

**1993—No. 625**

**JUSTICES ACT 1902—REGULATION**

(Centennial Park and Moore Park Trust (Short Description of Offences)  
Regulation 1993)

NEW SOUTH WALES



*[Published in Gazette No. 140 of 17 December 1993]*

HIS Excellency the Governor, with the advice of the Executive Council, and in pursuance of the Justices Act 1902, has been pleased to make the Regulation set forth hereunder.

J. P. HANNAFORD, M.L.C.,  
Minister for Justice.

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**Citation**

- 1.** This Regulation may be cited as the Centennial Park and Moore Park Trust (Short Description of Offences) Regulation 1993.

**Commencement**

- 2.** This Regulation commences on the 20th of December 1993.

**Short description of summary offences**

- 3. (1)** For the purposes of section 145B (2) of the Justices Act 1902, the prescribed expression in relation to a summary offence specified in Column 1 of Schedule 1 is the expression set out opposite it in Column 2 of that Schedule.

- (2)** If a choice of words is indicated in Column 2 of Schedule 1, the words remaining after the omission of the words irrelevant to the offence constitute the prescribed expression.

- (3)** In this Regulation, a reference to a provision in Schedule 1 in relation to an offence is a reference to that provision as in force at the time the offence is alleged to have occurred.
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**SCHEDULE 1**

(C1. 3)

<b>Column 1</b>	<b>Column 2</b>
<b>OFFENCES UNDER CENTENNIAL PARK AND MOORE PARK TRUST REGULATION 1993</b>	<b>PRESCRIBED EXPRESSION</b>
Clause 4 (2)—drive a vehicle into Trust lands other than at a point designated as an entrance by a sign or signs	enter Trust lands other than at designated entrance
Clause 4 (3)—drive a vehicle or ride or lead a horse into or within Trust lands after sunset and before sunrise	drive vehicle/ride/lead horse between sunset and sunrise
Clause 5 (2)—park a vehicle on Trust lands in contravention of a sign	park vehicle contrary to sign
Clause 5 (3)—park, or leave a vehicle parked, on Trust lands after sunset and before sunrise	leave vehicle on Trust lands between sunset and sunrise
Clause 8 (2)—enter any part of Trust lands, or any building within Trust lands, that is fenced off, locked or closed to the public by a sign or signs displayed on or adjacent to the part or building	enter Trust lands/building fenced off/locked/closed to public contrary to sign
Clause 9 (1)—except with written permission of Trust or Director do any of the following or assist person to do any of the following: (a) collect or attempt to collect money	collect/attempt to collect money

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| (b) sell or hire or attempt to sell or hire, expose for sale or hire or solicit for sale or hire any papers, printed matter, food, article, thing or service  | sell/hire/attempt to sell/hire/ expose for sale/hire/solicit for sale/hire papers/printed matter/ food/article/thing/service          |
| (c) conduct, or cause conduct of an amusement, entertainment, promotion, instruction or performance free of charge or for money or consideration of any kind or so as to compete with or hinder commercial operations of any person holding lease or licence from Trust | conduct/cause conduct of amusement/entertainment/ promotio/instruction/ performance/compete with/ hinder commercial operations        |
| (d) establish or operate a business   | establish/operate a business  |
| (e) organise or participate in, or cause to be organised, a public meeting, public function, public demonstration, public gathering or other public activity  | organise/participate ink/cause to be organised public meeting/ public function/public demonstration/public gathering/ public activity |
| (f) use television, cinematographic or photographic equipment for commercial or promotional purposes  | use television/cinematographic/ photographic equipment  |
| (g) erect a hoarding, banner or notice, or display or distribute commercial, promotional or political advertising matter, sign, bill, poster or other printed matter  | erect hoarding/banner/notice/ display/distribute advertising matter/sign/bill/poster/printed matter                                   |
| (h) erect a sign or attach a sign to a tree, pole, rail or fence  | erect sign/attach sign to tree/ pole/rail/fence   |

Clause 9 (2)—when required, fail to immediately remove equipment used contrary to clause	fail to remove equipment
Clause 10—except with written permission of Trust or Director, organise or conduct a foot race, cycle race, horse race, wheelchair race, fun run, rollerblade run or similar event	organise/conduct foot race/cycle race/horse race/ wheelchair race/fun run/rollerblade run/ event
Clause 11 (1)—except with written permission of Trust or Director: (a) camp or reside (b) erect or occupy or cause to be erected or occupied a building, tent, screen, awning, enclosure or other structure or thing	camp/reside erect/occupy/cause to be erected/ occupied building/tent/screen/ awning/enclosure/structure/ thing
Clause 11 (2)—when required, fail to immediately remove building, tent, screen, awning, enclosure or other structure or thing erected or occupied or caused to be erected or occupied contrary to clause	fail to remove building/tent/ screen/awning/enclosure/ structure/thing
Clause 12 (4)—fail to comply with a condition to which a permission is subject	fail to comply with permission condition
Clause 13—except with written permission of Trust or Director: (a) damage a lawn, playing field or green except in course of, and as normal incident of, recreational or sporting activity on a part designated for use for that activity	damage lawn/playing field/green

