

## BEE KEEPING IN THE SHIRE OF CAPEL Info Note 16

### Interpretation

In this Division, unless the context otherwise requires—

“**bees**” means an insect belonging to any of the various hymenopterous insects of the super family Apoidea and commonly known as a bee.

“**footpath**” includes a path used by, or set aside or intended for use by, pedestrians, cyclists or both pedestrians and cyclists;

“**hive**” means a moveable or fixed structure, container or object in which a colony of bees is kept;

“**lot**” has the meaning given to it in the Town Planning and Development Act 1928; and

“**private thoroughfare**” has the meaning given to it in *Local Government Act 1995*.

### Limitations on numbers of Hives

- (1) A person shall not keep or permit the keeping of bees except on a lot in accordance with this Division.
- (2) Subject to subsections (3) and (4), a person shall not keep or permit the keeping of bees in more than 2 hives on a lot.
- (3) The Council may, upon written application, consent, with or without conditions, to a person keeping bees in more than 2 hives on a lot which is not zoned or classified for residential purposes.
- (4) A person shall comply with any conditions imposed by the Council under subsection (3).

### Restrictions on keeping of Bees in Hives

A person shall not keep or permit the keeping of bees in a hive on a lot unless, at all times –

- (a) an adequate and permanent supply of water is provided on the lot within 10 metres of the hives;
- (b) the hive is kept –
  - (i) outside, and at least 10 metres from, any building other than a fence;
  - (ii) at least 10 metres from any footpath, street, private thoroughfare or public place; and
  - (iii) at least 5 metres from the boundary of the lot; and
- (c) the hive is enclosed on all sides by a fence, wall or other enclosure.

### Bees which cause a nuisance not to be kept

- (1) A person shall not keep, or permit the keeping of, bees which cause a nuisance.
- (2) The Council may direct any person to remove any bees or beehives which in the opinion of the Principal Environmental Health Officer are causing a nuisance.
- (3) A person shall comply with a direction within the time specified.

Enquiries may be made to Councils Principal Environmental Health Officer, Colin Dent on 97270222 or email [info@capel.wa.gov.au](mailto:info@capel.wa.gov.au)

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