

11.1 Chief Executive Officer

11.1.3 ADOPTION OF CEMETERIES LOCAL LAW 2020 AND ACTIVITIES IN PUBLIC PLACES AND TRADING LOCAL LAW 2020

Attachment 1 – Shire of Augusta Margaret River Cemeteries Local Law 2020
(with marked changes)

Attachment 2 – Shire of Augusta Margaret River Activities in Thoroughfares
and Public Places and Trading Local Law 2020 (with marked
changes)

Attachment 3 – Comments from Department of Local Government, Sport and
Cultural Industries on Proposed Local Laws

- and
 (b) local government property;

Regulations means the *Local Government (Functions and General) Regulations 1996*;

sign includes a notice, flag, mark, structure or device on which may be shown words, numbers, expressions or symbols;

thoroughfare has the meaning given to it in the Act, but does not include a private thoroughfare which is not under the management control of the local government;

town planning scheme means a town planning scheme of the local government made under the *Planning and Development Act 2005*;

townsite means the townsites within the Shire of Augusta Margaret River district which are—
 (a) constituted under section 26(2) of the *Land Administration Act 1997*; or
 (b) referred to in clause 37 of Schedule 9.3 of the Act;

vehicle includes—
 (a) every conveyance and every object capable of being propelled or drawn on wheels, tracks or otherwise; and
 (b) an animal being ridden or driven,
 but excludes—
 (a) a wheel-chair or any device designed for use by a physically impaired person on a footpath; and
 (b) a pram, a stroller or a similar device.

verge means that part of a thoroughfare between the carriageway and the land which abuts the thoroughfare, but does not include any footpath.

written law has the same meaning given to it by section 5 of *Interpretation Act 1984* and includes this local law.

PART 2—ACTIVITIES IN THOROUGHFARES AND PUBLIC PLACES
Division 1—General

2.1 General prohibitions

- (1) A person shall not—
 (a) ~~without written approval from the Shire plant any plant which exceeds or which may exceed 0.75m in height on a thoroughfare so that the plant is within 10m of an intersection or plant any plant which exceeds 0.50m in height on a thoroughfare so that the plant is~~ Plant any plant (except grasses or a similar plant) within 6 meters of an intersection;
 (b) damage a lawn or a garden or remove any plant or part of a plant from a lawn or a garden unless—
 (i) the person is the owner or the occupier of the lot abutting that portion of the thoroughfare and the lawn or the garden or the particular plant has not been installed or planted by the local government; or
 (ii) the person is acting under the authority of a written law;
 (c) plant any plant (except grass or a similar plant) on a thoroughfare so that it is within 1m of a carriageway;
 (d) place on any footpath any fruit, fruit skins or other substance or fluid (whether vegetable or otherwise, but not water) which may create a hazard for any person using the footpath;
 (e) unless at the direction of the local government, damage, remove or interfere with any signpost, direction plate, guidepost, notice, shelter, shed, fence or any structure erected on a thoroughfare by the local government or a person acting under the authority of a written law;

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