



Western Australia

Sunday Entertainments Act 1979

As at 31 May 2005

Version 01-b0-12
Published on www.legislation.wa.gov.au

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Sunday Entertainments Act 1979

An Act to restrict the keeping, opening or use of places for public entertainment or amusement on Sundays and on Christmas Day and Good Friday, and to provide for purposes connected therewith.

[Long title amended: No. 70 of 2004 s. 82.]

1. Short title and commencement

- (1) This Act may be cited as the *Sunday Entertainments Act 1979*¹.
- (2) This Act shall come into operation on a date to be fixed by proclamation¹.

2. Interpretation

In this Act —

owner, in relation to a place, means lessor, landlord or owner of the place;

place means any place whatsoever within the State and includes any building, structure, vehicle, aircraft, hovercraft, surface or underwater vessel or floating platform or other man-made object within the State;

public entertainment or amusement does not include address, discussion or lecture on, or exhibition concerned with, art, ethics, literature, science, social duties or any matter of public interest.

3. Public entertainments on Sundays, Christmas Day and Good Friday restricted

- (1) Subject to this section, a person who, except with statutory authority —
- (a) knowingly keeps, opens or uses any place or any part thereof for public entertainment or amusement on any Sunday or on Christmas Day or Good Friday in any year and to which persons are admitted by payment of money, or by tickets, programmes, objects or tokens sold for money, or in which, or in respect of which, a charge is made for seats, or a collection of money is made; or
 - (b) being the owner of any place, or the agent of such owner, knowingly hires, lets or causes or allows to be kept, opened or used that place or any part thereof for the purpose referred to in paragraph (a),

is guilty of an offence.

Penalty: On summary conviction, \$500.

- (2) The Minister may —
- (a) by notice published in the *Government Gazette* declare that the provisions of subsection (1) do not apply to or in relation to specified persons or classes of persons in respect of the keeping, opening or use of specified places or classes of places for specified public entertainment or amusement or classes of public entertainment or amusement on any Sunday; or
 - (b) notwithstanding the provisions of subsection (1), in writing permit a specified person or persons to keep, open or use a specified place for specified public entertainment or amusement on any specified Sunday or on Christmas Day or Good Friday in any specified year,

subject to such conditions, limitations or restrictions as are specified.

- (3) The Minister may —
- (a) by notice published in the *Government Gazette* vary or cancel any declaration; or
 - (b) in writing vary or cancel any permit,
- made or issued under subsection (2).

- (4) In subsection (2) —
- specified*** means specified in the relevant declaration or permit, as the case may require.

[Section 3 amended: No. 51 of 1992 s. 16(1); No. 50 of 2003 s. 97(2).]

[4. *Deleted: No. 70 of 2004 s. 82]*

Notes

- ¹ This is a compilation as of the *Sunday Entertainments Act 1979* 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

Short title	Number and year	Assent	Commencement
<i>Sunday Entertainments Act 1979</i>	17 of 1979	30 Aug 1979	8 Feb 1980 (see s. 1(2) and <i>Gazette</i> 1 Feb 1980 p. 283)
<i>Criminal Law Amendment Act (No. 2) 1992</i> s. 16(1)	51 of 1992	9 Dec 1992	6 Jan 1993
<i>Sentencing Legislation Amendment and Repeal Act 2003</i> s. 97	50 of 2003	9 Jul 2003	15 May 2004 (see s. 2 and <i>Gazette</i> 14 May 2004 p. 1445)
Reprint 1: The <i>Sunday Entertainments Act 1979</i> as at 6 Aug 2004 (includes amendments listed above)			
<i>Criminal Law Amendment (Simple Offences) Act 2004</i> s. 82	70 of 2004	8 Dec 2004	31 May 2005 (see s. 2 and <i>Gazette</i> 14 Jan 2005 p. 163)

Defined terms

*[This is a list of terms defined and the provisions where they are defined.
The list is not part of the law.]*

Defined term	Provision(s)
owner	2
place	2
public entertainment or amusement	2
specified	3(4)