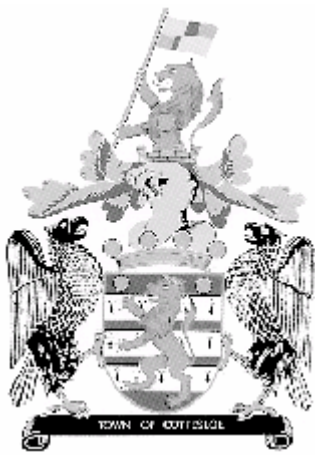


# **TOWN OF COTTESLOE**



## **SPECIAL EVENTS LOCAL LAW 2006**

*Local Government Act 1995*

**August 2006**

(Gazetted 5<sup>th</sup> September 2006, No.153)

**LOCAL GOVERNMENT ACT 1995**

*Town of Cottesloe*

**LOCAL LAW RELATING TO SPECIAL EVENTS 2006**

In pursuance of the powers conferred under the *Local Government Act 1995* and of all other powers enabling it, the Council of the Town of Cottesloe resolved on the 28<sup>th</sup> day of August 2006 to make the following Local Law:

**Citation**

1. This Local Law may be cited as the Town of Cottesloe Special Events Local Law 2006.
2. The Local Law comes into operation on the first day of December 2006.

**Object and Intent**

3. The object and intent of this Local Law is to provide for the control of the possession and consumption of liquor and the possession and use of certain large objects during special events held in public places in the Town of Cottesloe.

**Inconsistency**

4. In any circumstances where there is an inconsistency between this Local Law and any other Town of Cottesloe Local Law, to the extent of any inconsistency, this Local Law prevails.

**Interpretation**

5. In this Local Law the following definitions apply:

**“alcohol free location”** means an alcohol free location as described in Schedule 1 to this Local Law;

**“large object”** includes:

- a) a lounge chair;
- b) a couch;
- c) a bed;
- d) a mattress;
- e) a refrigerator;
- f) a spa;
- g) a swimming pool;
- h) a wading pool;
- i) a table with any dimension greater than 1.2 metres;
- j) an esky or box with any dimension greater than 1 metre; or

- k) any other object with any dimension greater than 1.5 metres but excluding shade structures (such as beach umbrellas or beach tents) which may have a maximum permissible dimension of 2.5 metres;

“**licensed premises**” has the meaning given to it by the *Liquor Licensing Act 1988*;

“**liquor**” has the meaning given to it by the *Liquor Licensing Act 1988* and includes liquor enclosed in a sealed container;

“**Local Law**” means, unless the context requires otherwise, this Town of Cottesloe Special Events Local Law 2006;

“**public place**” includes public property, thoroughfares and any place that is on private property that the public are allowed to use but does not include an al fresco dining area or licensed premises;

“**public property**” means anything whether land or not, which belongs to, or is vested in, or under the care, control or management of the Town of Cottesloe;

“**special event day**” means a special event day as described in Schedule 1 to this Local Law;

“**special event location**” means a special event location as described in Schedule 1 to this Local Law;

“**thoroughfare**” has the meaning given to it by the *Local Government Act 1995*.

### **Possession of Liquor**

- 6. A person shall not possess liquor in a public place within an alcohol free location on a special event day unless the person:
  - (a) is transporting the liquor to private property or a licensed premises; or
  - (b) has the prior written permission of the Town of Cottesloe.

**Modified Penalty: \$500**

### **Possession of Large Objects**

- 7. A person shall not possess or use a large object in a public place within a special event location on a special event day unless the person:
  - (a) is transporting the large object to private property or a licensed premises;  
or
  - (b) has the prior written permission of the Town of Cottesloe.

**Modified Penalty: \$500**

## **Special Event Location and Special Event Day**

8. The Town of Cottesloe must give local public notice in advance of alcohol free locations, special event locations and special event days.

## **Contraventions that Can Lead to Impounding**

9. For the purpose of section 3.39 of the *Local Government Act 1995* and regulation 29 of the *Local Government (Functions and General) Regulations 1996* a contravention of any clause of this Local Law is a contravention that can lead to impounding.

## **Penalties**

10. Each offence under this Local Law is a prescribed offence for the purpose of section 9.16 of the *Local Government Act 1995*.
11. A person who commits an offence under this Local Law may be liable to a modified penalty.
12. Where an offence under this Local Law is subject to a modified penalty then the amount of the modified penalty is shown in bold print directly after the prescription of the offence.
13. The contravention of any provision of this Local Law is an offence punishable on conviction by a fine not exceeding \$5000.

## ***Schedule 1***

### **ALCOHOL FREE LOCATION, SPECIAL EVENT DAY AND SPECIAL EVENT LOCATION**

#### ***Alcohol free Location***

That area bounded by and including the Perth-Fremantle railway line to the east, Pearse Street to the south and its prolongation easterly to the railway line and westerly to the western boundary of the Town of Cottesloe, the western boundary of the Town of Cottesloe, Eric Street to the north and its prolongation westerly to the western boundary of the Town of Cottesloe and easterly to the railway line.

#### ***Special Event Day***

That period of the day commencing at noon on the 31<sup>st</sup> of December and finishing at midnight each year, and that period of the day commencing at midnight and finishing at noon on the 1<sup>st</sup> of January each year.

#### ***Special Event Location***

That area bounded by and including the Perth-Fremantle railway line to the east, Pearse Street to the south and its prolongation easterly to the railway line and westerly to the western boundary of the Town of Cottesloe, the western boundary of the Town of Cottesloe, Eric Street to the north and its

prolongation westerly to the western boundary of the Town of Cottesloe and easterly to the railway line.

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Dated this 28<sup>th</sup> day of August 2006.

The Common Seal of the Town of Cottesloe  
was affixed by authority of a resolution of the  
Council in the presence of-

KEVIN JOSEPH MORGAN, Mayor  
STEPHEN DAVID TINDALE, Chief Executive Officer