

LOCAL GOVERNMENT ACT 1995
SHIRE OF MURRAY
HEALTH AMENDMENT LOCAL LAW 2025

Under the powers conferred on it by the *Local Government Act 1995* and under all other enabling powers, the Council of the Shire of Murray resolved on 27 February 2025 to make the following local law.

1. Citation

This local law may be cited as the *Shire of Murray Health Amendment Local Law 2025*.

2. Commencement

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

3. Principal Local Law

In this local law the *Shire of Murray Health Local Law 2018* as published in the *Government Gazette* on 7 March 2018 is referred to as the Principal Local Law.

4. Principal Local Law amended

The principal local law is amended as described in the following schedule:

Item	Sections affected	Description
1	Clause 1.5	Delete "Act means the Health (Miscellaneous Provisions) Act 1911;" Delete under 'district', "(b) any area placed under the jurisdiction of the local government under section 22 of the Act; and (c) any river, or other water deemed to be within the district of the local government under section 25 of the Act;" Delete under 'Medical Officer', "under the Act" Delete under 'nuisance', "has the meaning given to it in section 182 of the Act" and insert "means a risk of harm to public health" Delete under 'sewer', "except drains to which the word "drain" as defined in the Act applies," and insert "except stormwater drains"
2	Clause 2.1 and 4.1	Delete under 'apparatus for the treatment of sewage', "has the same meaning as in section 3 of the Health (Miscellaneous Provisions) Act" and insert "means any apparatus for the bacteriolytic or aerobic treatment of sewage or any other apparatus for the treatment of sewage approved by the Chief Health Officer and includes any buildings, fittings, works, or appliances used or required in connection with the bacteriolytic or aerobic treatment of sewage, and the disposal of effluent or any residue of such treatment"
3	Clause 2.8	Delete "Sewerage (Lighting, Ventilation and Construction) Regulations 1971 and the"
4	Clause 2.12 and 2.13	Delete "Health Act (Laundries and Bathrooms) Regulations and the"
5	Clause 3.5	After 'occupier', delete "of a house" and insert "of a property"
6	Clause 3.5(c)	Insert after 'purposes', "or use as a dwelling, without local government approval, and complied (in case a conditional consent is given) with such conditions as the local government has seen fit to impose"

7	Clause 4.7	Under 'refuse disposal site', delete "under the Act"
8	Clause 5.18(1)	Delete "1 hectare" and insert "4 hectares"
9	Clause 5.18(8)	After 'ensure' insert "unless otherwise approved"
10	Clause 8.1	Under 'lodging house' delete "has the same meaning as defined in Section 3 of the Health (Miscellaneous Provisions) Act 1911 and insert "means any building or structure, permanent or otherwise, and any part thereof, in which provision is made for lodging or boarding more than 6 persons, exclusive of the family of the keeper thereof, for hire or reward; but the term does not include — (a) premises licensed under a publican's general licence, limited hotel licence, or wayside-house licence, granted under the <i>Liquor Licensing Act 1988</i> ; or (b) residential accommodation for students in a non-government school within the meaning of the <i>School Education Act 1999</i> ; or (c) any building comprising residential flats; or (d) any Class 1 building as defined in the Building Code;
11	Clause 8.2b, 8.2c, 8.3, 8.4, 8.5, 8.6, 8.7, and 8.29	Delete 'accommodation' and insert 'lodging house'
12	Clause 9.1	Delete definitions for 'Certificate of Registration of Premises for Offensive Trade' and 'occupier' Under 'offensive trade', delete 'Schedule 13' and insert 'Schedule 10'
13	Clause 9.40	Delete "registration" and insert "approval" Delete "registered as a piggery unless every portion of such piggery is"
14	Clause 9.41	Delete "registration" and insert "approval" Delete "made in the form of Schedule 10"
15	Part 9	Delete Clauses 9.2 to 9.7, and renumber Clauses 9.8 to 9.47 to become renumbered Clauses 9.2 to 9.41
16	Schedule 1 and Schedule 2	Delete "accommodation" and insert "lodging house" Delete " <input type="checkbox"/> holiday accommodation <input type="checkbox"/> bed and breakfast <input type="checkbox"/> chalet" Delete "the Health (Miscellaneous Provisions) Act 1911 and"
17	Schedule 3	Delete "accommodation" and insert "lodging house"
18	Schedule 10-12	Delete Schedules 10-12 in their entirety
19	Schedule 13	Delete heading "Schedule 13" and insert "Schedule 10"
20	Schedule 14	Delete heading "Schedule 14" and insert "Schedule 11"
21	Table of Contents	Update clause numbering and headings to reflect the above changes

Dated this [24th day of June 2025].

The **Common Seal** of the **Shire of Murray** was hereunto affixed in the presence of:

David Bolt,
Shire President

Dean Unsworth,
Chief Executive Officer