

**POLICE REGULATION (FALSE SECURITY ALARMS)
AMENDMENT BILL 1989**

NEW SOUTH WALES



EXPLANATORY NOTE

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

The object of this Bill is to amend the Police Regulation Act 1899 to enable charges to be imposed for responses by the police to certain false security alarms.

Clause 1 specifies the short title of the proposed Act.

Clause 2 provides that the proposed Act is to commence on a proclaimed day.

Clause 3 inserts 4 new sections into Part 3 (General) of the Principal Act.

Proposed section 35A entitles the Commissioner of Police to payment of a charge if members of the police force respond to false alarms from a security alarm device installed to protect a building (other than a dwelling). The charge will be payable by the owner or occupier of the building for the second and subsequent occasions, within any 28 day period, on which the police respond to false alarms from the same device. The onus of establishing that an alarm was not a false alarm rests with the owner or occupier. The amount of the charge is \$200 or such other amount as may be determined in accordance with the rules. The rules may also specify matters which the Commissioner is to take into account in determining who is to pay the prescribed charge if the charge may be recovered from more than one person.

Proposed section 35B provides that proposed section 35A binds the Crown.

Proposed section 35C enables the Commissioner to recover an amount payable under proposed section 35A as a debt in a court of competent jurisdiction.

Proposed section 35D gives the Commissioner (or a person authorised by the Commissioner) the power to refund, waive or reduce a charge.

THE HISTORY OF THE UNITED STATES

OF THE UNITED STATES OF AMERICA

BY



JOHN W. PETERS

NEW YORK: JOHN W. PETERS, 1880

The history of the United States is a story of a young nation that grew from a small group of colonies on the eastern coast of North America to a powerful and influential world power. The story begins with the first European settlers in the early 17th century, who came to the New World in search of a better life and a place to practice their religion. Over the years, the colonies developed their own institutions and a sense of self-governance, leading to the American Revolution and the birth of the United States in 1776. The new nation faced many challenges, including the struggle for independence from Britain, the formation of a federal government, and the expansion of territory. The story continues through the years of growth, the Civil War, and the rise of the United States as a world power in the 20th century. The history of the United States is a story of a nation that has shaped the world and continues to shape the future.

**POLICE REGULATION (FALSE SECURITY ALARMS)
AMENDMENT BILL 1989**

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Amendment of Police Regulation Act 1899 No. 20
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**POLICE REGULATION (FALSE SECURITY ALARMS)
AMENDMENT BILL 1989**

NEW SOUTH WALES



No. , 1989

A BILL FOR

An Act to amend the Police Regulation Act 1899 to enable charges to be imposed for responses by members of the police force to certain false security alarms.

Police Regulation (False Security Alarms) Amendment 1989

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Police Regulation (False Security Alarms) Amendment Act 1989.

5 Commencement

2. This Act commences on a day to be appointed by proclamation.

Amendment of Police Regulation Act 1899 No. 20

3. The Police Regulation Act 1899 is amended by inserting after section 35 the following sections:

10 Charges payable for false security alarms

35A. (1) If, within any period of 28 days, a member of the police force (whether or not the same member) responds on more than one occasion to false alarms from the same security device installed in respect of a building (not being a dwelling), the Commissioner is entitled to payment by an owner of the building of the prescribed charge for each occasion (except the first).

(2) For the purposes of this section, an alarm shall be taken to be a false alarm unless the owner of the building establishes that it was not a false alarm.

(3) The rules under this Act may specify the matters which the Commissioner is to take into account in determining who is to pay the Commissioner the prescribed charge when there is more than one owner of the building.

(4) In this section—

“building” includes part of a building;

“owner”, in relation to a building, means—

(a) the owner of the building; or

(b) the occupier of the building;

“prescribed charge” means \$200 or such other amount as may be prescribed by the rules.

Crown bound by s. 35A

35B. Section 35A binds the Crown in right of New South Wales and, in so far as the legislative power of Parliament permits, the Crown in all its other capacities.

35 Recovery of charges

35C. The Commissioner may recover an amount payable under section 35A as a debt in a court of competent jurisdiction.

Police Regulation (False Security Alarms) Amendment 1989

Waiver or reduction of charges

- 5 35D. The Commissioner or a person authorised by the Commissioner, at the discretion of the Commissioner or the person, may refund or waive any charge paid or payable under section 35A or reduce any charge so payable by such proportion as the Commissioner or person thinks fit.
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**POLICE REGULATION (FALSE SECURITY ALARMS)
AMENDMENT ACT 1989 No. 46**

NEW SOUTH WALES



TABLE OF PROVISIONS

1. Short title
 2. Commencement
 3. Amendment of Police Regulation Act 1899 No. 20
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**POLICE REGULATION (FALSE SECURITY ALARMS)
AMENDMENT ACT 1989 No. 46**

NEW SOUTH WALES



Act No. 46, 1989

An Act to amend the Police Regulation Act 1899 to enable charges to be imposed for responses by members of the police force to certain false security alarms. [Assented to 15 May 1989]

Police Regulation (False Security Alarms) Amendment 1989

The Legislature of New South Wales enacts:

Short title

1. This Act may be cited as the Police Regulation (False Security Alarms) Amendment Act 1989.

Commencement

2. This Act commences on a day to be appointed by proclamation.

Amendment of Police Regulation Act 1899 No. 20

3. The Police Regulation Act 1899 is amended by inserting after section 35 the following sections:

Charges payable for false security alarms

35A. (1) If, within any period of 28 days, a member of the police force (whether or not the same member) responds on more than one occasion to false alarms from the same security device installed in respect of a building (not being a dwelling), the Commissioner is entitled to payment by an owner of the building of the prescribed charge for each occasion (except the first).

(2) For the purposes of this section, an alarm shall be taken to be a false alarm unless the owner of the building establishes that it was not a false alarm.

(3) The rules under this Act may specify the matters which the Commissioner is to take into account in determining who is to pay the Commissioner the prescribed charge when there is more than one owner of the building.

(4) In this section—

“building” includes part of a building;

“owner”, in relation to a building, means—

(a) the owner of the building; or

(b) the occupier of the building;

“prescribed charge” means \$200 or such other amount as may be prescribed by the rules.

Crown bound by s. 35A

35B. Section 35A binds the Crown in right of New South Wales and, in so far as the legislative power of Parliament permits, the Crown in all its other capacities.

Recovery of charges

35C. The Commissioner may recover an amount payable under section 35A as a debt in a court of competent jurisdiction.

Police Regulation (False Security Alarms) Amendment 1989

Waiver or reduction of charges

35D. The Commissioner or a person authorised by the Commissioner, at the discretion of the Commissioner or the person, may refund or waive any charge paid or payable under section 35A or reduce any charge so payable by such proportion as the Commissioner or person thinks fit.

[*Minister's second reading speech made in—
Legislative Council on 12 April 1989
Legislative Assembly on 19 April 1989*]

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