



**ACTIVITIES IN THOROUGHFARES AND PUBLIC PLACES  
AND TRADING  
AMENDMENT LOCAL LAW 2022**

*Local Government Act 1995*

**LOCAL GOVERNMENT ACT 1995**

**SHIRE OF BROOMEHILL-TAMBELLUP**

**ACTIVITIES IN THOROUGHFARES AND PUBLIC PLACES AND  
TRADING AMENDMENT LOCAL LAW 2022**

Under the powers conferred by the *Local Government Act 1995* and under all other powers enabling it, the Council of the Shire of Broomehill-Tambellup resolved on 28 July 2022 to make the following local law.

**PART 1 - PRELIMINARY**

**1. Citation**

This local law may be cited as the *Shire of Broomehill-Tambellup Activities in Thoroughfares and Public Places and Trading Amendment Local Law 2022*.

**2. Commencement**

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

**3. Principal local law**

This local law amends the *Shire of Broomehill-Tambellup Activities in Thoroughfares and Public Places and Trading Local Law 2020* as published in the *Government Gazette* on 5 March 2021.

**PART 2 – AMENDMENTS**

**4. Clause 2.4 amended**

Delete clause 2.4 and replace with the following:

**2.4 Permit required**

(1) Where it is likely that works on a lot will involve vehicles leaving a thoroughfare and entering the lot, the person responsible for the works shall obtain a permit for the construction of a temporary crossing to protect the existing carriageway, kerb, drains and footpath, where –

- (a) a crossing does not exist; or
- (b) a crossing does exist, but the nature of the vehicles and their loads is such that they are likely to cause damage to the crossing.

(2) The *person responsible for the works* in subclause (1) is to be taken to be

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- (a) The person named on the building permit issued under the *Building Act 2011*, if one has been issued in relation to the works; or
  - (b) the registered proprietor of the lot, if no building permit has been issued under the *Building Act 2011* in relation to the works.
- (3) If the local government approves an application for a permit for the purpose of subclause (1), the permit is taken to be issued on the condition that until such time as the temporary crossing is removed, the permit holder shall keep the temporary crossing in good repair and in such a condition so as not to create any danger or obstruction to persons using the thoroughfare.

**5. Clause 2.8(2) amended**

In clause 2.8(2) delete subclause 2.8(2)(c) and replace with the following:

- (c) the installation of an acceptable material, being all forms of loose aggregate materials such as pebbles, stones, crushed brick and gravel materials that are no larger than 50mm and no smaller than 20mm in diameter and contained within the verge area at all times; or

**6. Clause 5.16 amended**

(1) Clause 5.16(b)(i) is deleted.

(2) In clause 5.16(b) replace the dash with a full stop.

**7. Clause 6.7(2) amended**

After clause 6.7(2)(c) insert the following:

- (d) in the case of a trader, carry on trading from a public place, unless there is adequate parking for customers' vehicles reasonably close to the place of trading.

**8. Clause 6.11(1) amended**

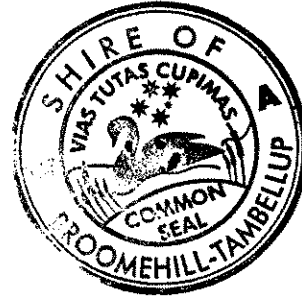
After 6.11(1)(c) insert the following:

- (d) be solely responsible for all and any costs associated with the removal, alteration, repair, reinstatement or reconstruction of any part of the public place arising from the conduct of the Facility.

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Dated 28 JULY 2022

The Common Seal of the }  
Shire of Broomehill-Tambellup }  
was affixed by authority of a }  
resolution of the Council in the }  
presence of: }



*m e white*

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CR MICHAEL WHITE  
SHIRE PRESIDENT

*Anthony Middleton*

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ANTHONY MIDDLETON  
CHIEF EXECUTIVE OFFICER