



## **Local Law No. 3**

## **(Libraries) 2003**

**Reprinted as in force on 13 April 2017**

**Reprint No. 4**

This law is a reprint copy that shows the law as made and amended by all amendments that commenced on or before the date of the reprint.

T. Rohl  
Chief Executive Officer



# Local Law No. 3 (Libraries) 2003

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# **Logan City Council**

## **Local Law No. 3**

### **(Libraries) 2003**

#### **Part 1 Preliminary**

##### **1 Short title**

This local law may be cited as *Local Law No. 3 (Libraries) 2003*.

##### **2 Application and Object**

- (1) This local law and any subordinate local law made under this local law apply to the whole of the Logan City Council local government area.
- (2) The objects of this local law are to—
  - (a) ensure a library and library resources effectively meet the needs of the community; and
  - (b) confer the necessary powers for the administration, management and control of the library, library resources and library premises; and
  - (c) provide for the protection of—
    - (i) library resources and the library premises; and
    - (ii) persons using library resources and library premises; and
    - (iii) council officers.

##### **3 Definitions—the dictionary**

The dictionary in the Schedule (Dictionary) defines particular words used in this local law.

#### **Part 2 Administration of library**

##### **4 Library authority**

- (1) The local government may, by a subordinate local law—
  - (a) establish a library authority to manage the library, the library resources and the library premises; and
  - (b) specify the membership classes and structure of a library authority; and
  - (c) specify procedures governing the operation of a library authority; and

- (d) specify policies and guidelines governing the management of the library, the library resources and the library premises by a library authority; and
  - (e) specify the powers given to the local government pursuant to this local law that may be exercised by a library authority on behalf of the local government.
- (2) A library authority may exercise the powers of the local government pursuant to this local law that are specified in a subordinate local law.
  - (3) A library authority must comply with this local law and all subordinate local laws.
- Maximum penalty for subsection (3) – 200 penalty units.

## **5 Reciprocal arrangements**

- (1) The local government may enter into an arrangement with a reciprocating library under which—
  - (a) the members of the library may have access to the library resources of a reciprocating library; and
  - (b) the members of the reciprocating library may have access to the library resources of the library maintained by the local government.
- (2) A reciprocal arrangement may include such terms and conditions as are agreed between the local government and the reciprocating library.

## **Part 3 Library membership**

### **6 Classes of membership**

- (1) The local government may, by subordinate local law or a policy of the local government displayed at the library premises, create different classes of membership based on—
  - (a) whether the member has full legal capacity; and
  - (b) whether the member is an individual or a corporation and, if a corporation, the purpose for which it was formed or the nature of its activities; and
  - (c) whether the member is a resident or employed in the local government area or connected with the local government area in some other way; and
  - (d) whether the member's personal circumstances may give rise to difficulty in complying with the terms of membership or create special needs for access to library resources and facilities; and
  - (e) whether the member is also a member of a reciprocating library; and

- (f) whether the member is a resident of another local government with which the local government has a reciprocal arrangement; and
  - (g) such other factors as are specified in a subordinate local law.
- (2) The local government may, by a subordinate local law or a policy of the local government displayed at the library premises—
- (a) specify membership criteria; and
  - (b) define the terms of membership for each class of member.
- (3) A member must comply with the membership criteria and the terms of membership.

Maximum penalty for subsection (3) – 10 penalty units.

## **7 Application for a membership**

- (1) An application for a membership must be—
- (a) made by—
    - (i) the person who will be the member; or
    - (ii) where the person who will be the member is a minor or a legally incapacitated person, the responsible person for that person; or
    - (iii) where the person who will be the member is a corporation, an executive officer of that corporation; and
  - (b) made in the prescribed form; and
  - (c) accompanied by—
    - (i) the prescribed fee; and
    - (ii) such other information and materials as are requested by the local government or specified in a subordinate local law.
- (2) The local government may waive the requirements of section 7 (Application for a membership) of this local law—
- (a) in an emergency; or
  - (b) if there are special reasons for dispensing with the requirement; or
  - (c) in the circumstances specified in a subordinate local law.

