

Local Government Act 1995

Local Government (Ngaanyatjarraku) Transitional Order 2023

Made by the Governor in Executive Council.

1. Citation

This order is the *Local Government (Ngaanyatjarraku) Transitional 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 Ngaanyatjarraku that falls after commencement day;

ordinary election means an ordinary election for the Shire of Ngaanyatjarraku.

- (2) If a term used in this order is given a meaning in Schedule 9.3 clause 59(1) of the Act, it has the same meaning in this order.

4. Change in number of councillors

For the purposes of Schedule 9.3 clause 59(4) of the Act, on and from next election day, the number of offices of councillor that the council of the Shire of Ngaanyatjarraku is to have is 5.

Note for this clause:

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 Ngaanyatjarraku is to have from 8 to 5.

5. Terms of all councillors to end

For the purposes of Schedule 9.3 clause 59(7) of the Act, the Act applies as if the Table to section 2.28 of the Act provided for the terms of all councillors on the council of the Shire of Ngaanyatjarraku to end on next election day.

Note for this clause:

In accordance with Schedule 9.3 clause 59(8) of the Act —

- (a) an ordinary election is to be held for the purpose of filling all offices of councillor on the council of the Shire of Ngaanyatjarraku (which under clause 4 will be 5 offices); and
- (b) item 4A in the Table to section 2.28 of the Act applies to a councillor elected at that ordinary election as if the provision made by this clause were made by a change order under section 2.18A(8) of the Act.

6. Consequential directions

In order to give effect to clauses 4 and 5 —

- (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.
