# SUMMARY OFFENCES (REPEAL) ACT, 1979, No. 62

New South Wales



# ANNO VICESIMO OCTAVO ELIZABETHÆ II REGINÆ

# Act No. 62, 1979.

An Act to repeal the Summary Offences Act, 1970. [Assented to, 11th May, 1979.]

See also Offences in Public Places Act, 1979; Public Assemblies Act, 1979; Supreme Court (Public Assemblies) Amendment Act, 1979; District Court (Public Assemblies) Amendment Act, 1979; Intoxicated Persons Act, 1979; Inebriates (Amendment) Act, 1979; Prisons (Intoxicated Persons) Amendment Act, 1979; Justices (Summary Offences) Amendment Act, 1979; Prostitution Act, 1979; Crimes (Summary Offences) Amendment Act, 1979; Inclosed Lands Protection (Summary Offences) Amendment Act, 1979; Gaming and Betting (Summary Offences) Amendment Act, 1979; Courts of Petty Sessions (Civil Claims) Amendment Act, 1979; Police Offences (Summary Offences) Amendment Act, 1979; Landlord and Tenant (Summary Offences) Amendment Act, 1979.

P 64093B [16c]

#### Summary Offences (Repeal).

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.

ment.

This Act may be cited as the "Summary Offences (Repeal) 1. Act, 1979".

(1) This section, sections 1 and 6 and section 3, in so far as Commence-2. it relates to sections 22, 23, 24, 28, 29, 39 and 55 of the Summary Offences Act, 1970, shall commence on the date of assent to this Act.

> (2) Section 3, in so far as it relates to section 6 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Intoxicated Persons Act, 1979.

> (3) Section 3, in so far as it relates to sections 7-21 and 26 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Offences in Public Places Act, 1979.

> (4) Section 3, in so far as it relates to sections 25, 38, 40-42, 51-54 and 56-60 of, and Schedule Three to, the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Crimes (Summary Offences) Amendment Act, 1979.

> (5) Section 3, in so far as it relates to sections 30-33 of, and Schedule Two to, the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Prostitution Act, 1979.

#### Summary Offences (Repeal).

(6) Section 3, in so far as it relates to section 34 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Landlord and Tenant (Summary Offences) Amendment Act, 1979.

(7) Section 3, in so far as it relates to sections 35 and 37 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Gaming and Betting (Summary Offences) Amendment Act, 1979.

(8) Section 3, in so far as it relates to sections 43-48 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Public Assemblies Act, 1979.

(9) Section 3, in so far as it relates to sections 49 and 50 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Inclosed Lands Protection (Summary Offences) Amendment Act, 1979.

(10) Section 3, in so far as it relates to section 61 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Courts of Petty Sessions (Civil Claims) Amendment Act, 1979.

(11) Except as provided in subsections (1)-(10), this Act shall commence on such day, being a day after the last of the days referred to in subsections (1)-(10), as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

Summary Offences (Repeal).

Repeal of Act No. 96, 1970. The Summary Offences Act, 1970, is repealed.

Savings.

4. (1) The amendments made by the provisions of section 3 (1) of, and Schedule One to, the Summary Offences Act, 1970, continue to have force and effect as if those provisions had not been repealed by this Act.

(2) Subsection (1) does not apply in respect of the amendment referred to in that subsection by which section 42 (1) of the Police Offences Act, 1901, was substituted or to the amendment so referred to made to section 13 (1) of the Justices Act, 1902.

(3) The revocations effected by the provisions of section 3 (2) and (3) of the Summary Offences Act, 1970, continue to have force and effect as if those provisions had not been repealed by this Act.

Repeals.

5. Each Act specified in Column 1 of Schedule 1 is, to the extent specified opposite that Act in Column 2 of Schedule 1, repealed.

Release from prison of certain persons. 6. A person who, at the date of assent to this Act, is in prison or other custody by reason only of his having committed an offence under section 22 of the Summary Offences Act, 1970, shall be released forthwith.

4

Summary Offences (Repeal).

# SCHEDULE 1.

Sec. 5.