**8 Grant of a membership**

The local government may grant a membership if satisfied that the applicant—

- (a) complies with the membership criteria; and
- (b) is a suitable person to hold the membership.

**9 Conditions of a membership**

- (1) A membership may be granted by the local government on conditions the local government considers appropriate.
- (2) The conditions of a membership may, for example—
  - (a) require compliance with the library rules, the library policies, the library restrictions and the terms of membership; and
  - (b) require another member or other suitable person to guarantee the member's compliance with the terms of membership; and
  - (c) specify the term of a membership.

**10 Power to change the conditions of a membership**

- (1) The local government may change a condition of a membership.
- (2) If the local government changes a condition of a membership, the local government must give notice of the change to the members by exhibiting a sign in the library premises.
- (3) The changed condition takes effect from the day the notice was given pursuant to section 10(2) (Power to change the conditions of a membership) of this local law.

**11 Cancellation, suspension or restriction of a membership**

- (1) The local government may cancel or suspend a membership or restrict the terms of membership if—
  - (a) the member agrees to the cancellation, suspension or restriction; or
  - (b) the member contravenes—
    - (i) this local law; or
    - (ii) a condition of the membership; or
    - (iii) the terms of the membership; or
    - (iv) a library rule; or

- (v) a library policy; or
  - (vi) a library restriction; or
  - (c) the member is not a suitable person for membership; or
  - (d) the member behaves in a way that shows the member to be unfit to hold the membership; or
  - (e) the membership was granted on the basis of false, misleading or incomplete information; or
  - (f) changes in the circumstances since the membership was granted make the continued operation of the membership inappropriate; or
  - (g) the membership has not been used for a period specified in a subordinate local law.
- (2) If the local government has cancelled, suspended or restricted a membership, the local government must give the holder of the membership a written notice to that effect unless the membership is cancelled pursuant to section 11(1)(g) (Cancellation, suspension or restriction of a membership) of this local law.<sup>1</sup>
- (3) The cancellation, suspension or restriction of the membership takes effect from—
- (a) the day the written notice was given to the holder of the membership; or
  - (b) the day of the cancellation where the membership was cancelled pursuant to section 11(1)(g) (Cancellation, suspension or restriction of a membership) of this local law.
- (4) If the local government has suspended or restricted a membership, the local government may remove or amend the suspension or restriction where the local government is satisfied that the circumstances causing the suspension or restriction have been resolved.
- (5) A person must not—
- (a) use a membership that has been cancelled; and
  - (b) use a membership that has been suspended during the period in which the membership is suspended; and
  - (c) use a membership that has been restricted contrary to the terms of the restriction.

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<sup>1</sup> See section 20 (Service of legal instruments) of *Local Law No. 2 (Administration) 2010* in relation to the procedure for the giving of notices.



Maximum penalty for subsection (5) – 10 penalty units.

## **12 Compliance with the conditions of a membership**

A member must ensure compliance with the conditions of a membership.

Maximum penalty – 10 penalty units.

## **Part 4 Use of library, library resources and library premises**

### **13 Use of a library**

- (1) The local government may, by a subordinate local law or a sign exhibited in the library premises, regulate—
  - (a) the hours and days during which the library premises or any part thereof is open; and
  - (b) the ingress or egress to the library premises to a designated access; and
  - (c) the use by the public of the library premises to ensure the protection of—
    - (i) the library; and
    - (ii) the library resources; and
    - (iii) the library premises; and
    - (iv) council officers; and
    - (v) any person using the library, the library resources or the library premises.
- (2) A person must not, unless authorised by the local government, contravene a restriction imposed pursuant to section 13(1) (Use of a library) of this local law.

Maximum penalty for subsection (2) – 50 penalty units.

### **14 Library policy**

- (1) The local government may, by a subordinate local law or a sign exhibited in the library premises, make a library policy.
- (2) A library policy may regulate the management or use of the library resources or a class of library resources.

