



Western Australia

Sunday Entertainments Act 1979  
Criminal Procedure Act 2004

## **Sunday Entertainments Regulations 2006**



# Sunday Entertainments Regulations 2006

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#### **Defined terms**



## 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: *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]

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<b>Offences under <i>Sunday Entertainments Act 1979</i></b>	<b>Modified penalty</b>
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

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Schedule 2 — Forms

[r. 6]

Form 1 — Infringement notice

<i>Sunday Entertainments Act 1979</i>		Infringement notice no.
<b>Infringement notice</b>		
<b>Alleged offender</b>	Name: Family name _____	
	Given names _____	
	or Company name _____	
	ACN _____	
Address _____		Postcode _____
<b>Alleged offence</b>	Description of offence _____	
	<i>Sunday Entertainments Act 1979 s.</i>	
	Date _____ / _____ /20	Time _____ a.m./p.m.
	Modified penalty \$ _____	
<b>Officer issuing notice</b>	Name _____	
	Signature _____	
	Office _____	
<b>Date</b>	Date of notice _____ / _____ /20	
<b>Notice to alleged offender</b>	<p>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> <p><b>How to pay</b></p> <p><b>By post:</b> 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><b>In person:</b> Pay the cashier at:                      Department of Consumer and Employment Protection                      219 St George’s Terrace, Perth WA</p> <p><b>If you do not pay</b> 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, some or all of the following action may be taken — your driver’s licence may be suspended, your vehicle licence may be suspended or cancelled, you may be disqualified from holding or obtaining a driver’s licence or vehicle licence, your vehicle may be immobilised or have its number plates removed, your details may be published on a website, your</p>	



	earnings or bank accounts may be garnished, and your property may be seized and sold. <b>If you need more time</b> to pay the modified penalty, you can apply for an extension of time by writing to the Approved Officer at the above postal address.
	<b>If you want this matter to be dealt with by prosecution in court</b> , sign here _____ and post this notice to the Approved Officer at the above postal address within 28 days after the date of this notice.

*[Form 1 amended: Gazette 20 Aug 2013 p. 3843; SL 2020/163 r. 54.]*

**Form 2 — Withdrawal of infringement notice**

<i>Sunday Entertainments Act 1979</i>		Withdrawal no.
<b>Withdrawal of infringement notice</b>		
<b>Alleged offender</b>	Name: Family name	
	Given names	
	or Company name	
	ACN	
Address		Postcode
<b>Infringement notice</b>	Infringement notice no.	
	Date of issue / /20	
<b>Alleged offence</b>	Description of offence	
	<i>Sunday Entertainments Act 1979 s.</i>	
	Date / /20	Time a.m./p.m.
<b>Officer withdrawing notice</b>	Name	
	Signature	
	Office	
<b>Date</b>	Date of withdrawal / /20	
<b>Withdrawal of infringement notice</b>	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.	
[*delete whichever is not applicable]	* 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	
	Signature	/ /20



## Notes

This is a compilation of the *Sunday Entertainments Regulations 2006* and includes amendments made by other written laws. For provisions that have come into operation see the compilation table.

### Compilation table

Citation	Published	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))
<i>Sunday Entertainments Amendment Regulations 2013</i>	20 Aug 2013 p. 3843	r. 1 and 2: 20 Aug 2013 (see r. 2(a)); Regulations other than r. 1 and 2: 21 Aug 2013 (see r. 2(b) and <i>Gazette</i> 20 Aug 2013 p. 3815)
<i>Commerce Regulations Amendment (Infringement Notices) Regulations 2020 Pt. 27</i>	SL 2020/163 25 Sep 2020	29 Sep 2020 (see r. 2(b) and SL 2020/159 cl. 2(a))

Defined terms

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**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>
Commissioner .....	3