### REPEALS.

Column 1.		Column 2.
Year and number of Act.	Short title of Act.	Extent of repeal.
1970, No. 52	Supreme Court Act, 1970	So much of the Second Schedule as amends Act No. 96, 1970.
1971, No. 30	Second-hand Dealers and Collectors (Amendment) Act, 1971.	Section 4.
1972, No. 41	Supreme Court (Amendment) Act, 1972.	So much of the Second Schedule as relates to Act No. 96, 1970.
1973, No. 9	District Court Act, 1973	So much of Schedule 2 as amends Act No. 96, 1970.
1973, No. 38	Firearms and Dangerous Weapons Act, 1973.	So much of Schedule 2 as amends Act No. 96, 1970.
1974, No. 48	Gaming and Betting (Amendment) Act, 1974.	Section 3.
1977, No. 19	Notice of Action and Other Privileges Abolition Act, 1977.	So much of Schedule 1 as amends Act No. 96, 1970.

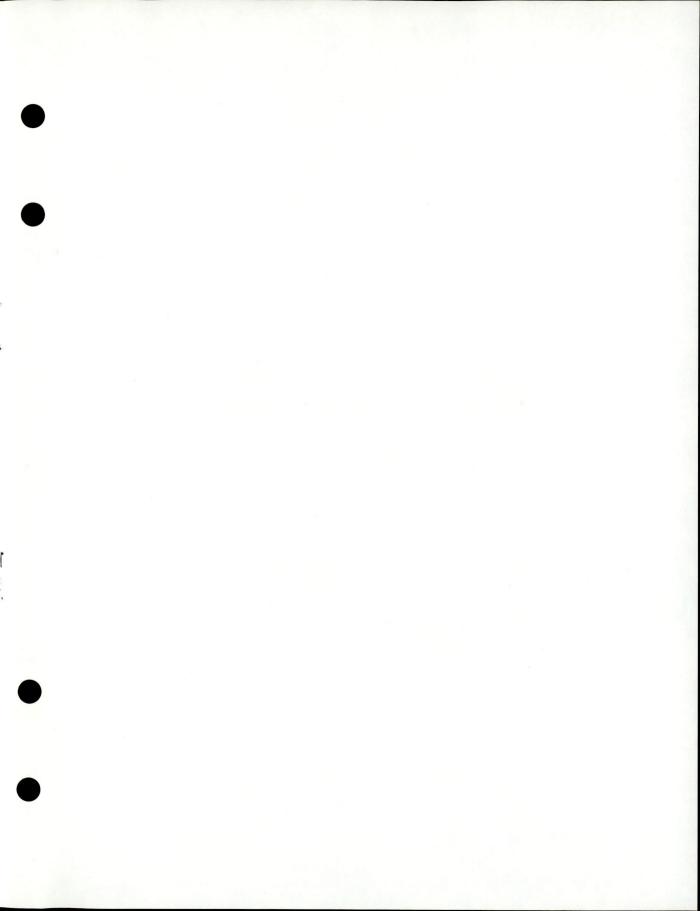
In the name and on behalf of Her Majesty I assent to this Act.

# A. R. CUTLER,

Governor.

Government House, Sydney, 11th May, 1979.

> BY AUTHORITY D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES, 1979





#### SUMMARY OFFENCES (REPEAL) BILL, 1979

#### EXPLANATORY NOTE

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

The following Bills are cognate with this Bill:---

Offences in Public Places Bill, 1979;

Public Assemblies Bill, 1979;

Supreme Court (Public Assemblies) Amendment Bill, 1979;

District Court (Public Assemblies) Amendment Bill, 1979;

Intoxicated Persons Bill, 1979;

Inebriates (Amendment) Bill, 1979;

Prisons (Intoxicated Persons) Amendment Bill, 1979;

Justices (Summary Offences) Amendment Bill, 1979;

Prostitution Bill, 1979;

Crimes (Summary Offences) Amendment Bill, 1979;

Inclosed Lands Protection (Summary Offences) Amendment Bill, 1979;

Gaming and Betting (Summary Offences) Amendment Bill, 1979;

Courts of Petty Sessions (Civil Claims) Amendment Bill, 1979;

Police Offences (Summary Offences) Amendment Bill, 1979;

Landlord and Tenant (Summary Offences) Amendment Bill, 1979.

