



New South Wales

# Royal Botanic Gardens and Domain Trust Regulation 1997

under the

Royal Botanic Gardens and Domain Trust Act 1980

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following Regulation under the *Royal Botanic Gardens and Domain Trust Act 1980*.

PAM ALLAN, MP,  
Minister for the Environment

## Explanatory note

The object of this Regulation is to repeal and remake, without substantial alteration, the *Royal Botanic Gardens and Domain Trust Regulation 1992*.

The new Regulation deals with the following:

- (a) the use of the lands of the Royal Botanic Gardens and Domain Trust generally (Part 2),
- (b) parking on public streets on those lands (Part 3),
- (c) the use of the Royal Botanic Gardens, the Mount Annan Botanic Garden and the Mount Tomah Botanic Garden (Part 4),
- (d) the use of the Domain (Part 5),
- (e) penalty notices (“on-the-spot” fines) (Part 6),
- (f) other minor, consequential and ancillary matters (Parts 1 and 7).

This Regulation is made under the *Royal Botanic Gardens and Domain Trust Act 1980* and, in particular, under sections 22 (the general regulation-making power) and 22B (Penalty notices for offences against regulations) as extended, in relation to the short descriptions of offences, by section 145B (3) of the *Justices Act 1902*.

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Explanatory note

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This Regulation is made in connection with the staged repeal of subordinate legislation under the *Subordinate Legislation Act 1989*.

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## Royal Botanic Gardens and Domain Trust Regulation 1997

### Part 1 Preliminary

#### 1 Name of Regulation

This Regulation is the *Royal Botanic Gardens and Domain Trust Regulation 1997*.

#### 2 Commencement

This Regulation commences on 1 September 1997.

#### 3 Definitions

In this Regulation:

*animal* includes a bird, fish and reptile.

*ranger* means a member of staff of the Trust appointed by the Trust to be a ranger for the purposes of this Regulation, and includes any trustee and the Director.

*reserved land* means such part of the Trust lands as is for the time being reserved for an organised activity under clause 5.

*RTA* means the Roads and Traffic Authority.

*the Act* means the Royal Botanic Gardens and Domain Trust Act 1980.

*the Domain* means that part of the Trust lands known as the Domain.

*the Gardens* means that part of the Trust lands known as the Royal Botanic Gardens, the Mount Annan Botanic Garden or the Mount Tomah Botanic Garden.

*vehicle* includes a bicycle or tricycle, but does not include a pram, stroller or wheelchair.

#### 4 Notes

The explanatory note, table of contents and notes in the text of this Regulation do not form part of this Regulation.

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Clause 5 Royal Botanic Gardens and Domain Trust Regulation 1997

Part 2 Regulation of use of Trust lands generally

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**Part 2 Regulation of use of Trust lands generally**

**5 Reserved land**

The Trust may from time to time reserve any part of the Trust lands for:

- (a) organised sporting activities, or
- (b) organised entertainment, or
- (c) organised ceremonies, or
- (d) any other organised activity.

**6 Fees and charges**

- (1) The Trust may from time to time determine the fees and charges payable for the use of any reserved land or for the parking of vehicles on any part of the Trust lands.
- (2) Fees and charges may differ according to such factors as the Trust may determine.
- (3) The Trust may exempt any person from paying any fee or charge.

**7 Entry to Trust lands**

- (1) The Trust may give any one or more of the following directions:
  - (a) a direction limiting the number of persons who may enter any part of the Trust lands,
  - (b) a direction closing to the public any part of the Trust lands (including any reserved land and any road, path or building),
  - (c) a direction charging admission to any part of the Trust lands,
  - (d) a direction imposing conditions (such as conditions prohibiting the possession or consumption of alcohol) subject to which the public may enter any part of the Trust lands,

by means of a sign displayed on or adjacent to the part or (in the case of a direction referred to in paragraph (a) or (b)) by means of an instruction given orally by a ranger or by a police officer.

- (2) A person must not enter any part of the Trust lands in contravention of a direction under this clause.

Maximum penalty: 5 penalty units.

### **8 Camping, erection or occupation of tents and Similar activities on Trust lands**

- (1) A person must not:
- (a) camp or reside, or
  - (b) erect or use, or cause to be erected or used, a building, tent, screen, awning, enclosure or other structure or thing,

on the Trust lands.

Maximum penalty: 5 penalty units.

