



Western Australia

## **Liquor Control (Jigalong Restricted Area) Regulations 2009**

Compare between:

[02 May 2009, 00-a0-01] and [30 Apr 2011, 00-b0-03]



Western Australia

Liquor Control Act 1988

## **Liquor Control (Jigalong Restricted Area) Regulations 2009**

### **1. Citation**

These regulations are the *Liquor Control (Jigalong Restricted Area) Regulations 2009*.

### **2. Commencement**

These regulations come into operation as follows —

- (a) regulations 1 and 2 — on the day on which these regulations are published in the *Gazette*;
- (b) the rest of the regulations — on the day after that day.

### **3. Term used: Jigalong Aboriginal Community**

In these regulations —

*Jigalong Aboriginal Community* means the area of the land the subject of —

- (a) Reserve 41265 being the whole of the land in Certificates of Crown Land Title Volume LR3128 Folio 529 and Volume LR3128 Folio 530;
- (b) Pastoral Lease 3114/1103 being the whole of the land in Certificate of Crown Land Title Volume LR3147 Folio 908;

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- (c) Crown Lease 154/1984 being the whole of the land in Certificate of Crown Land Title Volume LR3137 Folio 492.

**4. Note is not part of regulation**

The note after regulation 9 does not form part of these regulations.

**5. Declaration of restricted area**

The Jigalong Aboriginal Community is declared to be a restricted area for the purposes of section 175(1a) of the Act.

**6. Notice of restricted area**

- (1) The Director of Liquor Licensing must take all reasonable steps to cause to be posted, and while the Jigalong Aboriginal Community continues to be a restricted area by operation of regulation 5 to be kept posted, at each place where a customary access route enters the Jigalong Aboriginal Community a notice —
  - (a) describing the offences set out in regulation 7; and
  - (b) specifying the penalties for those offences.
- (2) A failure to comply with subregulation (1) does not invalidate the declaration in regulation 5.

**7. Prohibitions as to liquor in Jigalong Aboriginal Community**

- (1) A person who —
  - (a) brings liquor into, or causes liquor to be brought into, the Jigalong Aboriginal Community; or
  - (b) has liquor in his or her possession in the Jigalong Aboriginal Community,

commits an offence.

Penalty:

- (a) if subregulation (2) applies — a fine of \$5 000;
  - (b) in any other case — a fine of \$2 000.
- (2) This subregulation applies to an offence under subregulation (1) committed by a licensee, a manager of licensed premises or a director of a body corporate that holds a licence.

**8. Seizure and disposal of containers of liquor**

Despite section 155(4) and (5) of the Act, a member of the Police Force may seize and, as soon as is practicable, dispose of any opened or unopened container of liquor suspected on reasonable grounds to be the subject of an offence under regulation 7.

**9. Period during which these regulations have effect**

Unless sooner repealed, these regulations have effect for the period that ends on the day ~~2~~5 years after the day referred to in regulation 2(b).

Note: Under the *Liquor Control Act 1988* section 175(1d), these regulations expire at the end of the period referred to in regulation 9.

*[Regulation 9 amended in Gazette 29 Apr 2011 p. 1534.]*

## Notes

<sup>1</sup> This is a compilation of the *Liquor Control (Jigalong Restricted Area) Regulations 2009*. ~~The~~ <sup>2</sup> and includes the amendments made by the other written laws referred to in the following table ~~contains information about those regulations.~~

### Compilation table

Citation	Gazettal	Commencement
<i>Liquor Control (Jigalong Restricted Area) Regulations 2009</i>	1 May 2009 p. 1438-40	r. 1 and 2: 1 May 2009 (see r. 2(a)); Regulations other than r. 1 and 2: 2 May 2009 (see r. 2(b))
<a href="#"><u><i>Liquor Control (Jigalong Restricted Area) Amendment Regulations 2011</i></u></a>	<a href="#"><u>29 Apr 2011</u></a> <a href="#"><u>p. 1534-5</u></a>	<a href="#"><u>r. 1 and 2: 29 Apr 2011 (see r. 2(a));</u></a> <a href="#"><u>Regulations other than r. 1 and 2:</u></a> <a href="#"><u>30 Apr 2011 (see r. 2(b))</u></a>

<sup>2</sup> [These regulations expire 2 May 2014 \(see r. 9\).](#)