The objects of this Bill are to repeal the Summary Offences Act, 1970, and make certain provisions as a consequence of the repeal of that Act.

62802в 358—

#### SUMMARY OFFENCES (REPEAL) BILL, 1979

#### EXPLANATORY NOTE

(Yhis Explanatory Note relates to this Bill as introduced into Pauliament)

The following 0. Is an anguite with this B01:--Offsnood in crifts Proce Bill, 1979; Patric Assembles 600, 1977;

angesma (. 1991) (Antair A. Lanithevi Almentment Bill, 1979) Marier Celler (Public J. 2019) (...) (Inwadment Bill, 1979) C. Marier Decession Directory (...) Marier (...) (Stread) (...) (C. Marier (...))

> tiona a mandrated Per 2005 - Vangdaren 1992, 1979; 1912au - Der 2005 - Der 2005 - Der Jahan 1915, 1972 - . 1913au - Der 2005

Orina - E. et al. (1990) - course) can solve at SPU 1979; Independent - et al. (2007) - column copy Officients). Amondment 844, 1970; Gamber and E. Hay, N. - et problemester Vermitherat B41, 1979; Operations of the first one of efficiency functionary B41, 1979; Pollet Origense Problemester (2009); Saliet Origense Problemester (2009); Sandorster Amondment B. J. 1970.

**The objects of this B**UI and to repeal the Science Officies Act. 1970, as i and elements free is a second concern of the report that Act.

- ARE - BELER

# SUMMARY OFFENCES (REPEAL) BILL, 1979

Will a created by the Quaca's Magaziferst Anglesty, by and with the educer and consent of the Engels were in arch and Electricative construction of New South Angles in Castingana and the structure of the same, as follows re-

No. , 1979.

# A BILL FOR

An Act to repeal the Summary Offences Act, 1970.

[MR F. J. WALKER-19 April, 1979.]

62802в 358—

See also Offences in Public Places Bill, 1979; Public Assemblies Bill, 1979; Supreme Court (Public Assemblies) Amendment Bill, 1979; District Court (Public Assemblies) Amendment Bill, 1979; Intoxicated Persons Bill, 1979; Inebriates (Amendment) Bill, 1979; Prisons (Intoxicated Persons) Amendment Bill, 1979; Justices (Summary Offences) Amendment Bill, 1979; Prostitution Bill, 1979; Crimes (Summary Offences) Amendment Bill, 1979; Inclosed Lands Protection (Summary Offences) Amendment Bill, 1979; Gaming and Betting (Summary Offences) Amendment Bill, 1979; Courts of Petty Sessions (Civil Claims) Amendment Bill, 1979; Police Offences (Summary Offences) Amendment Bill, 1979; Landlord and Tenant (Summary Offences) Amendment Bill, 1979.

Summary Offences (Repeal).

**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 "Summary Offences (Repeal) short title.

 (1) This section, sections 1 and 6 and section 3, in so far as Commenceit relates to sections 22, 23, 24, 28, 29, 39 and 55 of the Summary ment. Offences Act, 1970, shall commence on the date of assent to this
 10 Act.

(2) Section 3, in so far as it relates to section 6 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Intoxicated Persons Act, 1979.

(3) Section 3, in so far as it relates to sections 7-21 and 26 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Offences in Public Places Act, 1979.

(4) Section 3, in so far as it relates to sections 25, 38,
20 40-42, 51-54 and 56-60 of, and Schedule Three to, the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Crimes (Summary Offences) Amendment Act, 1979.

(5) Section 3, in so far as it relates to sections 30-33 of,
25 and Schedule Two to, the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Prostitution Act, 1979.

#### Summary Offences (Repeal).

(6) Section 3, in so far as it relates to section 34 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Landlord and Tenant (Summary Offences) Amendment Act, 1979.

(7) Section 3, in so far as it relates to sections 35 and 37 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Gaming and Betting (Summary Offences) Amendment Act, 1979.

(8) Section 3, in so far as it relates to sections 43-48 of the10 Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Public Assemblies Act, 1979.

