



NOOSA COUNCIL

Noosa Shire Council

Subordinate Local Law No 5

(Parking) 2015

Noosa Shire Council Subordinate Local Law No. 5 (Parking) 2015

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Part 1 Preliminary

1 Short title

This subordinate local law may be cited as *Subordinate Local Law No. 5 (Parking) 2015*.

2 Purpose and how it is to be achieved

- (1) The purpose of this subordinate local law is to supplement *Local Law No. 5 (Parking) 2015*, which provides for the exercise of local government powers authorised under the TORUM Act.
- (2) The purpose is to be achieved by providing for—
 - (a) the establishment of traffic areas and off-street regulated parking areas; and
 - (b) the persons who may be issued with a permit to park a vehicle contrary to an indication on an official traffic sign; and
 - (c) the vehicles that can be issued with commercial vehicle identification labels; and
 - (d) the infringement notice penalty amounts for minor traffic offences.

3 Authorising local law

The making of the provisions in this subordinate local law is authorised by *Local Law No. 5 (Parking) 2015* (the **authorising local law**).

4 Definitions

Particular words used in this subordinate local law have the same meaning as provided for in the authorising local law except the following:

“Commercial Loading Zone” – is identified by signs containing the conditions to park including the time limit, these zones can only be used by vehicles that meet the following criteria, all other vehicles are prohibited;

- Any vehicle constructed, fitted or equipped to carry goods, excluding a sedan, wagon or motor bike; or
- Any vehicle displaying a commercial vehicle identification label in accordance with the requirements of this subordinate local law; or
- Any vehicle displaying a commercial vehicle identification label issued by another local government.

“Commercial vehicle identification label” – for the purpose of this subordinate local law the definition of a commercial vehicle identification label mentioned in section 8(1) of the authorising local law shall also include – “a sign either permanent or magnetic (supplied by the user) that is attached to both the driver and front passenger doors on a vehicle indicating the business name and telephone contact number, with a minimum size of 300mm x 200mm”.

Part 2 Declaration of parking areas for the TORUM Act

5 Declaration of traffic areas—Authorising local law, s 5

- (1) For section 5(1) of the authorising local law, the whole local government area is declared to be traffic area.
- (2) For section 5(2) of the authorising local law the boundaries of the traffic area are the boundaries of the local government area.

6 Declaration of off-street regulated parking areas—Authorising local law, s 6

- (1) For section 6(1) of the authorising local law, each area of land indicated by hatching in the maps in schedule 2 are declared to be off-street regulated parking areas.
- (2) For section 6(2) of the authorising local law, the boundaries of each off-street regulated parking area are indicated by bold lines circumscribing the hatched areas identified on the maps in schedule 2.

Part 3 Parking contrary to parking restriction

7 Parking permits issued by local government—Authorising local law, s 7(2)

For section 7(2) of the authorising local law, the following persons may be issued with a parking permit mentioned in section 7(1) of the authorising local law—

- (a) persons who have been granted approval under another local law for a temporary entertainment event, where the parking permit is necessary for the purposes of the temporary entertainment event; or
- (b) persons who have been granted approval under another local law for the use of a local government controlled area, where the parking permit is necessary to undertake the approved use; or
- (c) a person who has applied for and been granted a parking permit by the local government for a specific purpose; or
- (d) local government employees, contractors or agents for the purpose of carrying out work for or on behalf of the local government.

8 Commercial vehicle identification labels—Authorising local law, s 8(2)

For section 8(2) of the authorising local law, the following vehicles may be issued with a commercial vehicle identification label mentioned in section 8(1) of the authorising local law and described in the definitions section of this subordinate local law—

- (a) Any motor vehicle constructed, fitted or equipped for the carriage of persons which is used in connection with a business to deliver or pick up goods, that requires the regular use of loading zones;

Part 4 Minor traffic offence infringement notice penalties

9 Infringement notice penalty amounts—Authorising local law, s 9

For section 9 of the authorising local law, the infringement notice penalty amount for an offence mentioned in column 1 of schedule 3 is the corresponding amount stated in column 2 of schedule 3.

Part 5 Miscellaneous

This part in the authorising local law does not contain any matters to be provided for by subordinate local law.