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| (b) remove, uproot, or cause damage to, or remove a part from a tree, shrub, fern, creeper, vine, palm, plant or other vegetation   | remove/uproot/cause damage to/ remove a part from tree/ shrub/fern/creeper/vine/palm/ plant/vegetation   |
| (c) remove any timber, log or stump, standing or fallen   | remove timber/log/stump  |
| (d) deface, dig up or remove any rock, soil, sand, stone or similar substance   | deface/dig up/remove rock/soil/ sand/stone/substance   |
| (e) write on, paint on, damage, deface, interfere with, destroy or remove any machinery, equipment, road, path, fence, barrier, gate, lock, latch, fence-post, wall, building, seat, furniture, play equipment, fountain, statue, ornament or monument or an article, sign, notice, descriptive plate, label or other fixture, fitting or structure erected, displayed or placed by Trust or Director | write on/paint on/damage/deface/ interfere with/destroy/remove machinery/equipment/road/path/ fence/barrier/gate/lock/latch/ fence-post/wall/building/seat/ furniture/play equipment/ fountain/statue/ornament/ monument/article/sign/notice/ descriptive plate/label/fixture/ fitting/structure |
| (f) block or inhibit access through, to or on a gate, access-way, path or road  | block/inhibit access through/to/on gate/access-way/path/road   |
| (g) damage, destroy, remove, interfere with, pass through or step over temporary fencing or a barricade regulating access   | damage/destroy/remove/interfere with/pass through/step over temporary fencing/harricade  |
| (h) destroy, capture, injure or annoy an animal within Trust lands  | destroy/capture/injure/annoy animal  |
| (i) destroy or interfere with habitat of an animal  | destroy/interfere with habitat of animal   |

- (j) light a fire:
- (i) at a time when lighting of fires is prohibited by Trust or Director by signs or when prohibited by or under Bush Fires Act 1949 light fire at prohibited time
  - (ii) at any other time except in a fireplace or on equipment provided for the purpose by Trust or in portable cooking equipment light fire in place/on equipment not approved
- (k) empty coals from a barbecue on to grass, lawn, playing field, green or vegetation or into a waterway empty coals from barbecue on grass/lawn/playingfield/green/vegetation/in waterway
- Clause 14—except with written permission of Trust or Director:
- (a) operate a motorised model aircraft, boat, car or similar thing operate motorised model aircraft/boat/car/thing
  - (b) bathe, wade, wash or swim in a lake, pond, stream or in ornamental water bathe/wade/wash/swim
  - (c) play or practice golf except in an area designated for that activity play or practice golf
  - (d) use ski stocks with rollerblades or roller skis except in an area designated for that activity use ski stocks with rollerblades/roller skis
  - (e) operate or attempt to operate a hang-glider operate/attempt to operate hang-glider
  - (f) use a land sailing vehicle except in an area designated for that activity use land sailing vehicle

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(g)	land an aircraft, helicopter, hot-air balloon or parachute	land aircraft/helicopter/hot-air balloon/parachute
(h)	discharge fireworks	discharge fireworks
(i)	use a starting pistol except in an area designated for an activity that involves use of a starting pistol	use starting pistol
(j)	unless a member of a police force, have in possession a firearm within meaning of Firearms Act 1989	possess firearm
(k)	ride a cycle, horse or rollerblades without wearing a helmet	ride cycle/horse/rollerblades without helmet
(l)	play a musical instrument in a brass band or marching band	play instrument in brass band/marching band
Clause 15—except with written permission of Trust or Director:		
(a)	bring stock (other than horses) or poultry	bring stock/poultry
(b)	allow stock (including a horse) to depasture	depasture stock
(c)	ride a horse unless the horse is properly saddled and bridled with a bit	ride horse not saddled/bridled with bit
(d)	ride a horse except on track or other part of Trust lands designated for the purpose by Trust or Director by a sign or signs displayed on or near the track or part	ride horse
(e)	break-in a horse	break-in horse

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(f) permit a horse to gallop except on part of Trust lands designated for the purpose by Trust or Director by a sign or signs displayed on or near the part	permit horse to gallop
(g) train a racehorse or trotting horse	train racehorse/trotting horse
(h) lead a horse unless the horse is wearing a bit	lead horse not wearing bit
(i) lead more than one horse at a time	lead more than one horse at time
(j) lunge a horse except in an area designated for the purpose by Trust or Director by a sign or signs on or near the area	lunge horse
(k) drive a horse-drawn vehicle on a road or track within the area surrounded by the horse track and Grand Drive	drive horse-drawn vehicle on road/track
(l) long rein a horse	long rein horse
(m) use the horse track for a purpose other than riding or leading a horse	use horse track for prohibited purpose
(n) lead a dog on leash:	lead dog on leash with horse
(i) while in control of a horse	lead dog on leash from vehicle
(ii) from a moving vehicle	run dog without leash from moving vehicle
(o) run or exercise a dog that is not on a leash from a moving vehicle	abandon vehicle
Clause 16 (1)—abandon a vehicle on Trust lands	
Clause 16 (2)—except with written permission of Trust or Director:	
(a) drive a vehicle other than on a sealed road	drive vehicle other than on sealed road
(b) teach a person to drive or ride a motor vehicle	teach person to drive/ride vehicle

