Western Australia

Police (Gaming) Regulations 1982

Compare between:

[11 Nov 1998, 00-a0-07] and [23 Feb 2013, 00-b0-04]

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|  | Crest | **Reprinted under the *Reprints Act 1984* as** |
| **at 23 February 2013** |

Western Australia

POLICE ACT 1892

Police (Gaming) Regulations 1982

##### 1. Citation

 These regulations may be cited as the *Police (Gaming) Regulations 1982*.

##### 2. Commencement

 These regulations operate on and from the day on which the *Acts Amendment (Betting and Gaming) Act 1982* comes into operation.

##### 3. Interpretation

 In these regulations **“the Act”** means the *Police Act 1892*, as amended.

##### 4. Exempted games

 Subsections (1) and (2) of section 86 of the Act shall not have effect in relation to —

 (a) games with prizes being games of chance and skill combined in which skill is the predominant factor where —

 (i) the games are played at an agricultural show, a pleasure fair, a fete, or another like event; and

 (ii) the opportunity to win prizes at those games is not the only, or the only substantial inducement to attend the show, fair, fete, or other event;

 (b) games of chance played at a public place to which the public have or are permitted to have access but not played for winnings in money or money’s worth.

##### 5. Forms

 (1) An infringement notice under section 87 of the Act shall be in the form of Form 1 in the schedule to these regulations.

 (2) An embargo notice under section 90B of the Act shall be in the form of Form 2 in the schedule to these regulations.

Form 1

WESTERN AUSTRALIA

*Police (Gaming) Regulations 1982*

INFRINGEMENT NOTICE

DATE . . . . . . . . . . . . . .

M . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

Surname (Block letters)         Other names in full

ADDRESS . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .
           Number and Street

. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . Post Code . . . . . . . . . . .
       Town and Suburb

\* DATE OF BIRTH . . . . . . . . . . . . . . . . . . . . \* AGE . . . . . . . . . . . . . . .

\* DRIVER’S LICENCE No. . . . . . . . . . . . . . . \* EXPIRY DATE . . . . . . .

It is alleged that on the . . . . . . . . . . . . . . . . day of . . . . . . . . . . . . . . . . . . .

19 . . . . . at about . . . . . . . . . . . . hours, you were found committing an offence

against section 87 (6) of the *Police Act 1892* on premises situated at . . . .

. . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

such premises being alleged to be a common gaming house. If you do not wish to have a complaint of the alleged offence heard and determined in a court you may complete the form attached to this notice and forward or deliver that form together with the sum of $50 by way of modified penalty to a person named on the back of this notice within . . . . . . . . . . . . . . [insert a time of not less than 10 days] days from the date on which this notice is given, whereupon you will not be liable to costs or further penalty in the matter. You have a right to decline to proceed in the manner described above and if you wish to contest the allegation or submit to the court matters in extenuation of penalty or for any other reason to allow the matter to be determined in a court hearing you need not reply or take any further action in respect of this notice, in which case a complaint of the alleged offence may be made against you in due course.

STATION . . . . . . . . . . . . . . . . POLICE OFFICER . . . . . . . . . . . . . No. .

\* If known.

Form 2

WESTERN AUSTRALIA

*Police (Gaming) Regulations 1982*

EMBARGO NOTICE

I, . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . [insert name

of the justice of the peace granting embargo notice] of . . . . . . . . . . . . . . .

being a justice of the peace and being satisfied on the application of the following \* police officer/\* constable . . . . . . . . . . . . . . . . . [insert name and designation of applicant police officer or constable] that there is reasonable cause to believe that . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . [insert description of things] may be required as evidence for the purposes of proceedings under the *Police Act 1892* or is liable to forfeiture under that Act and cannot, or cannot readily, be seized and detained under that Act, hereby grant to that \* police officer/\* constable an embargo notice in respect of \* that thing/\* those things.

\* Delete whichever is inapplicable.

Granted on . . . . . . . . . . . . . . . . . . . . . .

at . . . . . . . . . . . . . . . . . . . . . . . . . . . . . . .

. . . . . . . . . . . . . . . . . . . . . . . . .
Signature of justice of the peace
granting embargo notice

NOTE: The attention of the person on whom this embargo notice is served is drawn to sections 90B and 90C of the *Police Act 1892*, as amended.

Notes

1. This is a compilation of the *Police (Gaming) Regulations 1982* and includes the amendments referred to in the following Table.

Compilation table

| **Citation** | **Gazettal** | **Commencement** |
| --- | --- | --- |
| *Police (Gaming) Regulations 1982* | 31 Dec 1982 p. 4999‑5000 |  |
| **These regulations were repealed by the *Police (Gaming Legislation) Repeal Regulations 2013* r. 3(a) as at 23 Feb 2013 (see *Gazette* 22 Feb 2013 p. 1013)** |