



Western Australia

Classification (Publications, Films and Computer Games) Enforcement  
Act 1996

**Classification (Publications, Films and  
Computer Games) Enforcement Regulations  
1996**



# **Classification (Publications, Films and Computer Games) Enforcement Regulations 1996**

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## **Classification (Publications, Films and Computer Games) Enforcement Regulations 1996**

### **1. Citation**

These regulations may be cited as the *Classification (Publications, Films and Computer Games) Enforcement Regulations 1996*.

*[Regulation 1 amended: Gazette 14 Dec 2012 p. 6202.]*

### **2. Commencement**

These regulations come into operation on the day on which the *Censorship Act 1996*<sup>1</sup> comes into operation.

### **3. Prescribed offences and modified penalties**

- (1) The offences set out in Schedule 1 column 1 are prescribed for the purposes of section 117D of the Act.
- (2) For the purposes of section 117E(2) of the Act, the modified penalty set out in Schedule 1 column 2 opposite an offence referred to in Schedule 1 column 1 is the prescribed modified penalty for an individual for that offence.
- (3) For the purposes of section 117E(2) of the Act, the modified penalty set out in Schedule 1 column 3 opposite an offence referred to in Schedule 1 column 1 is the prescribed modified penalty for a body corporate for that offence.

*[Regulation 3 inserted: Gazette 4 Jun 2004 p. 1929-30.]*

r. 4

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**4. Form of an infringement notice**

Schedule 2 Form 1 is prescribed for the purposes of section 117E(1) of the Act.

*[Regulation 4 inserted: Gazette 4 Jun 2004 p. 1930.]*

**5. Form of notice of withdrawal of an infringement notice**

Schedule 2 Form 2 is prescribed for the purposes of section 117G(1) of the Act.

*[Regulation 5 inserted: Gazette 4 Jun 2004 p. 1930.]*

*[6-8. Deleted: Gazette 27 Jun 2003 p. 2384-5.]*

**9. Fee for registration, or renewal of registration, of premises**

For the purposes of section 131(1)(d) of the Act a fee of \$76.50 in respect of each premises proposed to be registered, or registered, in the name of the applicant is prescribed.

*[Regulation 9 amended: SL 2022/111 r. 10.]*

**10. Fee for inspecting or copying register**

For the purposes of section 135(5) of the Act —

- (a) a fee of \$5 is prescribed for inspecting the register; and
- (b) a fee of \$1 per page is prescribed for copies of the register.

*[11, 12. Deleted: Gazette 27 Jun 2003 p. 2385.]*

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**Schedule 1 — Prescribed offences and modified penalties**

[r. 3]

*[Heading inserted: Gazette 4 Jun 2004 p. 1930.]*

<b>Offence</b>	<b>Modified penalty (individual)</b>	<b>Modified penalty (body corporate)</b>
s. 64(1)	\$200	\$1 000
s. 64(4)	\$200	\$1 000
s. 65(1)	\$500	\$2 500
s. 65(5)	\$500	\$2 500
s. 65(6)	\$500	\$2 500
s. 65A	\$500	\$2 500
s. 65B	\$200	\$1 000
s. 65C(1)	\$500	\$2 500
s. 65C(2)	\$500	\$2 500
s. 65D(5)	\$20	N/A
s. 67(1)	\$100	\$500
s. 70(1)(b)	\$200	\$1 000
s. 71(2)	\$20	N/A
s. 72(1)	\$200	\$1 000
s. 75(1)	\$100	\$500
s. 76(1)	\$500	\$2 500
s. 76(2)	\$500	\$2 500
s. 76(3)	\$500	\$2 500
s. 77(1)	\$500	\$2 500
s. 79(1)	\$500	\$2 500
s. 79(3)	\$20	N/A
s. 79(4)	\$200	\$1 000
s. 83(1)	\$100	\$500
s. 84(2)	\$20	N/A
s. 85(1)	\$500	\$2 500
s. 85(2)(b)	\$200	\$1 000
s. 85(3)(b)	\$200	\$1 000
s. 86(1)	\$500	\$2 500

**Classification (Publications, Films and Computer Games) Enforcement Regulations 1996**

**Schedule 1** Prescribed offences and modified penalties

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<b>Offence</b>	<b>Modified penalty (individual)</b>	<b>Modified penalty (body corporate)</b>
s. 86(2)	\$500	\$2 500
s. 86(3)	\$500	\$2 500
s. 86(4)	\$500	\$2 500
s. 87(1)	\$500	\$2 500
s. 88(1A)	\$500	\$2 500
s. 88(1)	\$500	\$2 500
s. 90(1)	\$500	\$2 500
s. 91(1)	\$500	\$2 500
s. 92	\$200	\$1 000
s. 93(1)	\$200	\$1 000
s. 94	\$200	\$1 000
s. 95	\$200	\$1 000
s. 96(1)	\$200	\$1 000
s. 97(1)	\$200	\$1 000
s. 97(2)	\$200	\$1 000
s. 97A(2)	\$500	\$2 500
s. 98	\$200	\$1 000
s. 113	\$100	N/A

*[Schedule 1 inserted: Gazette 4 Jun 2004 p. 1930-1; amended:  
Gazette 14 Dec 2012 p. 6202.]*



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**Schedule 2 — Forms**

[r. 4 and 5]

[Heading inserted: Gazette 4 Jun 2004 p. 1931.]