(9) Section 3, in so far as it relates to sections 49 and 50 of the Summary Offences Act, 1970, shall commence on the day15 appointed and notified under section 2 (2) of the Inclosed Lands Protection (Summary Offences) Amendment Act, 1979.

(10) Section 3, in so far as it relates to section 61 of the Summary Offences Act, 1970, shall commence on the day appointed and notified under section 2 (2) of the Courts of Petty
20 Sessions (Civil Claims) Amendment Act, 1979.

(11) Except as provided in subsections (1)-(10), this Act shall commence on such day, being a day after the last of the days referred to in subsections (1)-(10), as may be appointed by the Governor in respect thereof and as may be notified by proclamation **25** published in the Gazette.

Summary Offences (Repeal).

3. The Summary Offences Act, 1970, is repealed.

Repeal of Act No. 96, 1970.

4

4. (1) The amendments made by the provisions of section 3 Savings.
(1) of, and Schedule One to, the Summary Offences Act, 1970, continue to have force and effect as if those provisions had not
5 been repealed by this Act.

(2) Subsection (1) does not apply in respect of the amendment referred to in that subsection by which section 42 (1) of the Police Offences Act, 1901, was substituted or to the amendment so referred to made to section 13 (1) of the Justices 10 Act, 1902.

(3) The revocations effected by the provisions of section 3 (2) and (3) of the Summary Offences Act, 1970, continue to have force and effect as if those provisions had not been repealed by this Act.

15 5. Each Act specified in Column 1 of Schedule 1 is, to the Repeals. extent specified opposite that Act in Column 2 of Schedule 1, repealed.

6. A person who, at the date of assent to this Act, is in prison Release or other custody by reason only of his having committed an from prison of 20 offence under section 22 of the Summary Offences Act, 1970, certain shall be released forthwith.

# Summary Offences (Repeal).

# SCHEDULE 1.

Sec. 5.

# REPEALS.

	Column 1.		Column 2.
5	Year and number of Act.	Short title of Act.	Extent of repeal.
	1970, No. 52	Supreme Court Act, 1970	So much of the Second Schedule as amends Act No. 96, 1970.
10	1971, No. 30	Second-hand Dealers and Collectors (Amendment) Act, 1971.	Section 4.
	1972, No. 41	Supreme Court (Amendment) Act, 1972.	So much of the Second Schedule as relates to Act No. 96, 1970.
15	1973, No. 9	District Court Act, 1973	So much of Schedule 2 as amends Act No. 96, 1970.
20	1973, No. 38	Firearms and Dangerous Weapons Act, 1973.	So much of Schedule 2 as amends Act No. 96, 1970.
	1974, No. 48	Gaming and Betting (Amendment) Act, 1974.	Section 3.
25	1977, No. 19	Notice of Action and Other Privileges Abolition Act, 1977.	So much of Schedule 1 as amends Act No. 96, 1970.

BY AUTHORITY D. WEST, GOVERNMENT PRINTER, NEW SOUTH WALES-1979

[16c]

r (1000) so statio files si recontre

#### SCHEDULIE L

#### 2010/07/07/2012

Neurina Neurina 2 - Angelo Angelo Scoletter (1997)

e<mark>n paga s</mark>ubat dan serien dari dan subat di 1979 dari kana dari bertakan subat dari bertakan serien dari bertak An ang kana bertakan serien dari bertakan serien dari bertakan serien dari bertakan serien dari bertakan serien

and a set of the set of

ar da da esta en la martín de arte en desente cara en la como filo que avaria en 1826 - El 1826 - El 1920 - E en 1920 - El 1920 - E

가 가지만 다니지 않는 것은 것은 것은 것은 가지 않는 것은 사람이 다니지 않는 것을 수 있다. 같은 사람들은 것이 같은 것

(a) and a distribution of the second s second seco second sec

San Bulan (terrin), and no and some single solar so An anna a

A. D. S. Markovick, A. Markovick, A. Karawalla, A. Karawa Karawalla, Kar Karawalla, Karawa Karawalla, Ka

un Wülker von under Physik der Lahren, beiske Stehtfelten Von (1997–1979) Presik