

Queensland



Subordinate Legislation 2000 No. 41

Local Government Act 1993

**LOCAL GOVERNMENT AMENDMENT
REGULATION (No. 1) 2000**

TABLE OF PROVISIONS

Section		Page
1	Short title	2
2	Regulation amended	2
3	Insertion of new s 3A	2
	3A Meaning of "State interest"—Act, s 3	2
4	Insertion of new s 12A	2
	12A Overruling particular local laws—Act, s 163	2
5	Amendment of sch 2 (Dictionary)	3

Short title

1. This regulation may be cited as the *Local Government Amendment Regulation (No. 1) 2000*.

Regulation amended

2. This regulation amends the *Local Government Regulation 1994*.

Insertion of new s 3A

3. After section 3—

insert—

‘Meaning of “State interest”—Act, s 3

‘**3A.** For section 3 of the Act, definition “**State interest**”, paragraph (c), the distribution of how-to-vote cards is a State interest.’.

Insertion of new s 12A

4. Part 3, after section 12—

insert—

‘Overruling particular local laws—Act, s 163

‘**12A.(1)** For protecting State interests, it is declared that the following provisions cease to have effect to the extent they deal with the distribution of how-to-vote cards—

- (a) Local Law No. 2 (Council Facilities and Other Public Places), section 10,¹ made by the Caloundra City Council;
- (b) Local Law No. 5 (Council Facilities), section 10,² made by the Beaudesert Shire Council.

‘**(2)** In this section—

“**election**” means—

¹ Section 10 (Distribution of an election publication)

² Section 10 (Distribution of an election publication)

- (a) an election of a councillor or councillors of a local government; or
- (b) an election of a member or members of the Legislative Assembly.

“how-to-vote card” means a card, handbill or pamphlet that—

- (a) is or includes—
 - (i) a representation of a ballot paper or part of a ballot paper; or
 - (ii) something apparently intended to represent a ballot paper or part of a ballot paper; or
- (b) lists the names of any or all of the candidates for an election with a number indicating an order of voting preference against the names of any or all of the candidates; or
- (c) otherwise directs or encourages the casting of preference votes, other than first preference votes, in a particular way.’.

Amendment of sch 2 (Dictionary)

5. Schedule 2—

insert—

‘ **“how-to-vote card”** see section 12A.’.

ENDNOTES

1. Made by the Governor in Council on 16 March 2000.
2. Notified in the gazette on 17 March 2000.
3. Laid before the Legislative Assembly on . . .
4. The administering agency is the Department of Communication and Information, Local Government, Planning and Sport.