*Example of subsection (2)—*

- prescribe procedures for borrowing library items from the library;

- define the borrowing rights of members generally or a particular class of member;
- prescribe the time limit within which borrowed library items or borrowed library items of a particular class, must be returned and provide for the extension of such time limits;
- prescribe charges or fines to be paid on failure to return a borrowed library item within the prescribed time limits and provide for the remission of the charge or fines in appropriate cases;
- limit the time for which library resources may be used by any one person in a library.

(3) A person must comply with a library policy.

Maximum penalty for subsection (3) – 10 penalty units.

## **15 Library rule**

- (1) The local government may, by a subordinate local law or a sign exhibited in the library premises, make a library rule.
- (2) A library rule may regulate the conduct of persons or a class of persons in the library premises and in relation to the library resource.
- (3) A person must comply with a library rule.

Maximum penalty for subsection (3) – 10 penalty units.

## **16 Library restriction**

- (1) The local government may—
  - (a) recall from loan a library item that is in high demand; and
  - (b) limit the time for which a library item in high demand may be borrowed; and
  - (c) by a subordinate local law or a sign exhibited on the library premises impose restrictions on the management or use of the library resources or a class of the library resources.
- (2) A person must comply with a library restriction.

Maximum penalty for subsection (2)—10 penalty units.

## **17 Conduct in a library**

A person must not unless authorised by the local government—

- (a) bring an animal (other than a guide dog, hearing dog or assistance dog) into the library premises; or
- (b) carry out prohibited conduct in the library premises.

Maximum penalty – 10 penalty units.

## **18 Direction to comply with a library rule**

- (1) An authorised person may direct a person to comply with a library rule.
- (2) A person must immediately comply with a library rule if directed to do so by an authorised person.

Maximum penalty for subsection (2) – 10 penalty units.

## **19 Liability for use of library resources**

A person is solely responsible for a breach of copyright, a contravention of the provisions of a relevant licence or other law that arises from that person's use of the library resources including—

- (a) the photocopying or reproducing of a library resource, a publication or a newspaper; or
- (b) the access to and use of information available from an information technology resource.

## **20 Misuse of library resources**

- (1) A person must not interfere with a library resource.

Maximum penalty for subsection (1) – 10 penalty units.

- (2) A person must not, unless authorised by the library policy, remove a library resource from the library premises.

Maximum penalty for subsection (2) – 10 penalty units.

## **21 Damage to library resources**

- (1) A person who loses, steals or irreparably damages a library resource must, on demand by the local government, pay to the local government the replacement amount.

Maximum penalty for subsection (1) – 10 penalty units.

- (2) The local government's decision on whether the damage to a library resource is irreparable damage is final.

- (3) If a library resource is not returned to the local government in accordance with the terms of membership, the member (or the responsible person for the member or the member's guarantor) must, on demand by the local government, pay to the local government the replacement amount.

Maximum penalty for subsection (3)—10 penalty units.

## **Part 5 Administrative provisions**

### **22 Executive officers must ensure the corporation complies with the local law**

- (1) The executive officers of a corporation must ensure the corporation complies with this local law.
- (2) If a corporation commits an offence against a provision of this local law, each of the corporation's executive officers also commit an offence, namely, the offence of failing to ensure that the corporation complies with the provision.

Maximum penalty for subsection (2) – the penalty for the contravention of the provision by an individual.

- (3) Evidence that the corporation has been convicted of an offence against a provision of this local law is evidence that each of the executive officers committed the offence of failing to ensure that the corporation complied with the provision.
- (4) However, it is a defence for an executive officer to prove—
- (a) if the officer was in a position to influence the conduct of the corporation in relation to the offence – the officer exercised reasonable diligence to ensure the corporation complied with the provision; or
  - (b) the officer was not in a position to influence the conduct of the corporation in relation to the offence.
- (5) This section applies so as not to limit or affect in any way the liability of a corporation to be proceeded against and punished for an offence committed by the corporation in contravention of this local law.

### **23 Responsible person must ensure compliance with the local law**

- (1) The responsible person for a member who is a minor or a legally incapacitated person must ensure the member complies with this local law.
- (2) If a member who is a minor or a legally incapacitated person fails to comply with a provision of this local law, the responsible person for that member commits an offence, namely, the offence of failing to ensure that the member complies with the provision.

