



Western Australia

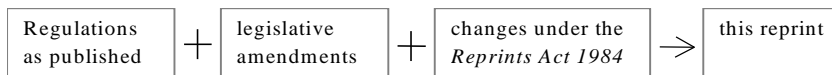
Classification (Publications, Films and Computer Games) Enforcement
Act 1996

**Classification (Publications, Films
and Computer Games)
Enforcement Regulations 1996**

Reprint 2: The regulations as at 19 April 2013

Guide for using this reprint

What the reprint includes



Endnotes, Compilation table, and Table of provisions that have not come into operation

1. Details about the original regulations and legislation that has amended its text are shown in the Compilation table in endnote 1, at the back of the reprint. The table also shows any previous reprint.
2. Transitional, savings, modifying or other provisions identified in the Compilation table may be important. The table may refer to another endnote setting out the text of these provisions in full.
3. A table of provisions that have not come into operation, to be found in endnote 1a if it is needed, lists any provisions of the regulations being reprinted that have not come into operation and any amendments that have not come into operation. The full text is set out in another endnote that is referred to in the table.

Notes amongst text (italicised and within square brackets)

1. If the reprint includes a regulation that was inserted, or has been amended, since the regulations being reprinted were made, editorial notes at the foot of the regulation give some history of how the regulation came to be as it is. If the regulation replaced an earlier regulation, no history of the earlier regulation is given (the full history of the regulations is in the Compilation table).

Notes of this kind may also be at the foot of Schedules or headings.

2. The other kind of editorial note shows something has been —
 - removed (because it was repealed or deleted from the law); or
 - omitted under the *Reprints Act 1984* s. 7(4) (because, although still technically part of the text, it no longer has any effect).

The text of anything removed or omitted can be found in an earlier reprint (if there is one) or one of the written laws identified in the Compilation table.

Reprint numbering and date

1. The reprint number (in the footer of each page of the document) shows how many times the regulations have been reprinted. For example, numbering a reprint as “Reprint 3” would mean that the reprint was the 3rd reprint since the regulations were published. Reprint numbering was implemented as from 1 January 2003.
2. The information in the reprint is current on the date shown as the date as at which the regulations are reprinted. That date is not the date when the reprint was published by the State Law Publisher and it is probably not the date when the most recent amendment had effect.

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Classification (Publications, Films and Computer Games) Enforcement Regulations 1996

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Western Australia

Reprinted under the
Reprints Act 1984 as
at 19 April 2013

Classification (Publications, Films and Computer Games) Enforcement
Act 1996

Classification (Publications, Films and Computer Games) Enforcement Regulations 1996

1. Citation

These regulations may be cited as the *Classification (Publications, Films and Computer Games) Enforcement Regulations 1996*¹.

[Regulation 1 amended in Gazette 14 Dec 2012 p. 6202.]

2. Commencement

These regulations come into operation on the day on which the *Censorship Act 1996*² comes into operation¹.

3. Prescribed offences and modified penalties

- (1) The offences set out in Schedule 1 column 1 are prescribed for the purposes of section 117D of the Act.
- (2) For the purposes of section 117E(2) of the Act, the modified penalty set out in Schedule 1 column 2 opposite an offence referred to in Schedule 1 column 1 is the prescribed modified penalty for an individual for that offence.

r. 4

- (3) For the purposes of section 117E(2) of the Act, the modified penalty set out in Schedule 1 column 3 opposite an offence referred to in Schedule 1 column 1 is the prescribed modified penalty for a body corporate for that offence.

[Regulation 3 inserted in Gazette 4 Jun 2004 p. 1929-30.]

4. Form of an infringement notice

Schedule 2 Form 1 is prescribed for the purposes of section 117E(1) of the Act.

[Regulation 4 inserted in Gazette 4 Jun 2004 p. 1930.]

5. Form of notice of withdrawal of an infringement notice

Schedule 2 Form 2 is prescribed for the purposes of section 117G(1) of the Act.

