



Western Australia

Liquor Control Act 1988

## **Liquor Control (Pandanus Park Restricted Area) Regulations 2011**

---

As at 24 May 2014

Version 00-b0-02

Extract from [www.slp.wa.gov.au](http://www.slp.wa.gov.au), see that website for further information



Western Australia

# Liquor Control (Pandanus Park Restricted Area) Regulations 2011

## Contents

|    |  |   |
|----|--|---|
| 1. | Citation   | 1 |
| 2. | Commencement   | 1 |
| 3. | Term used: Pandanus Park Aboriginal Community                      | 1 |
| 4. | Note is not part of regulations                                    | 1 |
| 5. | Declaration of restricted area                                     | 2 |
| 6. | Notice of restricted area  | 2 |
| 7. | Prohibitions as to liquor in Pandanus Park<br>Aboriginal Community | 2 |
| 8. | Seizure and disposal of containers of liquor                       | 3 |
| 9. | Period during which these regulations have effect                  | 3 |

## Notes

|  |                   |   |
|--|-------------------|---|
|  | Compilation table | 4 |
|--|-------------------|---|

## Defined terms



Western Australia

Liquor Control Act 1988

## **Liquor Control (Pandanus Park Restricted Area) Regulations 2011**

### **1. Citation**

These regulations are the *Liquor Control (Pandanus Park Restricted Area) Regulations 2011*.

### **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: Pandanus Park Aboriginal Community**

In these regulations —

***Pandanus Park Aboriginal Community*** means the area of land described as Reserve 40277 being Lot 353 on Deposited Plan 35956 and being the whole of the land in Certificate of Crown Land Title Volume LR3130 Folio 726.

### **4. Note is not part of regulations**

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

**5. Declaration of restricted area**

The Pandanus Park 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 Pandanus Park 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 Pandanus Park Aboriginal Community a notice —
  - (a) describing the area that is subject to the declaration in regulation 5 in sufficient detail for it to be clearly identified; and
  - (b) describing the offences set out in regulation 7; and
  - (c) 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 Pandanus Park Aboriginal Community**

- (1) A person who —
  - (a) brings liquor into, or causes liquor to be brought into, the Pandanus Park Aboriginal Community; or
  - (b) has liquor in his or her possession in the Pandanus Park 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 of 6 years commencing at the time regulation 5 comes into operation.

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 23 May 2014 p. 1637.]*

**Notes**

<sup>1</sup> This is a compilation of the *Liquor Control (Pandanus Park Restricted Area) Regulations 2011*<sup>2</sup>. The following table contains information about those regulations.

**Compilation table**

| <b>Citation</b>  | <b>Gazettal</b>          | <b>Commencement</b>  |
|--|--------------------------|--|
| <i>Liquor Control (Pandanus Park Restricted Area) Regulations 2011</i>           | 27 May 2011<br>p. 1932-4 | r. 1 and 2: 27 May 2011<br>(see r. 2(a));<br>Regulations other than r. 1 and 2:<br>28 May 2011 (see r. 2(b)) |
| <i>Liquor Control (Pandanus Park Restricted Area) Amendment Regulations 2014</i> | 23 May 2014<br>p. 1636-7 | r. 1 and 2: 23 May 2014<br>(see r. 2(a));<br>Regulations other than r. 1 and 2:<br>24 May 2014 (see r. 2(b)) |

<sup>2</sup> These regulations expire on 28 May 2017 (see r. 9).



## Defined terms

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

| <b>Defined term</b>                     | <b>Provision(s)</b> |
|---|---------------------|
| Pandanus Park Aboriginal Community..... | 3                   |