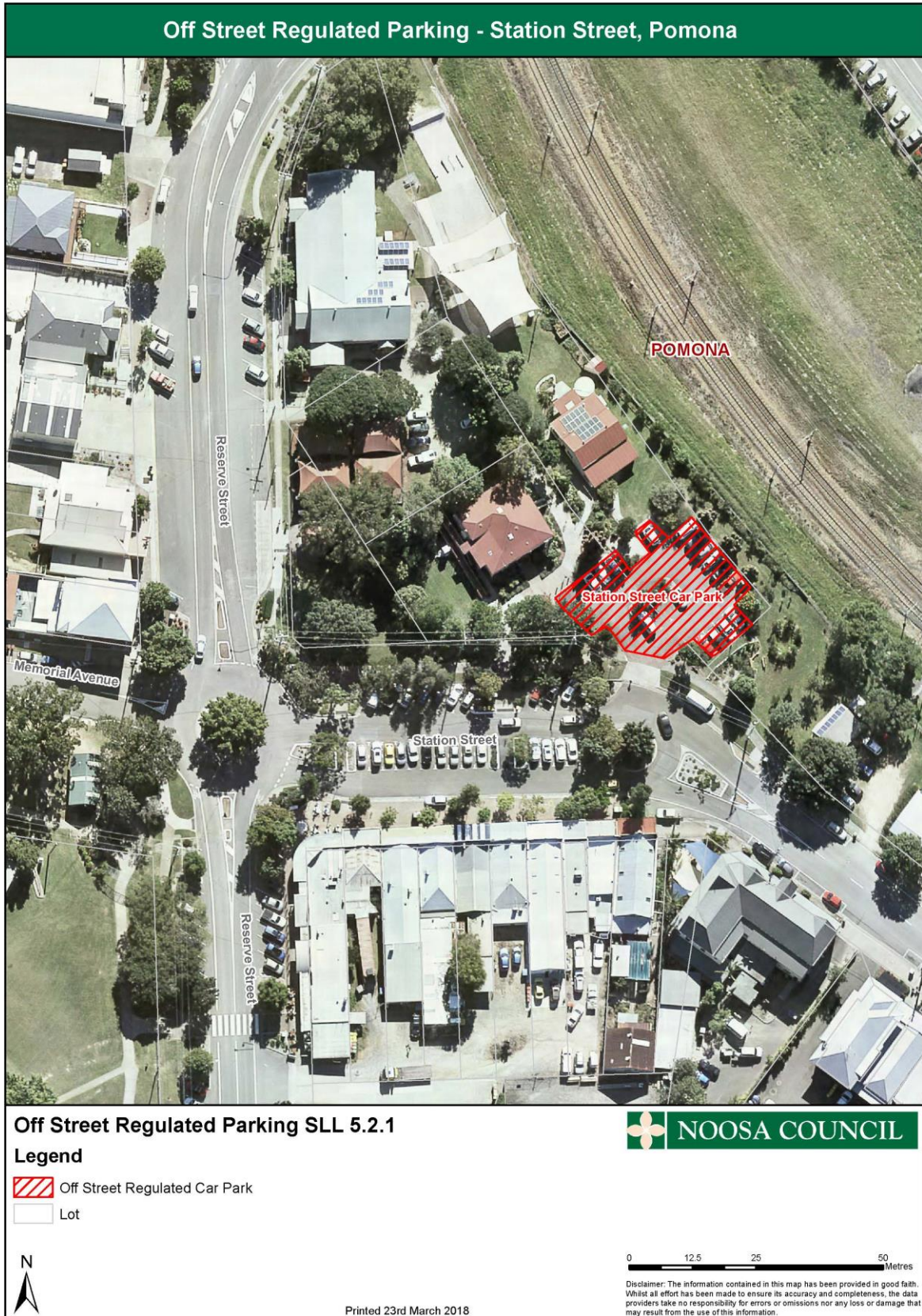
Schedule 1 Declaration of traffic area

Section 5

This schedule has been intentionally left blank.

