

SECTION 249 LOCAL GOVERNMENT ACT 1999

CERTIFICATE OF VALIDITY

I, CIMON ANGELA BURKE of Level 6, 19 Gilles Street, Adelaide in the State of South Australia, being a legal practitioner within the meaning of the *Legal Practitioners Act 1981*, declare that I have examined the following by-law:

The Flinders Ranges Council

By-law No 8 – Local Government Land (Public Facilities) Amendment By-law 2022

A By-law to amend the Local Government Land By-law 2022 of The Flinders Ranges Council

and do certify that in my opinion:

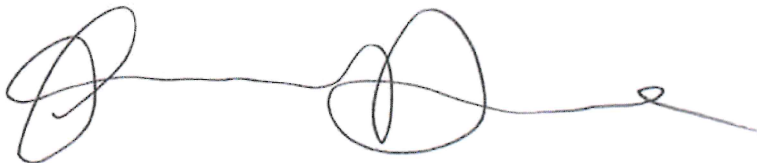
The Flinders Ranges Council

has the power to make the by-law by virtue of the following statutory provisions:

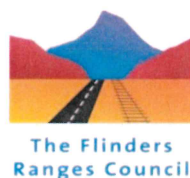
Local Government Act 1999: sections 246 and 249(6)(d);

and the by-law is not in conflict with the *Local Government Act 1999*.

DATED the 14th day of December 2022

A handwritten signature in blue ink, consisting of a large, stylized 'C' followed by a horizontal line and a small loop at the end.

Cimon Burke, Legal Practitioner



THE FLINDERS RANGES COUNCIL

LOCAL GOVERNMENT LAND (PUBLIC FACILITIES) AMENDMENT BY-LAW 2022

By-law No. 8 of 2022

A By-law to amend the Local Government Land By-law 2022 of The Flinders Ranges Council

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PART 1 – PRELIMINARY

1. Title

This By-law may be cited as the '*Local Government Land (Public Facilities) Amendment By-law 2022*' and is By-law No. 8 of The Flinders Ranges Council.

2. Authorising Law

This By-law is made under sections 246 and 249 of the *Local Government Act 1999*.

3. Purpose

The objective of this By-law is to amend clause 10.1.5 of the *Local Government Land By-law 2022*, being By-law No. 2 of The Flinders Ranges Council, in the manner set out in Part 2.

4. Commencement, Revocation and Expiry

4.1 Pursuant to section 249(6)(d) of the *Local Government Act 1999*, this By-law will take effect on the date that it is published in the Government Gazette.

4.2 This By-law will expire on 1 January 2030.

5. Interpretation

In this By-law, unless the contrary intention appears:

5.1 **Council** means The Flinders Ranges Council; and

5.2 **LGL By-law** means the *Local Government Land By-law 2022* made by the Council on 15 February 2022 and published in the Government Gazette on 3 March 2022.

PART 2 – AMENDMENT OF THE BY-LAW

6. New Public Facilities Provision

6.1 As and from the date that this By-law takes effect, clause 10.1.5 of the LGL By-law is deleted and substituted with the following:

10.1.5 *enter an ablutionary facility unless the person is of the gender indicated in writing or on a sign located on that facility except:*

10.1.5.1 *in the case of a genuine emergency; or*

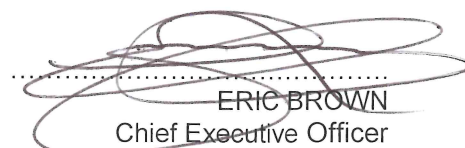
10.1.5.2 *where a vulnerable person is being assisted by the vulnerable person's caregiver, parent or guardian; or*

10.1.5.3 *if the person is intersex, transgender or gender diverse; or*

10.1.5.4 *if the person is a person with a disability; or*

10.1.5.5 *if the person is assisting a person with a disability.*

This By-law was duly made and passed at a meeting of The Flinders Ranges Council held on **20 December 2022** by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.


ERIC BROWN
Chief Executive Officer