
LOCAL GOVERNMENT

LG301*

Local Government Act 1995

Broomehill-Tambellup District Order 2008

Made by the Governor in Executive Council on the recommendation of the Minister for Local Government.

1. Citation

This order is the *Broomehill-Tambellup District Order 2008*.

2. Commencement

This order comes into operation as follows:

- (a) clauses 1 and 2 — on the day on which this order is published in the *Gazette*;
- (b) the rest of the order — on the day after that day.

3. Terms used in this Order

In this order —

“**Act**” means the *Local Government Act 1995*;

“**new district**” means the district declared, named and designated under clause 5;

“**new shire**” means the local government of the new district;

“**poll day 2008**” means —

- (a) 18 October 2008; or
- (b) if another day for the holding of polls is fixed under section 4.7(2) of the Act —
 - (i) for all local governments; or
 - (ii) for the new shire, or for local governments, or a class of local governments including the new shire,

that other day.

4. Districts abolished

The districts named Broomehill and Tambellup are abolished on 1 July 2008.

5. District declared

- (1) As from and including 1 July 2008 the area of the State described in Schedule 1 is declared to be a district.
- (2) The district is named Broomehill-Tambellup.
- (3) The district is designated a shire.

6. District divided into wards

- (1) The new district is divided into 2 wards.
- (2) The 2 wards are named as follows —
 - (a) North Ward;
 - (b) South Ward.
- (3) The boundaries of the 2 wards are set out in Schedule 2.

7. Councillors for the new shire

- (1) The number of offices of councillor on the council of the new shire is 9.
- (2) The number of offices of councillor for each ward is as follows —
 - (a) for the North Ward — 4;
 - (b) for the South Ward — 5.

8. How first president is to be elected

The first president of the new shire is to be elected by the council of the new shire from among the councillors under Schedule 2.3 Division 1 of the Act.

9. Polling day for inaugural election

Any poll needed for the elections to be held under section 4.2 of the Act to elect the councillors of the first council of the new shire is to be held on poll day 2008.

10. Terms of office of new councillors

The terms of the councillors elected to the first council of the new shire must be determined in accordance with section 4.78 of the Act and be such that the shire's first election year is 2009.

11. Commissioner for the new shire appointed

- (1) Janet Grimoldby of 10 Beagle Street, Mosman Park, is appointed to be commissioner of the new shire.
- (2) The appointment made by this clause takes effect on 1 July 2008 and ends when the offices of members of the council of the new shire are filled for the first time and the council holds its first meeting.

12. Statutory appointments continued

If immediately before 1 July 2008 a person holds an appointment made under a written law by the Shire of Broomehill or the Shire of Tambellup for the purpose of enforcing or administering that written law, then on 1 July 2008 the person is to be taken to have been appointed by the new shire under that law for those purposes.

13. Plan for the future, Act s. 5.56 modified

The new shire is not required to prepare a plan under section 5.56 of the Act in the financial year ending on 30 June 2009.

Schedule 1 — Broomehill-Tambellup district boundaries

[cl. 5]

The Broomehill-Tambellup district is the area of the State that, immediately before 1 July 2008, comprised the districts named Broomehill and Tambellup.

Schedule 2 — Ward boundaries

[cl. 6]

1. North Ward

The North Ward is the area of the State that, immediately before 1 July 2008, was in the district named Broomehill.

2. South Ward

The South Ward is the area of the State that, immediately before 1 July 2008, was in the district named Tambellup.

As recommended by the Local Government Advisory Board, I recommend that the orders in clauses 4 to 7 be made.

LJILJANNA RAVLICH, Minister for Local Government.

By Command of the Governor,

M. C. WAUCHOPE, Clerk of the Executive Council.