

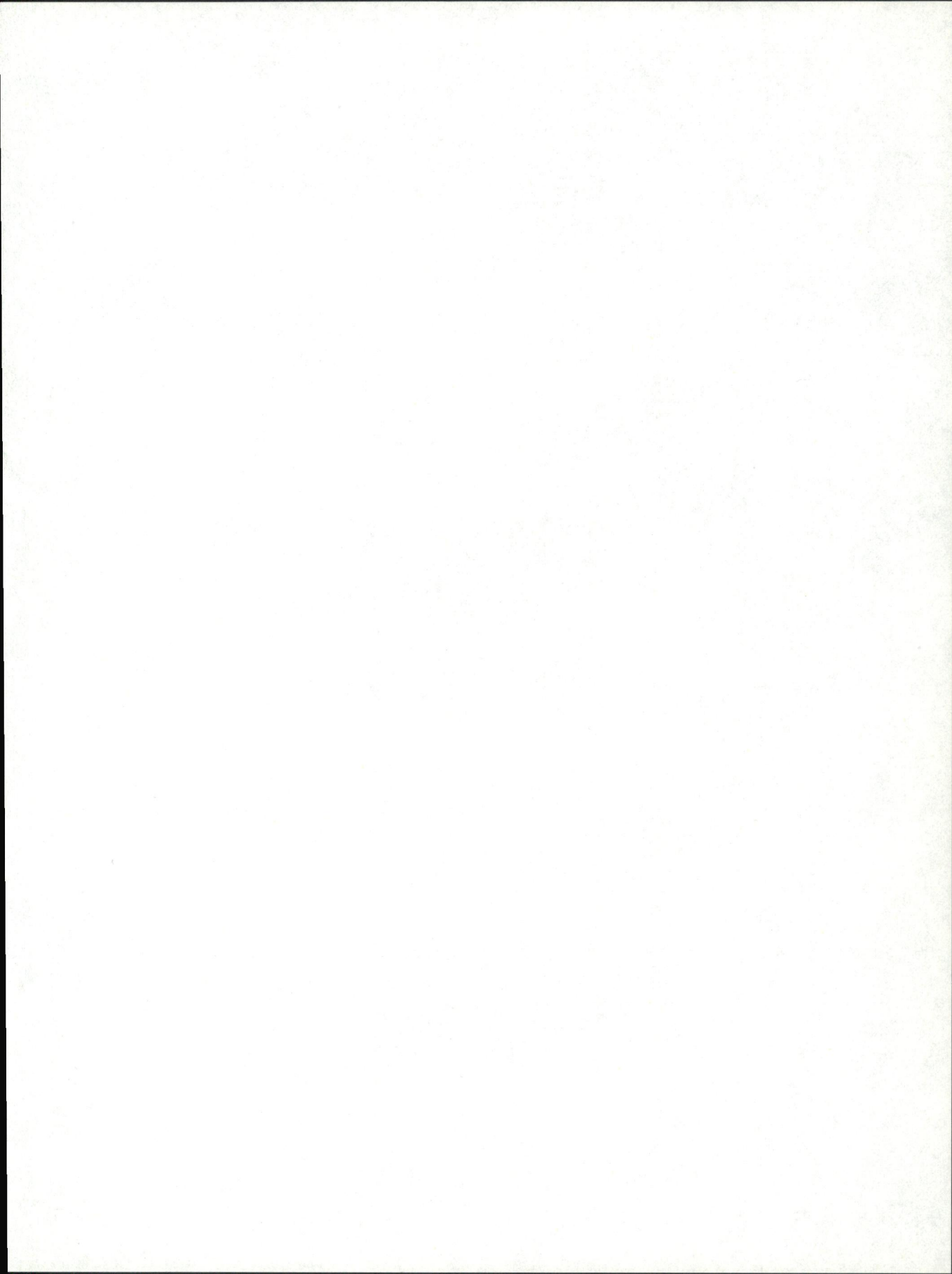
INTOXICATED PERSONS (AMENDMENT) BILL, 1980

EXPLANATORY NOTE

(This Explanatory Note relates to this Bill as introduced into Parliament)

The objects of this Bill are—

- (a) to extend the operation of the Intoxicated Persons Act, 1979 ("the Act"), so that it applies to persons under the age of 18 years as well as to persons of or above that age;
 - (b) to enable certain authorised persons to perform certain functions on behalf of persons in charge of proclaimed places under the Act; and
 - (c) to make other amendments of a minor or ancillary character.
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INTOXICATED PERSONS (AMENDMENT) BILL, 1980

No. , 1980.

A BILL FOR

An Act to amend the Intoxicated Persons Act, 1979, with respect to persons under the age of 18 years.

[MR F. J. WALKER—20 February, 1980.]

Intoxicated Persons (Amendment).

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

5 **1.** This Act may be cited as the "Intoxicated Persons Short title. (Amendment) Act, 1980".

2. (1) This section and section 1 shall commence on the date Commence- of assent to this Act. ment.

(2) Except as provided in subsection (1), this Act shall
10 commence on the day appointed and notified under section 2 (2) of the Intoxicated Persons Act, 1979.

