

LOCAL GOVERNMENT ACT 1995*Shire of Murray***HEALTH AMENDMENT LOCAL LAW 2023**

Under the powers conferred on it by the *Local Government Act 1995* and under all other enabling powers, the Council of the Shire of Murray resolved on 23 March 2023 to make the following local law.

1. Citation

This local law may be cited as the *Shire of Murray Health Amendment Local Law 2023*.

2. Commencement

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

3. Principal Local Law

In this local law the *Shire of Murray Health Local Law 2018* as published in the *Government Gazette* on 7 March 2018 is referred to as the Principal Local Law.

4. Principal Local Law amended

The principal local law is amended as described in the following schedule—

| Item | Sections affected | Description |
|------|-------------------------------------|--|
| 1 | Clause 5.18 | Subclause (1) delete "0.5 hectares" and insert "1 hectare" Subclause (8)(a)(iii) delete "11 square metres" and insert "9 square metres" Subclause (8)(f)(vi) delete "28 square metres" and insert "16 square metres" Insert Subclause "(9) An Authorised Officer may apply relevant conditions, or require a reduction of the number of approved animals on any premises within the district, or alternatively prohibit the keeping of approved animals on a particular premises, if the conditions of this Division are not complied with or if unreasonable noise or a nuisance is being caused." |
| 2 | Clause 5.21(1) | Insert definition: " noisy birds are species of birds that are capable of emitting sound levels of 85dBA or greater, and includes roosters and cockatoos;" |
| 3 | Clause 5.24 | Amend title to "Noisy birds" Subclause (1) delete "2 hectares or less, keep or permit to be kept on those premises, any one or more of the following birds" and insert "4 hectares or less, keep or permit to be kept on those premises, any noisy bird or any one or more of the following birds" |
| 4 | Clause 8.7 | Subclause (2)(b)(i) delete "lodging house" and insert "accommodation" Subclause (2)(b)(ii) delete "Part" and insert "local law" |
| 5 | Schedule 14— Prescribed Offences | Item 15—delete "5.5(1)" and insert "5.5", delete "Commenced works involving clearing of land without an approved Dust Management Plan" and insert "Failed to manage dust on land" Item 17 delete "5.6(4)" and insert "5.6" Item 31 delete "2 hectares" and insert "4 hectares" |

Dated this 24th day of July 2023.

The Common Seal of the Shire of Murray was hereunto affixed in the presence of—

DAVID BOLT, Shire President.
TRACIE UNSWORTH, Acting Chief Executive Officer.