

Local Government Act 1995

Local Government (Derby-West Kimberley) Change Order 2023

Made by the Governor in Executive Council.

1. Citation

This order is the *Local Government (Derby-West Kimberley) Change Order 2023*.

2. Commencement

This order comes into operation as follows —

- (a) clauses 1 and 2 — on the day on which this order is published in the *Gazette*;
- (b) the rest of the order — on the day after that day.

3. Terms used

- (1) In this order —

commencement day means the day on which clause 4 comes into operation;

next election day means the first ordinary election day for the Shire of Derby-West Kimberley that falls after commencement day;

ordinary election means an ordinary election for the Shire of Derby-West Kimberley.

- (2) If a term used in this order is given a meaning in section 2.16A of the Act, it has the same meaning in this order.

4. Change in number of councillors

For the purposes of section 2.18A(1)(a) of the Act, on and from next election day, the number of offices of councillor that the council of the Shire of Derby-West Kimberley is to have is 8.

Notes for this clause:

1. The provision of this clause is made in consequence of the estimate of the district of Derby-West Kimberley's population specified in the *Local Government (Population Estimates) Order 2023*.
2. The effect of this clause is to decrease on next election day the number of offices of councillor that the council of the Shire of Derby-West Kimberley is to have from 9 to 8, which will be the maximum number of offices of councillor permitted for that council under section 2.17(4)(b) of the Act.

5. Consequential directions

In order to give effect to clause 4 —

- (a) Part 4 of the Act applies to preparing for and conducting any ordinary election for which next election day is the ordinary election day as if the changes effected by clause 4 take effect on commencement day; and
- (b) the operation of Part 4 of the Act is modified to the extent necessary for the purposes of paragraph (a).

K. COLLERAN, Clerk of the Executive Council.
