

# Local Govt Controlled Areas and Roads - Local Law (Amending) Local Law No. 7 (Local Government Controlled Areas and Roads) 2019 and Subordinate Local Law (Amending) Subordinate Local Law No. 7.1 (Local Government Controlled Areas and Roads) 2019

## Local Law No. 7 (Local Government Controlled Areas and Roads) 2013 and Subordinate Local Law 7.1 (Local Government Controlled Areas and Roads) 2013

This document relates to Council's current *Local Law No. 7 (Local Government Controlled Areas and Roads) 2013* and *Subordinate Local Law 7.1 (Local Government Controlled Areas and Roads) 2013* whose objective is to:

- a) protect the health and safety of persons using local government controlled areas and roads;
- b) preserve the features and amenity of the natural and built environment under the local government's control;
- c) prescribe appropriate standards of conduct on local government controlled areas and roads;
- d) provide direction on use of and access to local government controlled areas and roads; and
- e) protect the assets of the local government.

## Have your say

Council has reviewed the existing laws and is seeking your feedback on the proposed amendments.

The consultation period will be from 6.00 am on Wednesday 17 July to 6.00 am on Wednesday 7 August.

To have your say a written submission must be received supporting or objecting to the proposed local laws on or before the last day of the consultation period stating:

- your personal details
- The grounds for your submission (if you support/object to the proposed amendments)
- The facts and circumstances relied on in support of the grounds (the reasons why you support/object to the proposed amendments)

The submission can be made by visiting [ipswich.qld.gov.au/locallawreview](http://ipswich.qld.gov.au/locallawreview) and

- electronically using the 'Have Your Say' link which will be available from 6.00 am on Wednesday 17 July to 6.00 am on Wednesday 7 August
- or completing the form provided and
  - delivering to council's Administration Building at 45 Roderick Street, Ipswich during office hours
  - send to council at PO Box 191, Ipswich QLD 4305

All submissions must be formally received at Council no later than 6.00 am on Wednesday 7 August.

To review a copy of *Local Law No. 7 (Local Government Controlled Areas and Roads) 2013* and *Subordinate Local Law 7.1 (Local Government Controlled Areas and Roads) 2013* and the amending laws please visit [ipswich.qld.gov.au/locallawreview](http://ipswich.qld.gov.au/locallawreview) or collect a copy from council's Administration Building at 45 Roderick Street, Ipswich during office hours.

Note: you will need to read the amending laws in conjunction with the existing laws.

## Local law review

The local law review has resulted in the preparation of *Local Law (Amending) Local Law No. 7 (Local Government Controlled Areas and Roads) 2019* and *Subordinate Local Law (Amending) Subordinate Local Law 7.1 (Local Government Controlled Areas and Roads) 2019*. It is noted that there have been no anti-competitive provisions identified in the amended law.

A review has been conducted and drafting undertaken to:

- a. correct typographical errors and inconsistencies; and an improved layout and formatting to the law to assist with greater readability;
- b. inclusion of clearer and more detailed standard conditions on permits to assist applicants understand requirements of the activity;
- c. Inclusion of minimum standards for behavior and entry/use of local government controlled areas (Council buildings, libraries, public pools etc);
- d. Clearer instruction on the process for constructing, maintaining, repairing or removing vehicular crossings; and
- e. Key amendments to the subordinate local law as detailed in the below table:

Related Section	What is changing?	Why is it changing?	Enforcement expectations
<b>Schedule 2 – greater clarity on permit regulated activities</b>	<p>Inclusion of new permit regulated activities:</p> <ul style="list-style-type: none"> <li>▪ Carrying out works or interfering with a road or its operation</li> <li>▪ Personal Tributes*</li> <li>▪ Seasonal Sports Use</li> <li>▪ Personal Training</li> <li>▪ Accessing private property through, via or over a local government controlled area*</li> </ul>	<p>Current laws are broad in terms of use and exclusive use of local government controlled areas. Some activities have been captured broadly previously in legislation but more defined permit regulated activities allow for more precision with standard conditions and assist the applicant understand what they need to apply for and how to comply. The activities marked with an asterisk (*) are brand new activities as a result of customer requests and allowing Council to ensure that its assets are protected and managed accordingly</p>	<p>On complaint or if witnessed by an authorised person (where the activity is occurring without an approval)</p>
<b>Inclusion of a new prohibited activity</b>	<p>Inclusion of:</p> <p>A ceremony or funeral service (other than within a cemetery) where human remains are to be displayed for viewing as part of the ceremony or service.</p>	<p>Council has received requests to hold funeral services in park and facility locations where the casket (with human remains) will be onsite during the service. There are a range of public health issues associated with human remains plus having human remains in a park or facility may impact on others use and enjoyment of the space. In reviewing this matter the whole of community needed to be considered. For this reason, given there are dedicated funeral premises available across the City from many different operators/ businesses, is why this is being prohibited. It should be noted that this does not prohibited the use of parks or facilities for ‘wakes’ and remembrance services (where there are no human remains as part of the service). Appropriate bookings and approvals may be required depending on the site being required for such wakes etc.</p>	<p>On complaint or if witness by an authorised officer.</p>