[Regulation 5 inserted in Gazette 4 Jun 2004 p. 1930.]

[6-8. Deleted in Gazette 27 Jun 2003 p. 2384-5.]

9. Fee for registration, or renewal of registration, of premises

For the purposes of section 131(1)(d) of the Act a fee of \$75 in respect of each premises proposed to be registered, or registered, in the name of the applicant is prescribed.

10. Fee for inspecting or copying register

For the purposes of section 135(5) of the Act —

- (a) a fee of \$5 is prescribed for inspecting the register; and
- (b) a fee of \$1 per page is prescribed for copies of the register.

[11, 12. Deleted in Gazette 27 Jun 2003 p. 2385.]

Schedule 1 — Prescribed offences and modified penalties

[r. 3]

[Heading inserted in Gazette 4 Jun 2004 p. 1930.]

Offence	Modified penalty (individual)	Modified penalty (body corporate)
s. 64(1)	\$200	\$1 000
s. 64(4)	\$200	\$1 000
s. 65(1)	\$500	\$2 500
s. 65(5)	\$500	\$2 500
s. 65(6)	\$500	\$2 500
s. 65A	\$500	\$2 500
s. 65B	\$200	\$1 000
s. 65C(1)	\$500	\$2 500
s. 65C(2)	\$500	\$2 500
s. 65D(5)	\$20	N/A
s. 67(1)	\$100	\$500
s. 70(1)(b)	\$200	\$1 000
s. 71(2)	\$20	N/A
s. 72(1)	\$200	\$1 000
s. 75(1)	\$100	\$500
s. 76(1)	\$500	\$2 500
s. 76(2)	\$500	\$2 500
s. 76(3)	\$500	\$2 500
s. 77(1)	\$500	\$2 500
s. 79(1)	\$500	\$2 500
s. 79(3)	\$20	N/A
s. 79(4)	\$200	\$1 000
s. 83(1)	\$100	\$500
s. 84(2)	\$20	N/A
s. 85(1)	\$500	\$2 500
s. 85(2)(b)	\$200	\$1 000
s. 85(3)(b)	\$200	\$1 000

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Schedule 1 Prescribed offences and modified penalties

Offence	Modified penalty (individual)	Modified penalty (body corporate)
s. 86(1)	\$500	\$2 500
s. 86(2)	\$500	\$2 500
s. 86(3)	\$500	\$2 500
s. 86(4)	\$500	\$2 500
s. 87(1)	\$500	\$2 500
s. 88(1A)	\$500	\$2 500
s. 88(1)	\$500	\$2 500
s. 90(1)	\$500	\$2 500
s. 91(1)	\$500	\$2 500
s. 92	\$200	\$1 000
s. 93(1)	\$200	\$1 000
s. 94	\$200	\$1 000
s. 95	\$200	\$1 000
s. 96(1)	\$200	\$1 000
s. 97(1)	\$200	\$1 000
s. 97(2)	\$200	\$1 000
s. 97A(2)	\$500	\$2 500
s. 98	\$200	\$1 000
s. 113	\$100	N/A

[Schedule 1 inserted in Gazette 4 Jun 2004 p. 1930-1; amended in Gazette 14 Dec 2012 p. 6202.]

Schedule 2 — Forms

[r. 4 and 5]

[Heading inserted in Gazette 4 Jun 2004 p. 1931.]

Form 1

<i>Classification (Publications, Films and Computer Games) Enforcement Act 1996 s. 117E(1)</i> Infringement Notice		Notice No:	
Alleged offender	Family name:		
	Other names:		
	Address:	No.:	Street name:
		Suburb:	
Alleged offence	Details of alleged offence:		
	Description of alleged offence:		
	Where and when:		
Amount of modified penalty	\$		
Police officer who issued this notice	Name:		
	Signature:		
	Date:		