Maximum penalty for subsection (2) – the penalty for which the member who failed to comply with the provision would be liable.

- (3) The responsible person for a member who is a minor or a legally incapacitated person is liable to pay to the local government all amounts payable to the local government by the member under this local law.

## 24 Liability of third parties

- (1) Any person involved in a contravention of this local law commits an offence.

Maximum penalty for subsection (1) – the penalty for which any person who committed the contravention would be liable.

- (2) For the purposes of section 25(1) (Liability of third parties) of this local law, a person involved in a contravention of this local law is any person who—
- (a) has aided, abetted, counselled or procured the contravention; or
  - (b) has induced, whether by threats or promises or otherwise, the contravention; or
  - (c) has been in any way, directly or indirectly, knowingly concerned in, or party to, the contravention; or
  - (d) has conspired with others to effect the contravention; or
  - (e) has knowingly benefited from or knowingly was capable of benefiting from the contravention.

## 25 Attempts to commit offences

- (1) A person who attempts to commit an offence under this local law commits an offence.

Maximum penalty for subsection (1) – half the maximum penalty for committing the offence.

- (2) The provisions of the *Criminal Code* (relevant to attempts to commit offences) apply to the attempt.

## 26 Defence

It is a defence to any breach or non-compliance of a provision contained in this local law if a person has a lawful excuse or defence.

*Example—*

It is a defence to any breach or non-compliance of any provision contained in a local law if a person was not criminally responsible in accordance with Chapter 5 (Criminal Responsibility) of the *Criminal Code*.

## **Part 6 Subordinate local laws**

### **27 Subordinate local laws**

The local government may, by subordinate local law, specify—

- (a) membership criteria pursuant to the Schedule (Dictionary) of this local law; and
- (b) a thing as a vehicle pursuant to the Schedule (Dictionary) of this local law; and
- (c) a thing as a structure pursuant to the Schedule (Dictionary) of this local law; and
- (d) the matters to which the local government may have regard in determining whether a person is a suitable person pursuant to the Schedule (Dictionary) of this local law; and
- (e) the rights and obligations in respect of a library authority pursuant to section 4(1) (Library authority) of this local law; and
- (f) the factors on which the classes of membership may be based pursuant to section 6(1)(g) (Classes of membership) of this local law; and
- (g) the information that must accompany an application for membership of a library pursuant to section 7(1)(c)(ii) (Application for a membership) of this local law; and
- (h) the circumstances in which the requirements of section 7 (Application for a membership) of this local law may be waived by the local government pursuant to section 7(2)(c) (Application for a membership) of this local law; and
- (i) the period within which a membership must be used otherwise the membership may be cancelled, suspended or restricted pursuant to section 11(1)(g) (Cancellation, suspension or restriction of a membership) of this local law; and
- (j) a requirement in respect of the library, library resources or library premises pursuant to section 13(1) (Use of a library) of this local law; and
- (k) a library policy pursuant to section 14(1) (Library policy) of this local law; and
- (l) a library rule pursuant to section 15(1) (Library rule) of this local law; and

- (m) a library restriction pursuant to section 16(1)(c) (Library restriction) of this local law; and
- (n) such other matters as are provided for in this local law.

## Schedule                  Dictionary

section 3

**animal** has the meaning given in *Local Law No. 4 (Animal Management) 2002*.

**applicant** means the person applying for membership of the library and includes in the case of a corporation, an executive officer of the corporation.

**approval** has the meaning given in *Local Law No. 2 (Administration) 2010*.

**assistance dog** has the meaning given in the *Guide, Hearing and Assistance Dogs Act 2009*.

**authorised person** means a person authorised by the local government pursuant to *Local Law No. 2 (Administration) 2010*.

**building** has the meaning given in the *Building Act 1975*.

**corporation** means a corporation as defined in the *Corporations Act 2001 (Cth)* and includes an association as defined in the *Associations Incorporation Act 1981*.

