

# **SHIRE OF QUAIRADING**

## **DISCUSSION PAPER**

**ON**

**BY-LAWS RELATING TO  
BUILDINGS - BRICK AREA.**

## **1. INTRODUCTION**

Sections 3.5 of the Local Government Act 1995 provides the power for local governments to make local laws and prescribing all matters that are required or permitted to be prescribed by a local law, or are necessary or convenient for it to perform any of its functions.

## **2. STATUTORY REVIEW OF LOCAL LAWS**

Section 3.16 of the Local Government Act 1995 requires local governments to review their local laws within 8 years of commencement of the local law, or the date a report of a review of the local law was accepted by the local government.

## **3. BY-LAWS RELATING TO BUILDINGS – BRICK AREA**

This by-law was adopted by the Shire on 13<sup>th</sup> November 1969 and gazetted on 24<sup>th</sup> February 1970, with the objective of regulating the type and style of residential buildings to be constructed within a defined area of the Quairading townsite.

Local Planning Schemes now have the ability to provide for the control of size, bulk, height and other design matters relating to development. Local Planning Schemes also contain provisions permitting local governments to establish Local Planning Policies with the intent of providing guidelines for specific development requirements in the district.

It is proposed that this by-law be repealed and established as a Local Planning Policy under the Shires Local Planning Scheme.

## **4. SUBMISSIONS**

Interested persons are invited to make a submission on the review of this local law, which are to be submitted by 4:00pm on 6<sup>th</sup> January 2010 to:

Chief Executive Officer  
Shire of Quairading  
PO Box 38  
QUAIRADING WA 6383

**SHIRE OF QUAIRADING**

**BY-LAWS RELATING TO  
BUILDINGS – BRICK AREA**

**GAZETTED – 24<sup>th</sup> FEBRUARY 1970**

LOCAL GOVERNMENT ACT, 1960-1969.  
The Municipality of the Shire of Quairading.  
By-law Relating to Buildings-Brick Area.

IN pursuance of the powers conferred upon it by the abovementioned Act and of all other powers enabling it, the Council of the abovementioned Municipality hereby records having resolved on the 13th day of November, 1969, to make and submit for confirmation by the Governor the following by-laws:

1. No person shall erect or cause to be erected any residential building in that portion of the district of the Shire of Quairading as is described in the Schedule A hereto unless all outer walls of the building are constructed of brick, reinforced concrete, stone, cement brick or other hard and durable fire resisting material approved by the Council.
2. No person shall erect or cause to be erected any building in that portion of the district of the Shire of Quairading as is described in the Schedule B hereto unless the front walls of such buildings are constructed of brick, reinforced concrete, stone, cement brick or other hard and durable fire resisting material approved by the Council.
3. Any person or persons who commits a breach of these by-laws shall on conviction be liable to a maximum penalty of two hundred dollars and to a maximum daily penalty of ten dollars for each day during which the offence continues.

Schedule A.

- (1) All those blocks of land within the boundary of the Quairading Townsite that are situated south of Suburban Road except all lots facing Ashton Street.
- (2) All blocks of land that face the northern side of Suburban Road in the Townsite of Quairading.

Schedule B.

All blocks of land that face the northern side of Heal Street, between Junction Road and McLennan Street in the Townsite of Quairading.

Dated the 9th day of December, 1969.

The Common Seal of the Shire of Quairading  
was hereunto affixed by Authority of a  
Resolution of the Council in the presence of-

A. C. KELLY, President.  
C. J. SPRAGG, Shire Clerk.

Recommended-

L. A. LOGAN, Minister for Local Government.

Approved by His Excellency the Governor in Executive Council this 4th day of February, 1970.

W. S. LONNIE, Clerk of the Council.