

SUNDAY ENTERTAINMENTS.

No. 17 of 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, to repeal section 76H of the Police Act, 1892-1978, and to provide for purposes connected therewith.

[Assented to 30th August, 1979.]

BE it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the *Sunday Entertainments Act, 1979*.

Short title
and
commence-
ment.

(2) This Act shall come into operation on a date to be fixed by proclamation.

Interpre-
tation.

2. 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.

Public enter-
tainments on
Sundays,
Christmas
Day and
Good Friday
restricted.

3. (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) of this subsection,

is guilty of an offence and liable, on summary conviction, to a penalty not exceeding five hundred dollars or to imprisonment, with or without hard labour, for a term not exceeding six months.

(2) The Minister may—

(a) by notice published in the *Government Gazette* declare that the provisions of subsection (1) of this section 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) of this section, 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) of this section.

- (4) In subsection (2) of this section—

“specified” means specified in the relevant declaration or permit, as the case may require.

4. Section 76H of the Police Act, 1892-1978, is repealed.

Repeal of
section 76H
of Police
Act, 1892-
1978.