What you must do	<p>1. You may elect to have this matter heard and determined by a court. To do this, complete the details in “Electing action by a court” on the reverse of this notice and return this notice to [details to be inserted here] within 28 days after the service of this notice.</p> <p>2. If you do not wish to have this matter heard and determined by a court you may dispose of this matter within 28 days after the service of this notice by paying the modified penalty (see “Paying the modified penalty” on the reverse of this notice).</p> <p>Should you not pursue either of the above options within 28 days, additional administrative charges may be incurred and action may be taken to suspend your Motor Driver’s Licence until you have paid in full the modified penalty and any additional charges OR you have elected to have this matter dealt with before a Court.</p>

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Schedule 2 Forms

Reverse of Form 1

Electing action by a court	I elect to have the offence alleged in this notice dealt with by a court. I understand that I may receive a summons for the alleged offence.
	Signature:
	Date:
	Address for service:

Paying the modified penalty	You may pay the modified penalty —
	<ol style="list-style-type: none"> 1. BY POSTING a cheque or money order made payable to [details to be inserted here]; OR 2. IN PERSON to [details to be inserted here].

[Form 1 inserted in Gazette 4 Jun 2004 p. 1931-2; amended in Gazette 14 Dec 2012 p. 6203.]

Form 2

<i>Classification (Publications, Films and Computer Games) Enforcement Act 1996 s. 117G(1)</i>		Notice No:	
Withdrawal of Infringement Notice			
To [Details of alleged offender]	Family name:		
	Other names:		
	Address:	No.:	Street name:
		Suburb:	Postcode:
<p>AN INFRINGEMENT NOTICE SERVED ON YOU HAS BEEN WITHDRAWN. ANY PAYMENT THAT HAS BEEN MADE WILL BE REFUNDED AND —</p> <ul style="list-style-type: none"> • NO FURTHER ACTION WILL BE TAKEN* • A SUMMONS WILL BE ISSUED* <p><i>[* delete whichever is not applicable]</i></p>			
Details of withdrawn notice	Date notice given:		
	Notice number:		
	Alleged offence:		
Authorised person who issued this notice	Name:		
	Signature:		
	Date:		

[Form 2 inserted in Gazette 4 Jun 2004 p. 1932; amended in Gazette 14 Dec 2012 p. 6203.]

**Classification (Publications, Films and Computer Games) Enforcement
Regulations 1996**

Notes

- ¹ This reprint is a compilation as at 19 April 2013 of the *Classification (Publications, Films and Computer Games) Enforcement Regulations 1996* and includes the amendments made by the other written laws referred to in the following table. The table also contains information about any reprint.

Compilation table

Citation	Gazettal	Commencement
<i>Censorship Regulations 1996</i> ³	1 Nov 1996 p. 5755-62	5 Nov 1996 (see r. 2 and <i>Gazette</i> 5 Nov 1996 p. 5845)
<i>Censorship Amendment Regulations 2003</i>	27 Jun 2003 p. 2384-5	1 Jul 2003 (see r. 2 and <i>Gazette</i> 27 Jun 2003 p. 2383)
Reprint 1: The <i>Censorship Regulations 1996</i> as at 5 Dec 2003 (includes amendment listed above)		
<i>Censorship Amendment Regulations 2004</i>	4 Jun 2004 p. 1929-32	4 Jun 2004 (see r. 2 and <i>Gazette</i> 4 Jun 2004 p. 1933)
<i>Censorship Amendment Regulations 2012</i>	14 Dec 2012 p. 6202-3	r. 1 and 2: 14 Dec 2012 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jan 2013 (see r. 2(b) and Act No. 53 of 2012 s. 2(b)(i))
Reprint 2: The <i>Classification (Publications, Films and Computer Games) Enforcement Regulations 1996</i> as at 19 Apr 2013 (includes amendment listed above)		

- ² Now known as the *Classification (Publications, Films and Computer Games) Enforcement Act 1996*.
- ³ Now known as the *Classification (Publications, Films and Computer Games) Enforcement Regulations 1996*; citation changed (see note under r. 1).

***Classification (Publications, Films and Computer Games)
Enforcement Regulations 1996***

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