

SHIRE OF BROOME - CEMETERIES LOCAL LAW 2012

This document is to accompany the Cemeteries Local Law 2012.

The Joint Standing Committee on Delegated Legislation (JSCDL) in a letter dated 20 June 2013 sought a number of undertakings relating to the Cemeteries Local Law 2012.

At the Ordinary Meeting of Council held 17 July 2013 (Item 9.4.2 – Amendment to Cemeteries Local Law 2012) Council resolved to provide the following undertakings to the JSCDL.

- a. *To not exclude ‘assistance animals’, as defined in section 9(2) of the Disability Discrimination Act 1992 (Cth) from cemeteries in its district;*
- b. *Insert provisions to deal with the licensing of monumental masons (as set out in Part 7, Division 4 of the WALGA Model Local Laws Manual 2010); **(Amendment to address this undertaking Gazetted 14 January 2014.)***
- c. *Set out modified penalties in the Local Law in accordance with section 55(1)(q) of the Cemeteries Act 1986 as an additional column in Schedule 1; **(Amendment to address this undertaking Gazetted 14 January 2014.)***
- d. *Amend clause 3.3(2) to correctly refer to “Funeral Director” (three occurrences), as defined in clause 1.4 of the Local Law; **(Amendment to address this undertaking Gazetted 14 January 2014.)***
and that
- e. *All consequential amendments arising from the undertakings above will be made;*
- f. *Clauses 3.3(2), 8.2, 9.2(2) and Schedule 1 of the Local Law will not be enforced in a manner contrary to the undertakings given by Broome Shire Council;*
- g. *The undertakings will be completed within six months of the date of the Shire’s letter giving the undertakings;*
- h. *The Shire of Broome will provide a copy of the minutes of the meeting at which the Broome Shire Council resolves to provide the undertakings; and*
- i. *Where the Local Law is made publicly available, whether in hard copy or electronic form, it be accompanied by a copy of these undertakings.*