- (2) A person who has erected or occupied, or caused to be erected or occupied, a building, tent, screen, awning, enclosure or other structure or thing contrary to subclause (1) (b) must, when required to do so by a ranger or a police officer, remove the building, tent, screen, awning, enclosure, structure or thing.
- (3) If a person fails to comply with a direction given under subclause (2), a ranger or a police officer:
- (a) may remove, or cause to be removed, the building, tent, screen, awning, enclosure, structure or thing to the care of the person to whom the direction was given, or
  - (b) may impound the building, tent, screen, awning, enclosure, structure or thing.
- (4) Property that is impounded under this clause is taken to be impounded under the Impounding Act 1993, and is to be dealt with accordingly.

### **9 Disposal of waste**

- (1) A person must not do any of the following:
- (a) bring any waste onto the Trust lands,
  - (b) abandon a vehicle on the Trust lands,
  - (c) leave any litter otherwise than in a receptacle provided and designated for the receipt of litter of that kind,

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Part 2 Regulation of use of Trust lands generally

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- (d) deposit any oil or similar product, or any hot liquid, or allow such a product or liquid to escape, on the Trust lands.

Maximum penalty: 5 penalty units.

- (2) In this clause:

litter includes bottles, broken glass, china, pottery and plastic.

waste includes refuse, rubbish and industrial waste.

### 10 Protection of Trust lands

A person must not do any of the following on the Trust lands:

- (a) damage any lawn, playing field or green, otherwise than in the course of, and as a normal incident of, an organised recreational or sporting activity on reserved land,
- (b) remove, uproot, climb on or cause damage to, or remove any part from, any tree or other vegetation,
- (c) remove any dead timber, log or stump, whether standing or fallen,
- (d) deface any rock or dig up any soil, sand, stone or similar substance,
- (e) damage, deface or interfere with:
  - (i) any part of the Trust lands (including any road, path, fence, barrier, gate, fence post, railing, wall or building), or
  - (ii) any thing situated on any part of the Trust lands (including any seat, furniture, play equipment, fountain, statue, ornament, vase, monument, sign, notice, descriptive plate, label, machinery or equipment),
- (f) destroy, capture, injure or interfere with any animal,
- (g) destroy or interfere with the habitat of any animal.

Maximum penalty: 5 penalty units.

### 11 Recreational activities

A person must not do any of the following on the Trust lands:

- (a) operate any mechanically propelled model aircraft, boat or similar thing,



- (b) land any aircraft, hang-glider, hot air balloon or parachute,
- (c) ride on or use any skateboard, roller skates, inline skates or similar apparatus,
- (d) fly any kite,
- (e) operate any radio, cassette player, record player, compact disc player or any instrument at a volume likely to cause a nuisance or annoyance to any person,
- (f) operate or use a loudspeaker or public address system or apparatus,
- (g) jog or run otherwise than on a road, path or specially designated circuit,
- (h) play or practise golf,
- (i) bathe, wade, wash or swim in any lake, pond, stream or ornamental water,
- (j) use any drinking fountain otherwise than for drinking,
- (k) light any fire otherwise than in fixed cooking apparatus provided by the Trust,
- (l) discharge any fireworks.

Maximum penalty: 5 penalty units.

## 12 Commercial activities

A person must not do any of the following on the Trust lands:

- (a) collect or attempt to collect money,
- (b) sell or attempt to sell or hire, expose for sale or hire or solicit for sale or hire papers, printed matter, food, or other goods or services,
- (c) conduct, or cause or assist the operation of, an amusement, entertainment, instruction or performance for money or other consideration,
- (d) use television, video, cinematographic or photographic equipment for commercial purposes,
- (e) display or distribute any advertising matter, sign, bill, poster or other printed matter.

Maximum penalty: 5 penalty units.

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Part 2 Regulation of use of Trust lands generally

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**13 Driving vehicles**

A person must not drive or ride any vehicle on the Trust lands:

- (a) otherwise than on a road laid out for the purpose, or
- (b) contrary to a sign erected by or on behalf of the Trust.

Maximum penalty: 5 penalty units.

**14 Obstruction**

A person must not do any of the following on the Trust lands:

- (a) obstruct another person in the performance of the person's work or duties,
- (b) fail to comply with any reasonable direction given by a ranger, by a member of staff of the Trust or by a police officer.

Maximum penalty: 5 penalty units.

**15 Persons to leave on request**

- (1) A person who:
  - (a) enters the Trust lands unlawfully, or
  - (b) causes any annoyance or inconvenience to other persons on the Trust lands, or
  - (c) commits an offence against this Regulation,

must leave the Trust lands if directed to do so by a ranger or by a police officer.

Maximum penalty: 5 penalty units.

- (2) A person who fails to comply with such a direction may be removed from the Trust lands by a ranger or by a police officer.

