

**LOCAL GOVERNMENT ACT 1995  
BUSH FIRES ACT 1954**

**CITY OF KARRATHA**

**BUSH FIRE BRIGADES AMENDMENT LOCAL LAW 201~~78~~<sup>87</sup>**

Under the powers conferred by the *Local Government Act 1995*, *Bush Fires Act 1954* and under all other powers enabling it, the Council of the City of Karratha resolved on XXXX to make the following local law.

**PART 1 - PRELIMINARY**

**1. Citation**

This local law may be cited as the *City of Karratha Bush Fire Brigades Amendment Local Law 201~~78~~<sup>87</sup>*.

**2. Commencement**

This local law comes into operation 14 days after the date of its publication in the *Government Gazette*.

**3. Principal local law**

This local law amends the *Shire of Roebourne Bush Fire Brigades Local Law*, published in the *Government Gazette* on 16 June 2003.

**4. Title amended**

The title of the local law is amended by deleting “Shire of Roebourne” and inserting “City of Karratha”.

**5. Clause 1.1 amended**

In clause 1.1 delete “Shire of Roebourne” and insert “City of Karratha”.

**6. Clause 1.4 inserted 2 amended**

Insert the following clause after clause 1.3 – ~~Clause 1.2 is amended as follows –~~

**1.4 Clause 1.2**

(1) In clause 1.2(1) –

(a) Insert the following definitions in alphabetical order –

(i) “**active member**” is defined in clause 4.2;

(ii) “**Bush Fire Control Officer**” means a bush fire control officer appointed under the Act;

(iii) “**DFES Department**” means the ~~Department of Fire and Emergency Services established by the department of the Public Service principally assisting in the administration of the~~ *Fire and Emergency Services Act 1998*;

(iv) “**district**” means the district of the local government;

(v) “**normal brigade activities**” is defined by section 35A of the Act;

(b) In the definition for “brigade member” delete “a fire fighting member” and insert “an active member”;

(c) In the definition of “Bush Fire Operating Procedures” delete “Bush Fire” and insert “**DFES Department** Standard”, and delete “adopted by the local government<sup>[CA1]</sup>”;

~~(d) In the definition of “CEO” delete “Shire of Roebourne” and insert “City of Karratha”;~~

(e) In the definition of “local government” delete “Shire of Reeboorne” and insert “City of Karratha”;

(ef) In the definition of “Rules” delete “Rules Governing the Operation of Bush Fire Brigades” and insert “Bush Fire Brigade Operational and Management Guide”;

(fg) Delete the definition for “Authority”.

(gh) Delete the definition for “fire fighting member”.

**7. ~~Clause 2.2 amended~~**

In clause 2.2(5) after “(2)” insert “.”.

**8.**

**7. Clause 3 amended**

Insert the following after clause 3.3 –

**3.4 First Schedule amended**

The First Schedule is amended as follows -

(a) in the Schedule title, delete “RULES GOVERNING THE OPERATION OF BUSH FIRE BRIGADES” and insert “BUSH FIRE BRIGADE OPERATIONAL AND MANAGEMENT GUIDE”;

(b) delete “the Authority” and insert “~~DFES~~the Department” in every instance;

(c) delete “FESA” and insert “~~DFES~~Department” in every instance;

(d) delete “May” and insert “January” in every instance; and

(e) in clause 3.1 of the First Schedule, delete “Bush Fire Operating Procedures” and insert “~~DFES~~Fire and Emergency Services Commissioner Standard Operating Procedures”; and

(f) In clause 3.1 of the First Schedule, delete “fire fighting” and insert “normal brigade”.

—In clause 5.4 of the First Schedule, delete “offices (whether vacant or not) of member” and insert “members”

**8. Additional clauses inserted**

Insert the following clauses after clause 3 –

**“4. Part 2 amended**

**4.1 — Clause 2.3 amended**

In clause 2.3-

(a) delete all instances of “Bush Fire Operating Procedures” and insert “~~Fire and Emergency Services Commissioner~~ ~~DFES~~ Standard Operating Procedures”;

(b) delete all instances of “other persons” and insert “all persons”;

**9. — 4.2 Clause 2.7 amended**

In clause 2.7 delete “Bush Fire Operating Procedures” and insert “~~Fire and Emergency Services Commissioner~~ ~~DFES~~ Standard Operating Procedures”.

**5. Part 3 amended**

**10. 5.1 Clause 3.2 amended**

In clause 3.2 delete “Bush Fire Operating Procedures” and insert “DFES Fire and Emergency Services Commissioner Standard Operating Procedures”.

**11. 5.2 Clause 3.7 amended**

In clause 3.7 after the word “next” insert “annual”

**6. Part 4 amended**

**12. 6.1 Clause 4.1 amended**

In clause 4.1 delete “Fire fighting members” and insert “Active members”.

**13. 6.2 Clause 4.2 amended**

Clause 4.2 is amended as follows -

- (a) ~~(1)~~ In the clause title, delete “Fire fighting member” and insert “Active member”.
- (b) ~~(2)~~ In clause 4.2 delete “Fire fighting member” and insert “Active member”.
- (c) Delete “bush fire”

**14. 6.3 Clause 4.3 amended**

Clause 4.3 is amended as follows –

- (a) After “render other” insert “voluntary”.
- (b) Delete “fire fighting members” and insert “active members”.

**15. 6.4 Clause 4.4 amended**

Clause 4.4 is amended as follows -

- (a) In subclause (a) delete “15” and insert “16”.
- (b) In subclause (f) after “ranks under” delete “the Authority’s” and insert “the brigade’s”.
- (be) In subclause (d) delete “a fire fighting member” and insert “an active member”.
- (c) In subclause (f) after “ranks under” delete “the Authority’s” and insert “the brigade’s”.

**7. Part 6 amended**

**16. 7.1 Clause 6.2 amended**

In clause 6.2 delete “May” and insert “January”.

**17. First Schedule amended [CA2]**

The First Schedule is amended as follows:-

- (a) delete “RULES GOVERNING THE OPERATION OF BUSH FIRE BRIGADES” and insert “BUSH FIRE BRIGADE OPERATIONAL AND MANAGEMENT GUIDE”.
- (b) delete “Shire of Roebourne” and insert “City of Karratha”
- (c) delete “the Authority” and insert “DFES”
- (d) delete “FESA” and insert “DFES”
- (e) delete “May” and insert “January”

Dated this ..... day of 201~~7~~8.

The Common Seal of the )  
City of Karratha was affixed )  
by authority of a resolution )  
of the Council in the presence of: )

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**P LONG, MAYOR**

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**C ADAMS, CHIEF EXECUTIVE OFFICER**