

**LOCAL GOVERNMENT ACT 1995**

*City of Joondalup*

**Local Government and Public Property Amendment Local Law 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 \_\_\_\_\_ to make the “*City of Joondalup Local Government and Public Property Amendment Local Law 2007*”.

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 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 – 4.5

**PART 1 – PRELIMINARY**

**Title**

- 1 This title may be referred to as the *City of Joondalup Local Government and Public Property Amendment Local Law 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 of Joondalup 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:

**COMPLIANCE WITH SIGNS AND DIRECTIONS**

- 4.1 Insert the following clause:

“44A Notwithstanding 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**

4.2 Amend First Schedule by inserting the following:

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

**Second Schedule – Prohibited Smoking Areas**

4.3 Insert the following new Schedule:

“Second Schedule – Prohibited Smoking Areas”

**Second Schedule – Prohibited Smoking Areas – Diagram 1**

4.4 Insert the following new Diagram:

“Second Schedule – Prohibited Smoking Areas – Diagram 1”

**Second Schedule – Lease Area – Diagram 2**

4.5 Insert the following new Diagram:

“Second Schedule – Lease Area – Diagram 2”

**SECOND SCHEDULE**

**CITY OF JOONDALUP**

**LOCAL GOVERNMENT AND PUBLIC PROPERTY LOCAL LAW 1999  
PROHIBITED SMOKING AREAS**

1. Coastal Foreshore Reserve No 47831, excluding the leased areas of the Ocean Reef Sea Sports Club and the Whitfords Sea Rescue Group, as shown in Diagram 2 – Lease Area; and

Burns Beach Park, being the Coastal Reserve No 44219; excluding the area defined by Property No 179133, being the Burns beach Toilet and Changeroom and excluding the area defined by Property No 179132, being the Jack Kikeros Community Hall.

2. Excluding Reserve No 39197, being the Hillarys Marina, other than:

All the area of the Reserve No 39197 as shown delineated in red on Diagram 1 – Prohibited Smoking Areas, from the low water mark in the west to the pedestrian pathway in the east.

**SECOND SCHEDULE**

**CITY OF JOONDALUP**

**LOCAL GOVERNMENT AND PUBLIC PROPERTY LOCAL LAW 1999  
PROHIBITED SMOKING AREAS – DIAGRAM 1**

**Diagram 1 – Hillarys Marina Beach**



