

SUBMISSIONS AND COMMENTS ON DRAFT PUBLIC PLACES AND LOCAL GOVERNMENT PROPERTY AMENDMENT LOCAL LAW 2026

Submission	Comment	Officer Response
1. Name Withheld	Clause 3 incorrectly identifies the principal local law as the “Shire of Denmark Public Places and Local Government Property Amendment Local Law 2026”. The law published in the Government Gazette on 6 January 2026 was the “Shire of Denmark Public Places and Local Government Property Local Law 2026”.	Amended.
	Clause 5 contains two paragraphs labelled “(a)”. The second paragraph should be labelled “(b)”.	Amended.
	Clause 5(a)(ii) proposes deleting “her or she” from clause 1.10(2). However, the principal local law uses the words “he or she”. As currently drafted, the amendment may not replace the intended wording.	Amended.
	Clause 10(a)(i) appears to be missing a closing quotation mark after “subclause (1)”.	Clause 10(b)(i) has been amended.
	Clause 15 deletes clause 9.5(4), which currently refers to the maximum period for which the Shire may approve a licence to camp, sleep or erect certain structures in a public place. I understand this deletion is required because regulation 11(2)(a) of the Caravan Parks and Camping Grounds Regulations 1997 was deleted in 2024. However, the amendment does not explain what maximum licence period, policy or assessment criteria will apply after clause 9.5(4) is removed.	Permission to camp on land a person owns or has a legal right to occupy can only be granted under the Caravan Parks & Camping Grounds Regulations 1997. See Regulations 11 and 11A.

	Please clarify whether the deletion could allow the Shire to issue longer or open-ended licences for camping, sleeping in vehicles or erecting structures in public places.	Licence (permit) periods are stipulated in the Regulations.
	Clause 9 corrects the exception applying to children under eight who are accompanied by a parent, guardian or caregiver when using gender-designated toilets or change rooms. However, the principal clause continues to regulate access according to male and female gender signage. Given the stated intention to adopt gender-neutral language where appropriate, please clarify whether the Shire has considered how this provision applies to transgender and non-binary people, families and carers.	Where the Shire is refurbishing or developing facilities, unisex toilets are being made available. In practical terms, a transgender or non-binary person is permitted to access the toilet they consider to be the most appropriate and safe for them.
	Clause 17 changes gendered wording within the provision dealing with the disposal of unclaimed property. It would be helpful for the Shire to confirm publicly that this amendment concerns only unclaimed articles and does not relate to the sale, lease or disposal of Shire-owned land or buildings.	Clause 12.4 does not relate to land or buildings.
2. Department of Local Government, Industry Regulation and Safety	Clause 4: replace the dash with “to”.	Amended.
	Clause 5: redesignate the second paragraph as “(b)”.	Amended.
	Clause 10: redesignate clauses (a) and (b) as “(1)” and “(2)” and realign to the left.	Amended.
	Clause 12: Replace “Delete” with “In clause 6.8 delete”	Amended.
	Clause 18: Replace “Delete” with “In clause 13.22 delete”	Amended.

Local Government Act 1995

Shire of Denmark

**Public Places and Local Government Property
Amendment Local Law 2026**

Local Government Act 1995

Shire of Denmark

**Public Places and Local Government Property
Amendment Local Law 2026**

Under the powers conferred by the *Local Government Act 1995*, and under all other powers enabling it, the Council of the Shire of Denmark resolved on _____ 2026 to make the following local law.

1. Citation

This local law may be cited as the *Shire of Denmark Public Places and Local Government Property Amendment Local Law 2026*.

2. Commencement

This local law commences 14 days after the day on which it is published in the *Government Gazette*.

3. Principal Local Law

In this local law the *Shire of Denmark Public Places and Local Government Property Amendment Local Law 2026* as published in the *Government Gazette* on 6 January 2026 is referred to as the Principal Local Law.

4. Principal Local Law amended

The Principal Local Law is amended as set out in clauses 5 ~~—to~~ 18 of this local law.

5. Clause 1.10 amended

(a) In subclause 1.10(1) delete “his or her” and insert “a person’s”.

~~(a)~~(b) In subclause 1.10(2):

- (i) delete “his or her” and insert “a person’s”; and
- (ii) delete “he~~r~~ or she” and insert “a person”.

6. Clause 2.7 amended

In subclause 2.7(h)(ii) delete “*Firearms Act 1973*” and insert “*Firearms Act 2024*”.

7. Clause 3.1 amended

In subclause 3.1(1)(h) delete “her or his” and insert “the employee’s”.

8. Clause 3.2 amended

In subclause 3.2(1) delete “her or his” and insert “the person’s” in both instances where the term appears.

9. Clause 5.2 amended

In subclause 5.2(2) delete “Subclause (1)(a) and (d)” and insert “Subclause (1)(a) and (b)”.

10. Clause 5.6 amended

1. In subclause 5.6(1)(b) delete “he or she” and insert “the person”.

2. In subclause 5.6(2)
 - (a) after “subclause (1)” insert “a”; and
 - (b) delete “his or her” and insert “the authorised person’s”.

11. Clause 5.7 amended

In clause 5.7:

- (a) in the definition of “aircraft” delete “*Civil Aviation Act 1988 (Commonwealth)*” and insert “*Civil Aviation Act 1988 (Cth)*”; and
- (b) in the definition of “airport” delete “*Civil Aviation Act 1988 (Federal)*” and insert “*Civil Aviation Act 1988 (Cth)*”.

12. Clause 6.8 amended

In clause 6.8 delete “she or he” and insert “that person”.

13. Clause 7.3 amended

In subclause 7.3(1) delete “her or his” and insert “their” in both instances where the term appears.

14. Clause 7.9 amended

In subclause 7.9(2) delete “her or his” and insert “their”.

15. Clause 9.5 amended

In clause 9.5 delete subclause 9.5(4).

16. Clause 11.2 amended

In subclause 11.2(2)(a) delete “section” and insert “regulation”.

17. Clause 12.4 amended

In subclause 12.4(c)(ii) delete “he or she” and insert “the authorised person”.

18. Clause 13.22 amended

In clause 13.22 delete “her or his” and insert “their”.

Dated this _____ day of _____ 2026.

The Common Seal of the **Shire of Denmark** was affixed by authority of a resolution of the Council in the presence of -

Signature of President

Full name of President

Signature of Chief Executive Officer

Full name of Chief Executive Officer