



1.0 Purpose

The Local Orders Policy (Policy) assists Canterbury-Bankstown Council (Council) in enacting its regulatory responsibilities in the areas of animal management (including keeping of animals), public health and environmental protection by specifying the criteria that Council must take into consideration in determining whether or not to give an order under Section 124 of the *Local Government Act 1993* (the Act).

The Policy aims to:

- ensure the manner in which Council deals with the issuing of orders is consistent and fair, by issuing a clear set of formal criteria
- ensure Council’s criteria and requirements for orders is readily accessible and understandable to the public
- meet community standards regarding health and safety of land and premises
- create a system that is better able to effectively resolve disputes and conflicts as they arise.

2.0 Scope

The Policy applies to all land in the Canterbury-Bankstown Local Government Area (LGA).

3.0 Terms and Definitions

In this Policy the terms below have the following meanings.

Term	Definition
Order	An enforcement notice, order or direction given by Council that requires the recipient to take action within a specified time period. Orders are issued to rectify a situation that has public health, safety, environmental or amenity implications, or to remediate unauthorised activities.

4.0 Policy Statement

Council is committed to effectively managing its legislative obligations in respect to animal management, public health and environmental management by facilitating a safe and healthy environment, improving the amenity of the LGA, and ensuring good governance practices.

The Policy and the attached Local Orders Schedule, outline the circumstances that may warrant Council issuing an order for the following circumstances:

Order 5	Compliance with standards and requirements
Order 7	Fencing land
Order 8	The identification of premises
Order 9	Dangerous hole or waterhole
Order 10	Unightly articles or matter



Order 11	Prevent and repair environmental damage
Order 12	Control of surface water across land
Order 15	Threatening or hazardous activities
Order 16	Ceasing to use or evacuating premises
Order 17	To leave or not enter premises
Order 18	The keeping of animals
Order 19	Use of tennis courts
Order 20	Sanitary conditions in relation to food
Order 21	Safe and healthy land and premises
Order 22	Waste on land or premises
Order 22A	Remove waste from land
Order 23	Connection to water supply
Order 24	Connection to sewerage system
Order 25	Human waste storage facility on premises
Order 27	Object or matter in a public place
Order 28	Damage to a public place
Order 29	Work or structure in a public place
Order 30	Compliance with approvals.

Note: Orders 1, 2, 3, 4, 6, 13, 14, and 26 either do not relate to the LGA or have been repealed by other legislation.

In exercising its function, Council will consider variations and exceptions to the criteria in the Policy, under certain circumstances and on a merit determination basis.

Amendments to the Policy and Local Orders Schedule may be made by Council from time to time to reflect legislative changes.

5.0 Policy Criteria

Refer to the attached Local Orders Schedule.



6.0 Approval and Review

6.1 Policy Owner

Manager Regulatory Services

6.2 Authorisation

Adopted by Canterbury-Bankstown Council on [DD/MM/YYYY].

6.3 Reviews and Modifications

The next review is due on [DD/MM/YYYY].

Review Date	Modification	Approved by
December 2021	Updated to new template.	Manager Regulatory Services
December 2024	Minor updates and scheduled review.	Manager Regulatory Services
August 2025	Reviewed for compliance with s165 of <i>Local Government Act 1993</i>	

7.0 Related Documents

7.1 Laws and Standards

- *Apiaries Act 1985* (NSW)
- *Companion Animals Act 1998* (NSW)
- *Companion Animals Amendment Act 2001 and 2006* (NSW)
- *Companion Animals Regulation 2018* (NSW)
- *Environmental Planning and Assessment Act 1997* (NSW)
- *Exhibited Animals Protection Act 1986* (NSW)
- *Food Act 2003* (NSW)
- *Food Regulation 2015 Exhibited Animals Protection Act 1986*
- *Home Building Act 1989* (NSW)
- *Local Government Act 1993* (NSW)
- *Local Government (General) Regulation 2021* (NSW)
- *National Parks and Wildlife Act 1974* (NSW)
- *Non-Indigenous Animals Act 1987* (NSW)
- *Non-Indigenous Animals Regulation 1997* (NSW)
- *Public Health Regulation 2022* (NSW)
- *Protection of the Environment Operations Act 1997* (NSW)



- *Swimming Pool Act 1992* (NSW)
- *Water Management Act 2000* (NSW)
- Australian Standard 1926

7.2 Policies and Procedures

- Development Control Plan
- Local Environmental Plan
- Local Orders Schedule
- Food Premises Code
- Food Standards Code
- State Environmental Planning Policy (Exempt and Complying Development Codes) 2008

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