

Western Australia

Sunday Entertainments Act 1979
Criminal Procedure Act 2004

Sunday Entertainments Regulations 2006

As at 01 Jul 2011

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Extract from www.slp.wa.gov.au, see that website for further information

Sunday Entertainments Regulations 2006

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Sunday Entertainments Regulations 2006

1. Citation

These regulations are the *Sunday Entertainments Regulations 2006*.

2. Commencement

These regulations come into operation on the later of —

- (a) the day on which they are published in the *Gazette*; and
- (b) the day on which the *Criminal Procedure Amendment Regulations (No. 2) 2006* come into operation.

3. Interpretation

In these regulations —

Commissioner has the same meaning as it has in the *Fair Trading Act 2010*.

[Regulation 3 amended in *Gazette 30 Jun 2011 p. 2653*.]

4. Prescribed offences and modified penalties

- (1) The offences specified in Schedule 1 are offences for which an infringement notice may be issued under the *Criminal Procedure Act 2004* Part 2.
- (2) The modified penalty specified opposite an offence in Schedule 1 is the modified penalty for that offence for the purposes of the *Criminal Procedure Act 2004* section 5(3).

5. Authorised officers and approved officers

- (1) The Commissioner may, in writing, appoint persons or classes of persons to be authorised officers or approved officers for the purposes of the *Criminal Procedure Act 2004* Part 2.
- (2) The Commissioner is to issue to each authorised officer a certificate, badge or identity card identifying the officer as a person authorised to issue infringement notices.

6. Forms

The forms set out in Schedule 2 are prescribed in relation to the matters specified in those forms.

Schedule 1 — Prescribed offences and modified penalties

[r. 4]

Offences under <i>Sunday Entertainments Act 1979</i>	Modified penalty
s. 3(1)(a) Operating public entertainment venue for charge on Sunday, Christmas Day or Good Friday	\$100
s. 3(1)(b) Hiring out entertainment venue for public use on Sunday, Christmas Day or Good Friday	\$100

Schedule 2 — Forms

[r. 6]

Form 1 — Infringement notice

<i>Sunday Entertainments Act 1979</i>		Infringement notice no.
Infringement notice		
Alleged offender	Name: Family name _____	
	Given names _____	
	or Company name _____ ACN _____	
	Address _____ Postcode _____	
Alleged offence	Description of offence _____	
	<i>Sunday Entertainments Act 1979 s.</i>	
	Date _____ / _____ /20	Time _____ a.m./p.m.
	Modified penalty \$ _____	
Officer issuing notice	Name _____	
	Signature _____	
	Office _____	
Date	Date of notice _____ / _____ /20	
Notice to alleged offender	It is alleged that you have committed the above offence. If you do not want to be prosecuted in court for the offence, pay the modified penalty within 28 days after the date of this notice.	
	<p>How to pay</p> <p>By post: Send a cheque or money order (payable to ‘Approved Officer — <i>Sunday Entertainments Act 1979</i>’) to: Approved Officer — <i>Sunday Entertainments Act 1979</i> Department of Consumer and Employment Protection Locked Bag 14 Cloisters Square Perth WA 6850</p> <p>In person: Pay the cashier at: Department of Consumer and Employment Protection 219 St George’s Terrace, Perth WA</p> <p>If you do not pay the modified penalty within 28 days, you may be prosecuted or enforcement action may be taken under the <i>Fines, Penalties and Infringement Notices Enforcement Act 1994</i>. Under that Act your driver’s licence and/or vehicle licence may be suspended.</p> <p>If you need more time to pay the modified penalty, you can apply for an extension of time by writing to the Approved Officer at the above postal address.</p>	
	If you want this matter to be dealt with by prosecution in	

	<p>court, sign here _____ and post this notice to the Approved Officer at the above postal address within 28 days after the date of this notice.</p>
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Form 2 — Withdrawal of infringement notice

<i>Sunday Entertainments Act 1979</i>		Withdrawal no.
Withdrawal of infringement notice		
Alleged offender	Name: Family name _____	
	Given names _____	
	or Company name _____	
	ACN _____	
Address _____		Postcode _____
Infringement notice	Infringement notice no. _____	
	Date of issue / /20	
Alleged offence	Description of offence _____	
	<i>Sunday Entertainments Act 1979 s.</i> _____	
	Date / /20	Time a.m./p.m.
Officer withdrawing notice	Name _____	
	Signature _____	
	Office _____	
Date	Date of withdrawal / /20	
Withdrawal of infringement notice	The above infringement notice issued against you has been withdrawn.	
	If you have already paid the modified penalty for the alleged offence you are entitled to a refund. * Your refund is enclosed. or * If you have paid the modified penalty but a refund is not enclosed, to claim your refund sign this notice and post it to: Approved Officer — <i>Sunday Entertainments Act 1979</i> Department of Consumer and Employment Protection Locked Bag 14 Cloisters Square Perth WA 6850	
<i>[*delete whichever is not applicable]</i>	Signature _____	/ /20

Notes

¹ This is a compilation of the *Sunday Entertainments Regulations 2006* and includes the amendments made by the other written laws referred to in the following table.

Compilation table

Citation	Gazettal	Commencement
<i>Sunday Entertainments Regulations 2006</i>	22 Sep 2006 p. 4136-9	22 Sep 2006 (see r. 2(a))
<i>Sunday Entertainments Amendment Regulations 2011</i>	30 Jun 2011 p. 2653	r. 1 and 2: 30 Jun 2011 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jul 2011 (see r. 2(b))