**council officer** has the meaning given in *Local Law No. 2 (Administration) 2010*.

**designated access** means the entrance or other means of ingress to or egress from the library premises designated by the local government by a sign exhibited on the library premises.

**device** means a design, writing, drawing, depiction, structure, erection, placard, banner, notice, signboard, notice of sign, publication or sign of any kind.

**direction** means a written or oral direction given by an authorised person pursuant to this local law.

**environmental harm** has the meaning given in the *Environmental Protection Act 1994*.

**environmental nuisance** has the meaning given in the *Environmental Protection Act 1994*.

**executive officer of a corporation** means a person who is concerned with, or takes part in, the corporation's management whether or not the person is a director or the person's position is given the name of executive officer.

**exhibit** includes in relation to a sign the painting, writing, drawing, depiction, making, erection, affixing, putting up, operation or transport of a sign.

**guide dog** has the meaning given in the *Guide, Hearing and Assistance Dogs Act 2009*.



**hearing dog** has the meaning given in the *Guide, Hearing and Assistance Dogs Act 2009*.

**information technology resource** means any computer, machine or other device used for the storing, processing or retrieval of data and information.

**interfere** includes damage, destruction, tampering, removal, alteration, defacing, disturbance or change.

**land** has the meaning given in the *Sustainable Planning Act 2009*.

**legally incapacitated person** means a person without full legal capacity other than a minor.

**library** means a collection of library resources and services administered for the benefit of the community by the local government.

**library authority** means the library authority established by the local government pursuant to section 4 (Library authority) of this local law.

**library item** means a library resource that is available to members or a particular class of member.

**library law** means a local law of another local government or a law of the State government relating to a library, library resources or library premises.

**library policy** means a library policy made pursuant to section 14(1) (Library policy) of this local law.

**library premises** means any land, building, structure or vehicle from which a library provides a service and includes any part thereof.

**library resources** means—

- (a) articles, books, materials or equipment available for use in the library premises or for loan from the library; and
- (b) facilities available for use in the library premises; and
- (c) programs and functions provided in the library premises.

**library restriction** means a restriction imposed by the local government pursuant to section 16 (Library restriction) of this local law.

**library rule** means a library rule made pursuant to section 15 (Library rule) of this local law.

**local law** includes any subordinate local laws and all approvals granted pursuant to this local law.

**member** means a person who holds a membership of the library.

**membership** means a membership granted pursuant to section 8 (Grant of a membership) of this local law which has not been cancelled pursuant to section 11 (Cancellation, suspension or restriction of a membership) of this local law.

**membership criteria** means the criteria specified in a subordinate local law with which an applicant must comply.

**minor** means a person who is under the age of 18 years.

**newspaper** has the meaning given in the *Printing and Newspapers Act 1981*.

**nuisance** has the meaning given in *Local Law No. 10 (Public Health) 1999*.

**person** includes for the purpose of a membership of a library, a natural person, a corporation or an institution whether it is a legal entity or not.

*Example—*

A school and a library are a person for the purposes of an application for a membership.

**prescribed charge** means the charge prescribed in the local government's register of charges.

**prescribed fee** means the fee, if any, prescribed by the local government from time to time.

**prescribed form** has the meaning given in *Local Law No. 2 (Administration) 2010*.

**prohibited conduct** means conduct which in the opinion of an authorised person is likely to give rise to—

- (a) harm to human health or safety or personal injury; or
- (b) property damage or a loss of amenity; or
- (c) environmental harm or environmental nuisance; or
- (d) a nuisance; or
- (e) harassment or disturbance of a person; or
- (f) an interference with the reasonable use of the library or library premises; or
- (g) an interruption or obstruction of the exercise of the powers of the local government or a library authority; or
- (h) offence to a person; or
- (i) an interruption of the exercise of a power under a reciprocal arrangement or an agreement involving the local government or a library authority.

**publication** means any printed matter or written matter and includes a book, pamphlet, leaflet, circular, handbill, notice, ticket, voucher, pass, advertisement, poster, magazine or other periodical publication but does not include a newspaper.

**publicise** means to draw to the attention of, make known, advertise or promote and **publicises** has the corresponding meaning.

