



Western Australia

Liquor Control Act 1988

**Liquor Control (Bayulu Restricted Area)  
Regulations 2013**



Western Australia

# **Liquor Control (Bayulu Restricted Area) Regulations 2013**

## **Contents**

1.	Citation	1
2.	Commencement	1
3.	Term used: Bayulu Aboriginal Community	1
4.	Note is not part of regulation	2
5.	Declaration of restricted area	2
6.	Notice of restricted area	2
7.	Prohibitions as to liquor in the Bayulu Aboriginal Community	2
8.	Seizure and disposal of containers of liquor	3
9.	Period during which these regulations have effect	3
	<b>Notes</b>	
	Compilation table	4



## **Liquor Control (Bayulu Restricted Area) Regulations 2013**

### **1. Citation**

These regulations are the *Liquor Control (Bayulu Restricted Area) Regulations 2013*.

### **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: Bayulu Aboriginal Community**

In these regulations —

***Bayulu Aboriginal Community*** means the area of land described as —

- (a) Lot 12 on Deposited Plan 182544 being the whole of the land in Record of Qualified Certificate of Crown Land Title Volume LR3123 Folio 495; and
- (b) Lot 14 on Deposited Plan 183081 being the whole of the land in Record of Qualified Certificate of Crown Land Title Volume LR3123 Folio 496.

**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 Bayulu 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 Bayulu 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 Bayulu 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 the Bayulu Aboriginal Community**

- (1) A person who —
  - (a) brings liquor into, or causes liquor to be brought into, the Bayulu Aboriginal Community; or
  - (b) has liquor in his or her possession in the Bayulu 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 at the close of 28 June 2019.

Note for this regulation:

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: Gazette 29 Nov 2013 p. 5466; 27 May 2016 p. 1549; 28 Oct 2016 p. 4917.]*

### Notes

<sup>1</sup> This is a compilation of the *Liquor Control (Bayulu Restricted Area) Regulations 2013* and includes the amendments made by the other written laws referred to in the following table <sup>2</sup>.

#### Compilation table

Citation	Gazettal	Commencement
<i>Liquor Control (Bayulu Restricted Area) Regulations 2013</i>	28 Jun 2013 p. 2800-1	r. 1 and 2: 28 Jun 2013 (see r. 2(a)); Regulations other than r. 1 and 2: 29 Jun 2013 (see r. 2(b))
<i>Liquor Control (Bayulu Restricted Area) Amendment Regulations 2013</i>	29 Nov 2013 p. 5466	r. 1 and 2: 29 Nov 2013 (see r. 2(a)); Regulations other than r. 1 and 2: 30 Nov 2013 (see r. 2(b))
<i>Liquor Control (Bayulu Restricted Area) Amendment Regulations 2016</i>	27 May 2016 p. 1548-9	r. 1 and 2: 27 May 2016 (see r. 2(a)); Regulations other than r. 1 and 2: 28 May 2016 (see r. 2(b))
<i>Liquor Control (Bayulu Restricted Area) Amendment Regulations (No. 2) 2016</i>	28 Oct 2016 p. 4916-17	r. 1 and 2: 28 Oct 2016 (see r. 2(a)); Regulations other than r. 1 and 2: 29 Oct 2016 (see r. 2(b))

<sup>2</sup> These regulations expire 28 June 2019 (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>
Bayulu Aboriginal Community.....	3