

Paroo Shire Council

Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2011

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Part 1 Preliminary

1 Short title

This subordinate local law may be cited as *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2011*.

2 Purpose and how it is to be achieved

- (1) The purpose of this subordinate local law is to supplement *Local Law No.4 (Local Government Controlled Areas, Facilities and Roads) 2011* in order to protect the health and safety of persons using local government controlled land, facilities, infrastructure and roads and preserve features of the natural and built environment and other aspects of the amenity of local government controlled land, facilities, infrastructure and roads.
- (2) The purpose is to be achieved by providing for—
 - (a) the regulation of access to local government controlled areas; and
 - (b) the prohibition or restriction of particular activities in local government controlled areas or roads.

3 Authorising local law

The making of the provisions in this subordinate local law is authorised by *Local Law No.4 (Local Government Controlled Areas, Facilities and Roads) 2011* (the *authorising local law*).

4 Definitions

Particular words used in this subordinate local law have the same meaning as provided for in the authorising local law.

Part 2 Use of local government controlled areas, facilities and roads

5 Prohibited and restricted activities—Authorising local law, s 5(1)

- (1) For section 5(1)(a) of the authorising local law, the activities prescribed in column 2 of schedule 1 are declared to be prohibited in the corresponding local government controlled area or road (or part thereof) mentioned in column 1 of schedule 1.
- (2) For section 5(1)(b) of the authorising local law, the activities prescribed in column 2 of schedule 2 are declared to be restricted in the corresponding local government controlled area or road (or part thereof) mentioned in column 1 of schedule 2, to the extent described in column 3 of schedule 2.

6 Opening hours for local government controlled areas—Authorising local law, s 6(1)

For section 6(1) of the authorising local law, the times prescribed in column 2 of schedule 3 are declared to be the opening hours for the local government controlled areas mentioned in column 1 of schedule 3.

7 Permanent closure of local government controlled area—Authorising local law, s 7(3)

The local government controlled areas described in schedule 4 are permanently closed to public access.

Part 3 Matters affecting roads

8 Notice requiring owner of land adjoining road to fence land—Authorising local law, s 8(3)

For section 8(3) of the authorising local law, the minimum standards for a fence that is the subject of a compliance notice under section 8(2) of the authorising local law are as follows—

- a) the fence must be of adequate strength for the purposes of restraining the types of animal contained in the area adjacent to the fence.

Schedule 1 Prohibited activities for local government controlled areas or roads

Section 5(1)

	Column 1 Local government controlled area or road	Column 2 Prohibited activity
1	All local government controlled areas within the local government area.	Causing an offensive liquid, sediment or substance to be discharged onto Council controlled land.
2	Footpaths on all Council controlled roads as follows – (a) Stockyard Street – from Louise Street to the intersection of Jane and Stockyard Streets, Cunnamulla; and (b) Jane Street – from Louise Street to the intersection of Jane, Emma and John Streets, Cunnamulla; and (c) John Street – from Louise Street to the intersection of John, Jane and Emma Streets, Cunnamulla.	Riding a bicycle, wheeled recreational device or wheeled toy, as defined in the Transport Operations (Road Use Management) Act 1995
3	All Council controlled cemeteries.	Interfering with a funeral or commemorative service lawfully conducted in a local government cemetery.
4	All Council controlled reserves for depasturing purposes within the local government area.	Depasturing any entire male animal over the age of nine (9) months.
5	All caravan parks and camping grounds within the local government area.	(a) Disposing of liquid waste other than in a drainage point provided for that purpose. (b) Disposing of refuse other than in a container provided for that purpose. (c) Using facilities in a way that makes them unclean or insanitary.
6	The Cunnamulla swimming pool complex.	(a) Entering facility whilst intoxicated. (b) Taking alcohol into the facility. (c) Creating a nuisance. (d) Depositing refuse other than in a

Column 1 Local government controlled area or road	Column 2 Prohibited activity
	<p>proper refuse receptacle.</p> <p>(e) Entering the pool while suffering with an infectious or contagious disease or condition.</p> <p>(f) Entering the pool without first thoroughly washing in the showers provided.</p>

Schedule 2 Restricted activities for local government controlled areas or roads

Section 5(2)

	Column 1 Local government controlled area or road	Column 2 Restricted activity	Column 3 Extent of restriction
1	All local government controlled areas within the local government area	Laying of poisonous baits.	Permitted only with the written authorisation of the chief executive officer'
2	All local government controlled areas within the local government area	Camping	Permitted only – (a) if the land is within – (i) a camping ground; or (ii) a lawfully established and operated caravan park or (b) the person has the local government's written approval to camp on the land.
3	All roads within the local government area	The washing or cleansing, painting, repairing, alteration or maintenance of vehicles on a road (see s.66(3)(b) of the Transport Operations (Road Use Management) Act 1995, which permits local laws to regulate these activities on roads)	Permitted only if the vehicle is temporarily disabled with a minor fault and the driver of the vehicle stops for no longer than is necessary for the performance of maintenance work limited to the minimum necessary to allow the vehicle to be moved from the road.
4	All Council controlled reserves for depasturing purposes within the local government area.	Depasturing animals.	Permitted only with the written authorisation of the chief executive officer or delegate.

	Column 1 Local government controlled area or road	Column 2 Restricted activity	Column 3 Extent of restriction
5	All Council controlled cemeteries.	Interfering with a grave, memorial or with flowers or tokens on a grave or memorial.	Permitted only with the written authorisation of the chief executive officer or delegate.

Schedule 3 Opening hours for local government controlled areas

Section 6

	Column 1 Local government controlled area	Column 2 Opening hours
1	Library	
2	The following Council controlled parks and reserves	
4	Animal Pounds	
5	Local Government Offices	
6	Cemeteries	6.00am to 6.00pm
7		
8		
9		

Schedule 4 Permanent closure of local government controlled areas

Section 7

Note –

This schedule has been retained but left intentionally blank to accommodate possible future permanent closure of local government controlled areas under section 7(3) of the *Local Law No. 4 (Local Government Controlled Areas, Facilities and Roads) 2011*.