**reciprocal arrangement** means an arrangement entered into between the local government and another local government pursuant to section 5 (Reciprocal arrangements) of this local law.

**reciprocating library** means a library of another local government with which the local government has entered into a reciprocal arrangement.

**replacement amount** means—

- (a) where the purchase price of the library resource is recorded in the local government's records, that amount; or
- (b) where the purchase price of the library resource is not recorded in the local government's records, the amount specified in the local government's register of charges.

**responsible person** means a person who—

- (a) is concerned with the care or welfare of a minor or a legally incapacitated person who seeks to become a member or is a member; and
- (b) has undertaken, by written notice to the local government, to be a responsible person for the minor or incapacitated person for the purposes of this local law.

*Example of paragraph (a)—*

A person concerned with the care or welfare of a minor or legally incapacitated person includes a parent or legal guardian of the minor or legally incapacitated person.

**sign** means a device that publicises a matter.

**structure** has the meaning given in the *Local Government Act 2009* and includes a structure as defined under the *Building Act 1975* and any other thing specified in a subordinate local law.

**suitable person** means a person who in the local government's opinion is acceptable to hold a membership having regard to—

- (a) the nature of any offence committed under this local law or a library law; and
- (b) whether the person's membership of a library has been cancelled, suspended or restricted under this local law or a library law; and

- (c) any unsatisfactory past conduct on the part of that person as a user of library resources or library premises; and
- (d) the membership criteria; and
- (e) such other matters as are specified in a subordinate local law.

*Examples of paragraph (c)—*

- Damage to library resources
- Disruption of other users of the library

***terms of membership*** means the rights and obligations of each class of membership.

***vehicle*** has the meaning given in the *Transport Operations (Road Use Management) Act 1995* and includes anything specified as a vehicle in a subordinate local law.

## Endnotes

### 1 Index to Endnotes

- 2 Date to which amendments incorporated
- 3 Key
- 4 Table of reprints
- 5 List of legislation
- 6 List of annotations

### 2 Date to which amendments incorporated

This reprint includes all amendments that commenced operation on or before the 13 April 2017.

### 3 Key

Key to abbreviations in list of legislation and annotations

Key	Explanation
amd	= amended
ch	= chapter
def	= definition
div	= division
hdg	= heading
ins	= inserted
om	= omitted
p	= page
pt	= part
renum	= renumbered
rep	= repealed
s	= section
sch	= schedule
sdiv	= subdivision

## 4 Table of reprints

A reprint is issued upon the commencement of an amending instrument. A reprint is given the date of commencement of the amending instrument.

Table of reprints of this local law

<b>Reprint No.</b>	<b>Amendments included</b>	<b>Reprint date</b>
1	<i>Amending Local Law No. 2 (Miscellaneous Local Laws) 2005</i>	17 March 2006
2	<i>Amending Local Law No. 1 (Miscellaneous Local Laws) 2007</i>	9 November 2007
3	<i>Amending Local Law No. 1 (Libraries) 2011</i>	12 August 2011
4	<i>Amending Local Law No. 2 (Miscellaneous Local Laws) 2017</i>	13 April 2017

## 5 List of legislation

### **Original Local Law**

Local Law No. 3 (Libraries) 2003  
date of gazettal 12 December 2003

### **Amending Local Laws**

Amending Local Law No. 2 (Miscellaneous Local Laws) 2005  
date of gazettal 10 February 2006  
Amending Local Law No. 1 (Miscellaneous Local Laws) 2007  
date of gazettal 9 November 2007  
Amending Local Law No. 1 (Libraries) 2007  
date of gazettal 12 August 2011  
Amending Local Law No. 2 (Miscellaneous Local Laws) 2017  
date of gazettal 13 April 2017

### **Original Subordinate Local Law**

Subordinate Local Law No. 3.1 (Libraries) 2003  
date of public notice 17 December 2003

**Amending Subordinate Local Laws**

Amending Subordinate Local Law No. 4 (Miscellaneous Subordinate Local Laws) 2005  
date of public notice 15 February 2006

