

**LOCAL GOVERNMENT**

LG301

**LOCAL GOVERNMENT ACT 1960****LOCAL GOVERNMENT (INFRINGEMENT NOTICES) REGULATIONS 1991**

Made by His Excellency the Governor in Executive Council.

**Citation**

1. These regulations may be cited as the *Local Government (Infringement Notices) Regulations 1991*.

**Prescribed offences and modified penalties for section 669F**

2. For the purposes of section 669F of the Act—
- (a) an offence or a class of offence in Column 1 of Schedule 1 is a prescribed offence or a prescribed class of offence that may be dealt with under the section; and
  - (b) the amount in Column 2 of Schedule 1 opposite an offence or a class of offence in Column 1 is the modified penalty prescribed to apply in respect of that offence or that class of offence.

Prescribed forms for section 669F

- 3. For the purposes of section 669F of the Act—
  - (a) Form 1 in the Schedule 2 is the prescribed form of an infringement notice; and
  - (b) Form 2 in Schedule 2 is the prescribed form of a notice advising an alleged offender that an infringement notice has been withdrawn under subsection (6) of the section.

Schedule 1

Column 1 (Offence or class of offence)	Column 2 Modified penalty— \$
Building Regulations 1989—	
1. Failing to enclose a swimming pool as required by regulation 38 (1)—	
(a) where a notice under section 245A (5) (b) of the <i>Local Government Act 1960</i> has been served	100
(b) where a notice under section 245A (5) (b) of the <i>Local Government Act 1960</i> has not been served	75

Schedule 2

Form 1

**LOCAL GOVERNMENT ACT 1960**  
**LOCAL GOVERNMENT (INFRINGEMENT NOTICES) REGULATIONS 1991**  
**INFRINGEMENT NOTICE**

Serial No. ....  
 Date ...../...../.....

City/Town/Shire of .....

To: (1) .....

of: (2) .....

It is alleged that on ...../...../..... at (3) .....

..... you committed the following offence—

.....

.....

contrary to section/regulation/by-law ..... of the (4) .....

.....

The modified penalty for the offence is \$ .....

If you do not wish to have a complaint of the above offence heard and determined by a court, you may, within 21 days after this notice is given to you, pay the modified penalty to the council of the City/Town/Shire of .....

at (5) .....

Name and title of authorized person giving the notice .....

..... Signature .....

(1) Name of alleged offender.

(2) Address of alleged offender.

(3) Place where offence was allegedly committed.

(4) Name of the Act, Regulations or By-laws.

(5) Place where modified penalty can be paid.

Form 2

**LOCAL GOVERNMENT ACT 1960**  
**LOCAL GOVERNMENT (INFRINGEMENT NOTICES) REGULATIONS 1991**  
**NOTICE OF WITHDRAWAL OF INFRINGEMENT NOTICE**

Serial No. ....  
 Date ...../...../.....

City/Town/Shire of .....

To: (1) .....

of: (2) .....

Infringement Notice No. .... dated ...../...../..... for the alleged offence of .....

.....

.....

has been withdrawn.

The modified penalty of \$ .....—

\* having been paid, is refunded herewith.

\* has not been paid and should not be paid.

Name and title of prescribed person giving the notice of withdrawal .....

..... Signature .....

(1) Name of alleged offender to whom infringement notice was given.

(2) Address of alleged offender.

(\*Delete as appropriate).

8 January 1991.

By His Excellency's Command,

M. WAUCHOPE, Clerk of the Council.

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