on local government property or erecting an unauthorised structure	20
4	3.3	Failure to obtain licence for liquor	20
5	4.1	Behaviour interfering with others	20
6	4.2	Behaviour detrimental to local government property	20
7	4.3	Taking or injuring fauna without authorisation	20
8	4.4	Removing, damaging or depositing flora without authorisation	20
9	4.5	Animal on local government property without a licence	20
10	4.6	Failure to comply with directions regarding deposit or discarding of waste on local government property	30
11	4.7	Under influence of liquor or prohibited drug on local government property	20
12	4.8	Failure to comply with direction of authorised person to put on adequate clothing	20
13	4.9	Failure to comply with sign	20
14	4.10	Failure to comply with direction of authorised person	20
15	5.1, 5.2	Unauthorised entry to event, closed or fenced local government property	20
16	5.2A	Undertaking prohibited fishing activities	50
17	5.5	Failure to comply with sign or direction	20
18	5.7-5.12	Unauthorised or improper use of jetty	20
19	6.1(a), 6.4(b)	Planting or allowing plant or verge treatment in street to become a sightline hazard	20
20	6.1(b)	Damaging a street lawn or garden	20
21	6.1(c)	Damaging or removing whole or part of a street tree without authorisation	30
22	6.1(d)	Obstruction of street	30

Item	Clause	Description	Penalty Unit
23	6.1(e)	Damaging, removing or interfering with street, part of street, sign or structure in a street without authorisation	20
23	6.1(f)	Playing games in street so as to impede vehicles or persons	10
24	6.1(g)	Riding of skateboard or similar device on mall, arcade or veranda of shopping centre	10
25	6.2	Carry on or undertake prohibited activity in street or damage local government property in a street without authorisation	20
26	6.4(4)	Install verge treatment that is not a permissible treatment	20
27	6.5(a), 6.5(d) 6.5(e)	Failure to keep permissible verge treatment in good and tidy condition, obstruct a street, footpath, drain, or driveway	10
28	6.5(c)	Placing an obstruction on or around a verge treatment	10
29	6.5(f)	Failure to ensure sprinklers or reticulation pipes do not protrude above level of verge treatment when not in use, not used at such times as to cause inconvenience to pedestrians, or otherwise present a hazard	10
30	6.8	Failure to obtain licence for a temporary crossing	10
31	6.9	Failure to remove redundant crossing or reinstate kerb, drain, footpath, verge or street	20
32	6.12	Failure to comply with condition of use of a street indicated by a sign	20
33	7.1(1)	Animal or vehicle obstructing public place without authorisation	20
34	7.2(2)	Animal in public place when not led, ridden or driven	20
35	7.3	Failure to clearly mark name or trading name on shopping trolley	10
36	7.4	Person leaving a shopping trolley in a public place other than trolley bay	10
37	7.5	Failure to remove shopping trolley after being advised of location	10
38	8.7	Failure to comply with licence condition	20
39	8.18	Failure to comply with licence condition in relation to local government property	20
40	8.17, 8.19, 8.20	Failure to produce licence for inspection, amendment or to return licence when no longer in effect	20

Item	Clause	Description	Penalty Unit
41	10.6	Failure to comply with notice	30

Note: Penalty Units are prescribed in the Town of East Fremantle Local Law Relating to Penalty Units. At 31 May 2016 one penalty unit is \$10.00.

Dated

The Common Seal of the Town of East Fremantle)
was affixed by authority of a resolution)
of the Council in the presence of:)

.....
Mayor

.....
Chief Executive Officer