Amending Subordinate Local Law No. 1 (Libraries) 2011  
date of public notice 12 August 2011

*Amending Subordinate Local Law No. 2 (Miscellaneous Subordinate Local Laws) 2017*  
date of public notice 13 April 2017

## **6 List of annotations**

### **PART 1—PRELIMINARY**

#### **Object**

- s 2     amd             Amending Local Law No. 2 (Miscellaneous  
                              Local Laws) 2005 s 55
- amd hdg        Amending Local Law No. 1 (Libraries) 2011 s 5
- amd             Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 13

#### **Definitions—the dictionary**

- s 3     amd hdg        Amending Local Law No. 2 (Miscellaneous  
                              Local Laws) 2005 s 47
- amd             Amending Local Law No. 2 (Miscellaneous  
                              Local Laws) 2005 s 47

### **PART 2—ADMINISTRATION OF LIBRARY**

#### **Library authority**

- s 4     amd             Amending Local Law No. 2 (Miscellaneous  
                              Local Laws) 2005 s 55

#### **Reciprocal arrangements**

- s 5     amd             Amending Local Law No. 2 (Miscellaneous  
                              Local Laws) 2005 s 55

### **PART 3—LIBRARY MEMBERSHIP**

#### **Classes of membership**

- s 6     amd             Amending Local Law No. 2 (Miscellaneous  
                              Local Laws) 2005 s 55

#### **Application for a membership**

- s 7     amd             Amending Local Law No. 2 (Miscellaneous  
                              Local Laws) 2005 s 48
- amd             Amending Local Law No. 2 (Miscellaneous  
                              Local Laws) 2005 s 55
- amd             Amending Local Law No. 1 (Libraries) 2011 s 6

#### **Grant of a membership**

- s 8     amd             Amending Local Law No. 2 (Miscellaneous  
                              Local Laws) 2005 s 55

#### **Term of a membership**

- s 9     amd             Amending Local Law No. 2 (Miscellaneous  
                              Local Laws) 2005 s 55
- om             Amending Local Law No. 1 (Libraries) 2011 s 7

#### **Conditions of a membership**

- s 9     amd             Amending Local Law No. 2 (Miscellaneous

		Local Laws) 2005 s 55
	amd	Amending Local Law No. 1 (Libraries) 2011 s 8
	renum	Amending Local Law No. 1 (Libraries) 2011 s 15
<b>Power to change the conditions of a membership</b>		
<b>s 10</b>	amd	Amending Local Law No. 1 (Libraries) 2011 s 9
	renum	Amending Local Law No. 1 (Libraries) 2011 s 15
<b>Cancellation, restriction or suspension of a membership</b>		
<b>s 11</b>	amd	Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 55
	amd	Amending Local Law No. 1 (Libraries) 2011 s 10
	renum	Amending Local Law No. 1 (Libraries) 2011 s 15
<b>Compliance with the conditions of a membership</b>		
<b>s 12</b>	renum	Amending Local Law No. 1 (Libraries) 2011 s 15
<b>PART 4—USE OF LIBRARY, LIBRARY RESOURCES AND LIBRARY PREMISES</b>		
<b>Use of a library</b>		
<b>s 13</b>	amd	Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 55
	amd	Amending Local Law No. 1 (Libraries) 2011 s 11
	renum	Amending Local Law No. 1 (Libraries) 2011 s 15
<b>Library policy</b>		
<b>s 14</b>	amd	Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 49
	amd	Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 55
	amd	Amending Local Law No. 1 (Miscellaneous Local Laws) 2007 s 18
	renum	Amending Local Law No. 1 (Libraries) 2011 s 15
<b>Library rule</b>		
<b>s 15</b>	renum	Amending Local Law No. 1 (Libraries) 2011 s 15
<b>Library restriction</b>		
<b>s 16</b>	amd	Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 55
	amd	Amending Local Law No. 1 (Miscellaneous Local Laws) 2007 s 19
	renum	Amending Local Law No. 1 (Libraries) 2011 s 15
<b>Conduct in a library</b>		
<b>s 17</b>	amd	Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 55
	amd	Amending Local Law No. 1 (Libraries) 2011 s 12
	renum	Amending Local Law No. 1 (Libraries) 2011 s 15
	amd	Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 13
<b>Exclusion from library premises</b>		
<b>s 18</b>	amd	Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 55
	renum	Amending Local Law No. 1 (Libraries) 2011 s 15



om Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 14

**Direction to comply with a library rule**

s 18 (prev s 20) renum Amending Local Law No. 1 (Libraries) 2011 s 15  
renum Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 15