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| (c) learn to drive or ride a motor vehicle  | learn to drive/ride vehicle                    |
| (d) cause or permit a vehicle (other than an authorised vehicle) to be driven or stood or be parked on a lawn, grass, parkland, green, garden, footpath or cycle track or the horse track unless the area is designated for the purpose | cause/permit vehicle to be driven/stood/parked |
| (e) drive, ride or park a vehicle (other than an authorised vehicle) contrary to, or act contrary to, a sign approved by Trust or Director that regulates movement or parking of vehicles or movement or confinement of animals         | drive/ride/park/act contrary to sign           |
| (f) drive an omnibus, or a vehicle with a tare weight of more than 3 tonnes   | drive omnibus/vehicle over 3 tonnes            |
| (g) drive or ride a vehicle at a speed exceeding 30 kilometres per hour   | drive/ride vehicle in excess of 30 kph         |

Clause 17—except with written permission of Trust or Director:

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| (a) ride a cycle or rollerblades in a group of more than 15 persons   | ride cycle/rollerblades in group                          |
| (b) ride a cycle or rollerblades abreast of one or more persons   | ride cycle/rollerblades more than 2 abreast               |
| (c) ride a cycle or rollerblades closer than 3 metres behind, or while holding onto, a moving motor vehicle | ride cycle/rollerblades close behind/holding onto vehicle |

- (d) ride a pedal-car on a road or track within the area surrounded by the horse track and Grand Drive      ride pedal-car on road/track
- (e) ride a cycle or rollerblades on a footway, building forecourt or paved area or on an area in which the activity is prohibited by a sign or signs      ride cycle/rollerblades on footway/forecourt/paved area/a prohibited area

## Clause 18:

- (a) use indecent, obscene, insulting or threatening language      use indecent/obscene/insulting/threatening language
- (b) behave in an offensive or indecent manner      behave in offensive/indecent manner
- (c) by disorderly conduct cause serious alarm or affront to a person      cause serious alarm/affront
- (d) obstruct a person in the performance of that person's work or duties      obstruct person in performance of work
- (e) fail to comply with a reasonable request or direction given, for purpose of securing good order and management and enjoyment of Trust lands, by a member of the Trust, the Director, an authorised person or a police officer      fail to comply with reasonable request/direction

## Clause 20 (1):

- (a) deposit refuse, rubbish or waste (including industrial waste)      deposit refuse/rubbish/waste

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| <ul style="list-style-type: none"> <li>(b) leave any litter, bottle, broken glass, china, pottery, plastic, rubbish, refuse or waste material other than in a receptacle provided by Trust or Director for that purpose</li> <li>(c) deposit oil or allow oil to escape</li> <li>(d) pollute any water</li> <li>(e) sound, or cause, or allow to be sounded, a motor vehicle intruder alarm or sounding device continuously or intermittently for more than 90 seconds after the device or alarm has first sounded</li> </ul> | <ul style="list-style-type: none"> <li>leave litter other than in receptacle</li> <li>deposit oil/allow oil to escape</li> <li>pollute water</li> <li>sound/cause/allow to be sounded vehicle alarm/device for more than 90 seconds</li> </ul> |
| <p>Clause 20 (2)—without written permission of Trust or Director:</p> <ul style="list-style-type: none"> <li>(a) operate a radio, cassette player, record player, compact disc player or other similar device at a volume likely to cause nuisance or annoyance to a person</li> <li>(b) operate a public address system or similar device</li> </ul>   |  |
| <p>Clause 21 (2):</p> <ul style="list-style-type: none"> <li>(a) fail without reasonable excuse to comply with a requirement to state full name and residential address and produce evidence to establish identity</li> </ul>   |  |

- (b) in purported compliance with a requirement to state full name and residential address and produce evidence to establish identity, furnish information or evidence that the person knows to be false or misleading in a material particular. give false/misleading information/evidence.

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**EXPLANATORY NOTE**

The object of this Regulation is to prescribe the short descriptions that, by virtue of section 145B of the Justices Act 1902, are sufficient to state or describe, in any information, complaint, summons, warrant, notice, order or other document, certain offences which may be dealt with by penalty notices under section 24 of the Centennial Park and Moore Park Trust Act 1983. The Regulation comprises matters of a machinery nature.

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