

Solicitor’s Certificate – Section 74(1) *Local Government Act 2020*

Yarriambiack Shire Council
Common Seal and Conduct at Meetings Local Law 2024

The Yarriambiack Shire Council (**Council**) is proposing to make the Common Seal and Conduct at Meetings Local Law 2024 (**proposed Local Law**).

I have been asked to provide a certificate under s 74(1) of the *Local Government Act 2020* (**Act**) in respect of the proposed Local Law.

In accordance with s 74(1) of the Act, I have assessed the proposed Local Law for consistency with the local law requirements, as outlined in the following table.

Local Law Requirement	Consistent
A local law must not be inconsistent with any Act (including the <i>Charter of Human Rights and Responsibilities Act 2006</i>) or regulations.	<p>Yes.</p> <p>The proposed Local Law does not overlap or conflict with, or duplicate, existing legislation. The proposed Local Law is therefore not inconsistent with any Act or regulations.</p> <p>The proposed Local Law has been reviewed for compatibility with the <i>Charter of Human Rights and Responsibilities Act 2006</i> (Charter) and is considered to be compatible with the Charter.</p>
A local law must not duplicate or be inconsistent with a planning scheme that is in force in the municipal district.	<p>Yes.</p> <p>Nothing in the proposed Local Law concerns or otherwise engages the Yarriambiack Planning Scheme.</p>
A local law for or with respect to the issuing of film permits must not be inconsistent with the film friendly principles.	<p>Yes.</p> <p>Not applicable – the proposed Local Law does not address film permits.</p>
A local law must not exceed the power to make local laws conferred by this Act or any other authorising Act.	<p>Yes.</p> <p>The proposed Local Law is consistent with, and does not exceed, the scope of Council’s powers to make Local Laws under the Act.</p>
A local law must be consistent with the objectives of this Act or any other authorising Act.	<p>Yes.</p> <p>The proposed Local Law furthers the objects of accountable, transparent, collaborative and efficient operations of Council in a manner that engages with the municipal community and its needs.</p>
A local law must be expressed as clearly and unambiguously as is reasonably possible.	<p>Yes.</p> <p>The proposed Local Law is clear and unambiguous.</p>