**Liability for use of library resources**

s 19 (prev s 21) amd Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 55  
renum Amending Local Law No. 1 (Libraries) 2011 s 15  
renum Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 15

**Misuse of library resources**

s 20 (prev s 22) renum Amending Local Law No. 1 (Libraries) 2011 s 15  
renum Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 15

**Damage to library resources**

s 21 (prev s 23) amd Amending Local Law No. 1 (Miscellaneous Local Laws) 2007 s 20  
renum Amending Local Law No. 1 (Libraries) 2011 s 15  
renum Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 15

**PART 5—ADMINISTRATIVE PROVISIONS**

**Executive officers must ensure the corporation complies with the local law**

s 22 (prev s 24) amd Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 55  
renum Amending Local Law No. 1 (Libraries) 2011 s 15  
renum Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 15

**Responsible person must ensure compliance with the local law**

s 23 (prev s 25) renum Amending Local Law No. 1 (Libraries) 2011 s 15  
renum Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 15

**Liability of third parties**

s 24 (prev s 26) amd Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 50  
amd Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 55  
amd Amending Local Law No. 1 (Libraries) 2005 s 13  
renum Amending Local Law No. 1 (Libraries) 2011 s 15  
renum Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 15

**Attempts to commit offences**

s 25 (prev s 27) amd Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 51  
renum Amending Local Law No. 1 (Libraries) 2011 s 15

renum Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 15

**Defence**

s 26 (prev s 28) amd Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 52

amd Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 55

renum Amending Local Law No. 1 (Libraries) 2011 s 15

renum Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 15

**PART 6—SUBORDINATE LOCAL LAWS**

**Subordinate local laws**

s 27 (prev s 29) amd Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 53

amd Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 55

amd Amending Local Law No. 1 (Libraries) 2011 s 14

renum Amending Local Law No. 1 (Libraries) 2011 s 15

renum Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 15

**SCHEDULE—DICTIONARY**

ins Amending Local Law No. 2 (Miscellaneous Local Laws) 2005 s 54

ins def *assistance dog* Amending Local Law No. 1 (Libraries) s 16

ins def *hearing dog* Amending Local Law No. 1 (Libraries) s 16

ins def *prescribed form* Amending Local Law No. 1 (Libraries) s 16

ins def *transferring area A* Amending Local Law No. 1 (Libraries) s 16

ins def *transferring area D* Amending Local Law No. 1 (Libraries) s 16

ins def *prescribed form* Amending Local Law No. 1 (Libraries) s 16

amd def *approval* Amending Local Law No. 1 (Libraries) s 16

amd def *authorised person* Amending Local Law No. 1 (Libraries) s 16

amd def *council officer* Amending Local Law No. 1 (Libraries) s 16

amd def *guide dog* Amending Local Law No. 1 (Libraries) s 16

amd def *land* Amending Local Law No. 1 (Libraries) s 16

amd def *library* Amending Local Law No. 1 (Libraries) s 16

- amd def **library policy** Amending Local Law No. 1 (Libraries) s 16
- amd def **library restriction** Amending Local Law No. 1 (Libraries) s 16
- amd def **library rule** Amending Local Law No. 1 (Libraries) s 16
- amd def **membership** Amending Local Law No. 1 (Libraries) s 16
- amd def **structure** Amending Local Law No. 1 (Libraries) s 16
- amd def **suitable person** Amending Local Law No. 1 (Miscellaneous Local Laws 2007 s 21
- amd def **plant** Amending Local Law No. 1 (Libraries) s 16
- om def **plant** Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 16
- om def **transferring area A** Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 16
- om def **transferring area B** Amending Local Law No. 2 (Miscellaneous Local Laws) 2017 s 16