**Form 1**

<i>Classification (Publications, Films and Computer Games) Enforcement Act 1996 s. 117E(1)</i>		Notice No:		
<b>Infringement Notice</b>				
<b>Alleged offender</b>	Family name:			
	Other names:			
	Address:	No.:	Street name:	
		Suburb:		Postcode:
<b>Alleged offence</b>	Details of alleged offence:			
	Description of alleged offence:			
	Where and when:			
<b>Amount of modified penalty</b>	\$			
<b>Police officer who issued this notice</b>	Name:			
	Signature:			
	Date:			

**Classification (Publications, Films and Computer Games) Enforcement Regulations 1996**

**Schedule 2 Forms**

<b>What you must do</b>	<p>1. You may elect to have this matter heard and determined by a court. To do this, complete the details in “<b>Electing action by a court</b>” on the reverse of this notice and return this notice to [details to be inserted here] within 28 days after the service of this notice.</p> <p>2. If you do not wish to have this matter heard and determined by a court you may dispose of this matter within 28 days after the service of this notice by paying the modified penalty (see “<b>Paying the modified penalty</b>” on the reverse of this notice).</p> <p>Should you not pursue either of the above options within 28 days, additional administrative charges may be incurred and 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 earnings or bank accounts may be garnished, and your property may be seized and sold.</p>
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*Reverse of Form 1*

<b>Electing action by a court</b>	I elect to have the offence alleged in this notice dealt with by a court. I understand that I may receive a summons for the alleged offence.
	Signature:
	Date:
	Address for service:

<b>Paying the modified penalty</b>	You may pay the modified penalty —
	1. BY POSTING a cheque or money order made payable to [details to be inserted here]; OR 2. IN PERSON to [details to be inserted here].

*[Form 1 inserted: Gazette 4 Jun 2004 p. 1931-2; amended: Gazette 14 Dec 2012 p. 6203; 20 Aug 2013 p. 3860; SL 2020/162 r. 4.]*

Form 2

Classification (Publications, Films and Computer Games) Enforcement Act 1996 s. 117G(1) <b>Withdrawal of Infringement Notice</b>			Notice No:		
<b>To</b> [Details of alleged offender]	Family name:				
	Other names:				
	Address:	No.:	Street name:		
		Suburb:			Postcode:
<b>AN INFRINGEMENT NOTICE SERVED ON YOU HAS BEEN WITHDRAWN. ANY PAYMENT THAT HAS BEEN MADE WILL BE REFUNDED AND —</b> <ul style="list-style-type: none"><li>• <b>NO FURTHER ACTION WILL BE TAKEN*</b></li><li>• <b>A SUMMONS WILL BE ISSUED*</b></li></ul> [* delete whichever is not applicable]					
<b>Details of withdrawn notice</b>	Date notice given:				
	Notice number:				
	Alleged offence:				
<b>Authorised person who issued this notice</b>	Name:				
	Signature:				
	Date:				

[Form 2 inserted: Gazette 4 Jun 2004 p. 1932; amended: Gazette  
14 Dec 2012 p. 6203.]



## **Classification (Publications, Films and Computer Games) Enforcement Regulations 1996**

**Notes**                      Compilation table

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### **Notes**

This is a compilation of the *Classification (Publications, Films and Computer Games) Enforcement Regulations 1996* and includes amendments made by other written laws. For provisions that have come into operation, and for information about any reprints, see the compilation table.

### **Compilation table**

<b>Citation</b>	<b>Published</b>	<b>Commencement</b>
<i>Censorship Regulations 1996</i> <sup>2</sup>	1 Nov 1996 p. 5755-62	5 Nov 1996 (see r. 2 and <i>Gazette</i> 5 Nov 1996 p. 5845)
<i>Censorship Amendment Regulations 2003</i>	27 Jun 2003 p. 2384-5	1 Jul 2003 (see r. 2 and <i>Gazette</i> 27 Jun 2003 p. 2383)
<b>Reprint 1: The Censorship Regulations 1996 as at 5 Dec 2003</b> (includes amendment listed above)		
<i>Censorship Amendment Regulations 2004</i>	4 Jun 2004 p. 1929-32	4 Jun 2004 (see r. 2 and <i>Gazette</i> 4 Jun 2004 p. 1933)
<i>Censorship Amendment Regulations 2012</i>	14 Dec 2012 p. 6202-3	r. 1 and 2: 14 Dec 2012 (see r. 2(a)); Regulations other than r. 1 and 2: 1 Jan 2013 (see r. 2(b) and Act No. 53 of 2012 s. 2(b)(i))
<b>Reprint 2: The Classification (Publications, Films and Computer Games) Enforcement Regulations 1996 as at 19 Apr 2013</b> (includes amendment listed above)		
<i>Classification (Publications, Films and Computer Games) Enforcement Amendment Regulations 2013</i>	20 Aug 2013 p. 3859-60	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>Attorney General Regulations Amendment (Infringement Notices) Regulations 2020 Pt. 2</i>	SL 2020/162 25 Sep 2020	29 Sep 2020 (see r. 2(b) and SL 2020/159 cl. 2(a))
<i>Attorney General Regulations Amendment (Fees and Charges) Regulations 2022 Pt. 5</i>	SL 2022/111 30 Jun 2022	1 Jul 2022 (see r. 2(b))

### **Other notes**

<sup>1</sup> Now known as the *Classification (Publications, Films and Computer Games) Enforcement Act 1996*.

**Classification (Publications, Films and Computer Games) Enforcement  
Regulations 1996**

Other notes

**Notes**

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- <sup>2</sup> Now known as the *Classification (Publications, Films and Computer Games) Enforcement Regulations 1996*; citation changed (see note under r. 1).