



By-law made under the Local Government Act 1999

SHOPPING TROLLEY AMENITY (EXEMPTIONS) VARIATION BY-LAW 2021

City of Marion By-law No. 10

To vary the Council's *Shopping Trolley Amenity By-law 2020* and for related purposes.

Part 1 - Preliminary

1. Short title

This by-law may be cited as the *Shopping Trolley Amenity (Exemptions) Variation By-law 2021*.

2. Commencement

2.1 Subject to paragraphs 2.2 and 2.3, this by-law will come into operation on the day on which it is published in the *Gazette* in accordance with Section 249(6) of the *Local Government Act 1999*.

2.2 Paragraphs 5 and 7 of this by-law will come into operation four months after the day on which this by-law is published in the *Gazette* in accordance with Section 249(5) of the *Local Government Act 1999*.

2.3 Paragraphs 8.1 and 8.2 of this by-law will come into operation on 1 February 2021 in accordance with Section 249(6) of the *Local Government Act 1999*.

3. Variation provisions

In this by-law, a provision under a heading referring to the variation of a specified by-law varies the by-law so specified.

Part 2 - Variation to *Shopping Trolley Amenity By-law 2020*

4. Variation of Paragraph 2

Paragraph 2.1 – delete '2.1 of this' and substitute '2.2, this'.

5. Variation of Paragraph 4

5.1 Paragraph 4.3.1 – insert 'or' after 'precinct;'

5.2 Paragraph 4.3.2 – delete 'less than 25; or' and substitute 'no more than 30.'

5.3 Paragraph 4.3.3 – delete the paragraph.

6. **Variation of Miscellaneous Part Heading**

After paragraph 8.3.2 in the Part Heading – delete ‘3’ and substitute ‘4’.

7. **Variation of Paragraph 9**

Paragraph 9 – delete the paragraph.

Part 3 – Transitional provisions

8. **Transitional provisions regarding trolley containment**

8.1 Despite paragraph 4.3.2 of the *Shopping Trolley Amenity By-law 2020*, between the commencement of this paragraph and the commencement of paragraph 5 of this by-law, paragraph 4 of the *Shopping Trolley Amenity By-law 2020* does not apply to a retailer if the number of shopping trolleys provided by a retailer at the retailer’s shopping centre precinct is no more than 30.

8.2 In this paragraph, **retailer, retailer’s shopping centre precinct and shopping trolley** have the same meaning as in the *Shopping Trolley Amenity By-law 2020*.

The foregoing by-law was duly made and passed at a meeting of the Corporation of the City of Marion held on 2021 by an absolute majority of the members for the time being constituting the Council, there being at least two thirds of the members present.

.....
Mr Adrian Skull
Chief Executive Officer