3. The Intoxicated Persons Act, 1979, is amended in the Amendment of Act No. manner set forth in Schedule 1. 67, 1979.

SCHEDULE 1.

Sec. 3.

15 AMENDMENTS TO THE INTOXICATED PERSONS ACT, 1979.

(1) (a) Section 3, definition of "proclaimed place"—

Omit the definition, insert instead :—

"proclaimed place"—

20 (a) in relation to persons of or above the age of 18 years, means any place that is declared by the Governor, by proclamation published in the Gazette, to be a proclaimed place for adults for

Intoxicated Persons (Amendment).

SCHEDULE 1—*continued.*

AMENDMENTS TO THE INTOXICATED PERSONS ACT, 1979—
continued.

5 the purposes of this Act, and any place
belonging to a class of places that is so
declared to be a class of proclaimed
places for adults for the purposes of
this Act; or

10 (b) in relation to persons under the age of
18 years, means any place that is
declared by the Governor, by procla-
mation published in the Gazette, to
be a proclaimed place for juveniles
15 for the purposes of this Act, and any
place belonging to a class of places
that is so declared to be a class of
proclaimed places for juveniles for the
purposes of this Act;

(b) Section 3 (2)—

20 At the end of section 3, insert :—

(2) A place or a class of places may, under a
proclamation made for the purposes of paragraph
(a) or (b) of the definition of “proclaimed place” in
subsection (1), be declared to be a proclaimed place
25 or a class of proclaimed places, as the case may be,
for both adults and juveniles.

(2) Section 4—

Omit the section.

Intoxicated Persons (Amendment).

SCHEDULE 1—*continued.*

AMENDMENTS TO THE INTOXICATED PERSONS ACT, 1979—
continued.

(3) Section 5 (2)—

- 5 After “proclaimed place” where thirdly occurring, insert “or to a person authorised for the purposes of this subsection by the person for the time being in charge of the proclaimed place”.

(4) Section 7 (1) (b)—

- 10 After “5 (2)”, insert “or, if he does not do so and a person has been authorised by him for the purposes of this subsection, the person so authorised”.

BY AUTHORITY

D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES—1980

(20c)



**INTOXICATED PERSONS (AMENDMENT) ACT,
1980, No. 1**

New South Wales



ANNO VICESIMO NONO

ELIZABETHÆ II REGINÆ

Act No. 1, 1980.

An Act to amend the Intoxicated Persons Act, 1979, with respect to persons under the age of 18 years. [Assented to, 6th March, 1980.]

Intoxicated Persons (Amendment).

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

Short title. **1.** This Act may be cited as the "Intoxicated Persons (Amendment) Act, 1980".

**Commence-
ment.** **2.** (1) This section and section 1 shall commence on the date of assent to this Act.

(2) Except as provided in subsection (1), this Act shall commence on the day appointed and notified under section 2 (2) of the Intoxicated Persons Act, 1979.

**Amendment
of Act No.
67, 1979.** **3.** The Intoxicated Persons Act, 1979, is amended in the manner set forth in Schedule 1.

Sec. 3.

SCHEDULE 1.

AMENDMENTS TO THE INTOXICATED PERSONS ACT, 1979.

(1) (a) Section 3, definition of "proclaimed place"—

Omit the definition, insert instead :—

"proclaimed place"—

(a) in relation to persons of or above the age of 18 years, means any place that is declared by the Governor, by proclamation published in the Gazette, to be a proclaimed place for adults for

Intoxicated Persons (Amendment).

SCHEDULE 1—*continued.*

AMENDMENTS TO THE INTOXICATED PERSONS ACT, 1979—
continued.

the purposes of this Act, and any place belonging to a class of places that is so declared to be a class of proclaimed places for adults for the purposes of this Act; or

- (b) in relation to persons under the age of 18 years, means any place that is declared by the Governor, by proclamation published in the Gazette, to be a proclaimed place for juveniles for the purposes of this Act, and any place belonging to a class of places that is so declared to be a class of proclaimed places for juveniles for the purposes of this Act;

(b) Section 3 (2)—

At the end of section 3, insert :—

(2) A place or a class of places may, under a proclamation made for the purposes of paragraph (a) or (b) of the definition of "proclaimed place" in subsection (1), be declared to be a proclaimed place or a class of proclaimed places, as the case may be, for both adults and juveniles.

(2) Section 4—

Omit the section.

Intoxicated Persons (Amendment).

SCHEDULE 1—*continued.*AMENDMENTS TO THE INTOXICATED PERSONS ACT, 1979—
continued.

(3) Section 5 (2)—

After “proclaimed place” where thirdly occurring, insert “or to a person authorised for the purposes of this subsection by the person for the time being in charge of the proclaimed place”.

(4) Section 7 (1) (b)—

After “5 (2)”, insert “or, if he does not do so and a person has been authorised by him for the purposes of this subsection, the person so authorised”.

In the name and on behalf of Her Majesty I assent to this Act.

A. R. CUTLER,
Governor.

*Government House,
Sydney, 6th March, 1980.*