**16 Requirement to state name and address**

- (1) A ranger or a police officer who suspects on reasonable grounds that a person on the Trust lands has committed an offence against the Act or this Regulation may require the person to state his or her full name and residential address.

- (2) A person must not:
- (a) fail without reasonable cause to comply with a requirement under this clause, or
  - (b) in purported compliance with such a requirement, furnish information that the person knows to be false or misleading in a material particular.

Maximum penalty: 2 penalty units.

- (3) A person is not guilty of an offence under this clause unless it is established that the ranger or police officer:
- (a) identified himself or herself as a ranger or police officer (as appropriate), and
  - (b) warned the person that failure to comply with the requirement is an offence.

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Part 3 Parking on Trust lands  
Division 1

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## **Part 3 Parking on Trust lands**

### **Division 1 Preliminary**

#### **17 Definitions** (see Regulation 91C of the Motor Traffic Regulations 1935)

In this Part:

***controlled parking hours***, in relation to a metered space, means the periods, as set out on the relevant traffic control signs (within the meaning of section 4D of the *Traffic Act 1909*), during which a motor vehicle may not be parked in the space unless the relevant parking fee has been paid.

**Note.** Regulation 54 of the *Motor Traffic Regulations 1935* prescribes traffic control signs for the purposes of section 4D of the *Traffic Act 1909*.

***council*** means the council of a local government area.

***metered*** parking zone means a zone designated as a metered parking zone, as referred to in clause 19.

***metered space*** means any part of a public street:

- (a) at which a parking meter is installed or which is identified as a space or spaces to which a parking meter applies, and
- (b) which has been marked by painted lines, studs, pads, plates or strips for the purpose of indicating where a vehicle may park on payment of a fee.

***mobility parking scheme authority*** has the same meaning as it has in the *Motor Traffic Regulations 1935*.

***multi-space parking meter*** means a parking meter that applies to more than one metered space.

***parking meter*** means a device designed to indicate or capable of indicating whether the fee determined by the Trust in respect of any vehicle parking in a metered space to which the device applies has been paid, and includes the stand on which such a device is erected.

***period parking sign*** means a traffic control sign of the kind referred to in Regulation 54 (6) (a1) of the *Motor Traffic Regulations 1935*.

*public street* has the same meaning as it has in the *Traffic Act 1909*.

*relevant parking fee*, in relation to the parking of a motor vehicle in a metered space, means the fee for parking a motor vehicle in the space, for the day and time during which the vehicle is parked in the space, as indicated on the parking meter for the space.

## Division 2 Metered parking

### 18 Parking meters (see section 10R of the Traffic Act 1909)

- (1) The Trust may do all or any of the following:
  - (a) provide, in accordance with guidelines issued by the RTA for the provision of metered spaces, metered spaces in any public street on the Trust lands,
  - (b) install a parking meter in respect of any such metered space or spaces in accordance with this clause,
  - (c) demand and recover in respect of any vehicle parking in any such metered space such fees as it may fix by resolution.
- (2) Parking meters may be installed only at the space to which they apply or, if one parking meter applies to more than one space, in the immediate vicinity of those spaces.
- (3) The RTA may issue written guidelines to the Trust as to the provision of metered spaces.
- (4) The RTA may from time to time amend and revoke any such guidelines.

### 19 Metered parking zones (see Regulation 91D of the Motor Traffic Regulations 1935)

- (1) The Trust may set aside the whole or any part of one or more public streets on the Trust lands as a metered parking zone.
- (2) A metered parking zone must be designated by period parking signs, on which the word "METER" is added, situated along the public street or streets.

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Part 3 Parking on Trust lands  
Division 2

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### **20 Trust to fix fees** (see Regulation 91E of the Motor Traffic Regulations 1935)

- (1) The Trust must fix the fee payable for parking a motor vehicle in each metered space on the Trust lands.
- (2) Different fees may be fixed for different metered spaces and for different days and different times of day.

### **21 Parking meters** (see Regulation 91F of the Motor Traffic Regulations 1935)

- (1) The parking meter for a metered space must indicate:
  - (a) the fees fixed for the space under this Division, and
  - (b) the way in which the fees are to be paid, and
  - (c) if payment is by means of coins, the denomination of coins to be used in the meter.
- (2) A parking meter must clearly show the status of the metered space or spaces that it controls and, in the case of a multi-space parking meter, must identify each metered space by its number.

### **22 Metered spaces controlled by multi-space parking meter** (see Regulation 91G of the Motor Traffic Regulations 1935)

In the case of a metered space controlled by a multi-space parking meter, the number for the space and an arrow indicating the direction of the meter must be marked in or adjacent to the space.

