

## *Local Government Act 2009*

### **SUNSHINE COAST REGIONAL COUNCIL (MAKING OF AMENDMENT LOCAL LAW AND AMENDMENT SUBORDINATE LOCAL LAW) NOTICE (NO.3) 2019**

#### **Making of local law and subordinate local law**

1. Pursuant to the provisions of the *Local Government Act 2009*, the Sunshine Coast Regional Council made, by resolution on 12 December 2019, the following laws:
  - *Amendment Local Law No. 2 (Miscellaneous) 2019*; and
  - *Amendment Subordinate Local Law No. 3 (Miscellaneous) 2019*.

#### **Local law amended**

2. *Amendment Local Law No. 2 (Miscellaneous) 2019* amends the following local laws:
  - *Local Law No. 1 (Administration) 2011*;
  - *Local Law No. 2 (Animal Management) 2011*;
  - *Local Law No. 3 (Community Health and Environmental Management) 2011*;
  - *Local Law No. 5 (Parking) 2011*;
  - *Local Law No. 7 (Sunshine Coast Airport) 2017*.

#### **Subordinate local laws amended**

3. *Amendment Subordinate Local Law No. 3 (Miscellaneous) 2019* amends the following subordinate local laws:
  - *Subordinate Local Law No. 1 (Administration) 2016*;
  - *Subordinate Local Law No. 2 (Animal Management) 2011*;
  - *Subordinate Local Law No. 4 (Local Government Controlled Areas, Facilities, Infrastructure and Roads) 2011*;
  - *Subordinate Local Law No. 5 (Parking) 2011*.

#### **Authorising local laws for subordinate local law**

4. *Amendment Subordinate Local Law No. 3 (Miscellaneous) 2019* is authorised to be made by the following local laws:
  - *Local Law No. 1 (Administration) 2011*;
  - *Local Law No. 2 (Animal Management) 2011*;
  - *Local Law No. 4 (Local Government Controlled Areas, Facilities, Infrastructure and Roads) 2011*;
  - *Local Law No. 5 (Parking) 2011*.

#### **Purpose and general effect of the local law and subordinate local laws**

5. The purpose and general effect of *Amendment Local Law No. 2 (Miscellaneous) 2019* is to:
  - make minor amendments to provisions about the criteria for granting approvals, the power to remove unauthorised structures and the process for applying proceeds of sale of impounded items, to clarify issues or bring the provisions into line with current laws;
  - update a number of out of date references and remove redundant provisions in various local law provisions;
  - include a new prescribed activity for making amplified music noise in a special entertainment precinct;
  - include a new prescribed activity to enable the Council to issue approvals for building noise and building site delivery noise outside of normal hours in clearly defined circumstances;

- include a new prescribed activity to regulate the temporary placement of shipping containers on residential properties;
  - clarify or enhance animal management requirements relating to: effective management of animals in public places and dog off-leash areas, exchanging details following animal harm incidents, proper enclosures for animals, collars for regulated dogs and the penalty for breaching a minimum standard for keeping animals;
  - make changes to the animal management provisions to improve Council's ability to ensure dogs are registered and cats and dogs are implanted in accordance with current law;
  - clarify the powers for authorised persons to mark tyres for enforcement purposes.
6. The purpose and general effect of *Amendment Subordinate Local Law No. 3 (Miscellaneous) 2019* is to:
- insert provisions and schedules required to give effect to the new prescribed activities created in *Amendment Local Law No. 2 (Miscellaneous) 2019*;
  - make minor changes to the animal management provisions, including updating a prohibited areas map, increasing requirements for declared dangerous animals, and changing requirements about cats and dogs wearing identification at a place other than their registered address;
  - remove part of a dog off-leash area at Bokarina Beach;
  - prescribe new restricted activities to implement the Council's Lake Management Plans;
  - amend the categories of parking permit and requirements for commercial vehicle identification labels;
  - update a number of out of date references and make various enhancements to improve the functioning of the subordinate local laws.

#### **Anti-competitive provisions**

7. *Amendment Local Law No. 2 (Miscellaneous) 2019* and *Amendment Subordinate Local Law No. 3 (Miscellaneous) 2019* contain anti-competitive provisions.

#### **Inspection**

8. A copy of the local law and subordinate local law may be inspected and purchased at the Council's public office and may be viewed on the department's website at <http://www.dlgrma.qld.gov.au/local-government/laws/local-laws-database.html>