Schedule 2 Declaration of off-street regulated parking areas

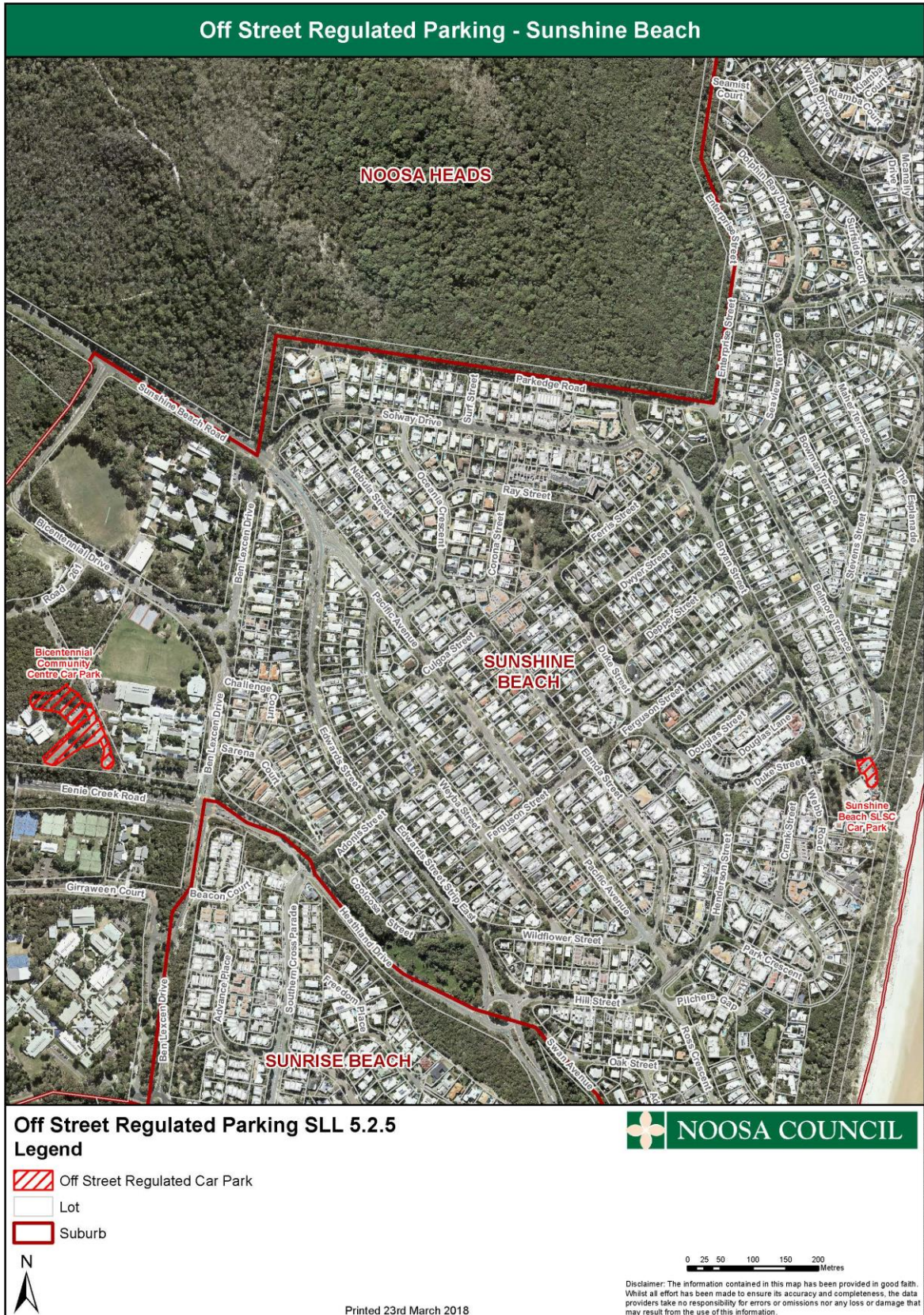
Section 6



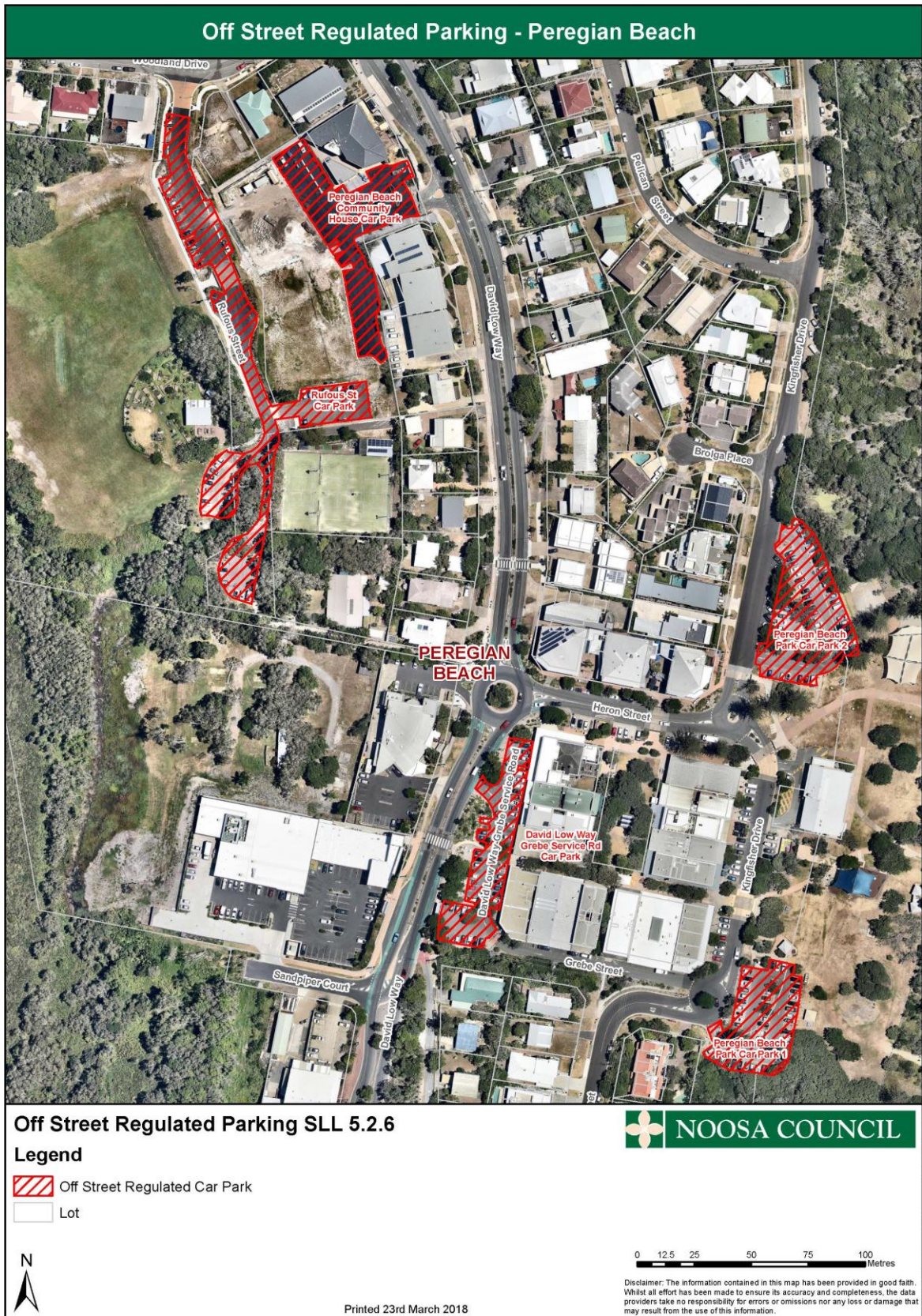








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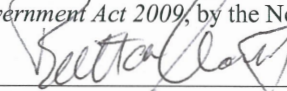
Schedule 3 Infringement notice penalty amounts for certain minor traffic offences

Section 9

Column 1 Minor traffic offence	Column 2 Infringement notice penalty amount
Parking and stopping offences provided for in part 12 (Restrictions on stopping and parking) of the <i>Transport Operations (Road Use Management—Road Rules) Regulation 2009</i> except for— <ul style="list-style-type: none"> • section 179 (Stopping in a loading zone) • section 203 (Stopping in a parking area for people with disabilities); and • section 205 (Parking for longer than indicated) 	3/4 penalty unit
The offence provided for in section 179 (stopping in a loading zone - which also includes a commercial loading zone as described in section 4 of this Subordinate Local Law) of the <i>Transport Operations (Road Use Management—Road Rules) Regulation 2009</i>	3/4 penalty unit
The offence provided for in section 203 (Stopping in a parking area for people with disabilities) of the <i>Transport Operations (Road Use Management—Road Rules) Regulation 2009</i>	2 penalty units
The offence provided for in section 205 (Parking for longer than indicated) of the <i>Transport Operations (Road Use Management—Road Rules) Regulation 2009</i>	½ penalty unit
All other offences which relate to the parking or stopping of a vehicle as provided for in section 74 (Contravention of official traffic sign an offence) of the <i>Transport Operations (Road Use Management) Act 1995</i>	½ penalty unit

CERTIFICATION

This and the preceding 15 pages bearing my initials is a certified copy of the consolidated version of *Subordinate Local Law No. 5 (Parking) 2015*, adopted in accordance with the provisions of section 32 of the *Local Government Act 2009*, by the Noosa Shire Council by resolution dated 16 August 2018.


 Brett de Chastel
 Chief Executive Officer
 Noosa Shire Council