### **23 Use of parking meters for parking in metered parking zones** (see Regulation 91H of the Motor Traffic Regulations 1935)

- (1) A person must not park a motor vehicle in a metered parking zone except in a metered space.

Maximum penalty: 5 penalty units.

- (2) A person must not park a motor vehicle in a metered space without paying the relevant fee for the space for at least the minimum period of time for which parking in the space must be paid.

Maximum penalty: 5 penalty units.

- (3) A person does not commit an offence under subclause (2) if the person parks a motor vehicle in a metered space before paying the relevant fee, so long as the person pays the relevant fee immediately after parking the vehicle.
- (4) The driver of a motor vehicle must not allow the vehicle to remain parked in a metered space if the parking meter for the space indicates that the period of time for which parking in the space has been paid has expired.  
  
Maximum penalty: 5 penalty units.
- (5) A person does not commit an offence against this clause if the parking meter for the metered space is not working.
- (6) This clause:
  - (a) does not apply to a metered parking space outside the controlled parking hours for the space, and
  - (b) does not apply to a motor vehicle displaying a current mobility parking scheme authority.

**24 Parking in metered parking spaces** (see Regulation 91I of the Motor Traffic Regulations 1935)

A person must not park a motor vehicle in a metered space:

- (a) while any other vehicle is parked in the space, or
- (b) in such a manner that any part of the vehicle lies over the markings for the space.

Maximum penalty: 5 penalty units.

**25 Temporary closure of metered spaces** (see Regulation 91J of the Motor Traffic Regulations 1935)

- (1) If the Trust decides that the use of a metered space should be temporarily discontinued, a sign displaying words to that effect may be erected in, or near the space.
- (2) A person must not park a motor vehicle in a metered space to which such a sign relates.

Maximum penalty: 5 penalty units.

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Clause 26 Royal Botanic Gardens and Domain Trust Regulation 1997

Part 3 Parking on Trust lands  
Division 2

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### **26 Misuse of parking meters** (see Regulation 91K of the Motor Traffic Regulations 1935)

A person must not:

- (a) insert in a parking meter anything other than coins or other means of payment, as specified on the meter, or
- (b) deface any parking meter or affix anything (such as advertising matter) to any parking meter.

Maximum penalty: 5 penalty units.

### **27 Damage to, and interference with, parking meters** (see section 10S of the Traffic Act 1909)

A person must not:

- (a) damage a parking meter, or
- (b) do, or cause to be done, any act which interferes or is likely to interfere with the proper working of a parking meter, or
- (c) fraudulently operate a parking meter.

Maximum penalty: 5 penalty units.

## **Division 3 General**

### **28 Trailers not separately chargeable** (see Regulation 91FF of the Motor Traffic Regulations 1935)

Nothing in this Part requires a separate parking fee to be paid for a trailer drawn by another motor vehicle.

### **29 Prohibited non-meter parking**

A person must not cause or permit any vehicle to stand or be parked on the Trust lands:

- (a) on any lawn, grass, parkland, garden or path, or
- (b) contrary to a sign erected by or on behalf of the Trust.

Maximum penalty: 5 penalty units.



**30 Powers of police in emergency** (see section 10VB of the Traffic Act 1909)

- (1) A police officer may, during a temporary obstruction or danger to traffic or in an emergency:
  - (a) direct a person not to cause or permit any vehicle to park in a metered space, or
  - (b) direct the owner or driver of a vehicle parking or standing in any such space to remove the vehicle from the space, or
  - (c) if no person appears to be in charge of a vehicle standing in any such space, remove the vehicle from the space.
- (2) A person must not, without reasonable excuse, fail to comply with the direction of a police officer under this clause.

Maximum penalty: 5 penalty units.

**31 Application of money from parking** (see section 10VC of the Traffic Act 1909)

- (1) The costs of administering this Part in relation to the Trust lands are to be borne by the Trust.
- (2) Those costs are taken to include the following:
  - (a) the costs of providing, controlling, maintaining and regulating metered spaces and the parking meters installed in respect of those spaces,
  - (b) the costs of providing and maintaining signs or other devices and marking lines to indicate the position of metered spaces or to indicate the places in any public street on the Trust lands where a vehicle (other than a public vehicle) may stop or park.

**32 Disputes** (see section 10VD of the Traffic Act 1909)

- (1) Any dispute arising under this Division between the Trust and the RTA is to be resolved by consultation between the Minister administering the *Royal Botanic Gardens and Domain Trust Act 1980*, and the Minister administering the *Traffic Act 1909*.
- (2) If agreement between the Ministers concerned cannot be reached, the dispute is to be resolved by the Premier.

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Clause 33      Royal Botanic Gardens and Domain Trust Regulation 1997

Part 3            Parking on Trust lands  
Division 3

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**33 This Part not to affect operation of other provisions** (see section 10W of the Traffic Act 1909)

Nothing in this Part affects the operation of any provision of the *Traffic Act 1909* by or under which functions in relation to the control of traffic are conferred or imposed on the Commissioner of Police or the RTA.

## **Part 4 Regulation of use of the Gardens**

### **34 Entry to the Gardens**

- (1) The Gardens are open to the public daily at times specified by the Trust and indicated on signs displayed adjacent to the entrances to the Gardens.
- (2) A person must not, without the consent of the Trust, enter or remain in the Gardens at any time when they are not open to the public.

Maximum penalty: 5 penalty units.

### **35 Offences relating to the Gardens**

- (1) A person must not do any of the following:
  - (a) bring into the Gardens a vehicle, otherwise than on a road specially designated for the purpose,
  - (b) bring into the Gardens any animal or permit any animal under the person's control to remain in the Gardens,
  - (c) address a function, public meeting, demonstration or gathering in the Gardens,
  - (d) fish in the ponds of the Gardens,
  - (e) fish in the waters of Sydney Harbour from the Royal Botanic Gardens,
  - (f) moor boats to the sea wall that separates Sydney Harbour from the Royal Botanic Gardens,
  - (g) ride a bicycle or tricycle in the Royal Botanic Gardens or Mount Tomah Botanic Garden,
  - (h) throw, kick or hit any object in the Gardens.

Maximum penalty: 5 penalty units.

- (2) Subclause (1) (b) does not prohibit a person from bringing into the Gardens or from permitting to remain in the Gardens:
  - (a) a seeing-eye dog that is in harness, or
  - (b) a dog or horse that is being used in connection with police duty.

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Clause 36 Royal Botanic Gardens and Domain Trust Regulation 1997

Part 5 Regulation of use of the Domain

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**Part 5 Regulation of use of the Domain**

**36 Offences relating to the Domain**

- (1) A person must not do any of the following:
- (a) bring into the Domain, otherwise than on a road laid out for the purpose:
    - (i) a bus, or
    - (ii) a vehicle (other than a bus) having a tare weight of more than 2 tonnes,
  - (b) bring any animal into the Domain, or permit any animal under the person's control to remain in the Domain,
  - (c) address a function, public meeting, demonstration or gathering in the Domain, except between the hours of 2 pm and sunset,
  - (d) throw, kick or hit any object in the Domain, otherwise than in the course of, and as a normal incident of, an organised activity on reserved land,
  - (e) fish in the waters of Sydney Harbour from any part of the Domain in or adjacent to which there is erected a sign indicating that fishing from that area is prohibited.

Maximum penalty: 5 penalty units.

- (2) Subclause (1) (b) does not prohibit a person from bringing into the Domain or from permitting to remain in the Domain:
- (a) a seeing-eye dog that is in harness, or
  - (b) a dog or horse that is being used in connection with police duty, or
  - (c) a dog that is on a leash.

## Part 6 Penalty notice offences

### 37 Penalty notice offences: section 228

- (1) For the purposes of section 22B of the Act:
  - (a) police officers, rangers and authorised IPB officers are prescribed as officers who may serve notices under that section, and
  - (b) the prescribed penalty for an offence created by a provision specified in Column 1 of Schedule 1 is the amount specified in Column 3 of that Schedule.
- (2) In this clause, *authorised IPB officer* means a person who is employed in the Infringement Processing Bureau of the Police Service and is authorised by the Commissioner of Police for the purposes of Regulation 130A of the *Motor Traffic Regulations 1935*.

### 38 Short description of offences

- (1) For the purposes of section 145B of the *Justices Act 1902*, the prescribed expression for an offence created by a provision specified in Column 1 of Schedule 1 is:
  - (a) the expression specified in Column 2 of that Schedule, or
  - (b) if a choice of words is indicated in that expression, the words remaining after the omission of the words irrelevant to the offence.
- (2) For the purposes of any proceedings for an offence created by a provision specified in Column 1 of Schedule 1, the prescribed expression for the offence is taken to relate to the offence created by the provision as the provision was in force when the offence is alleged to have been committed.
- (3) The amendment or repeal of a prescribed expression does not affect the validity of any information, complaint, summons, warrant, notice, order or other document in which the expression is used, and any such document continues to have effect as if that expression had not been amended or repealed.
- (4) Subclause (3) applies to any information, complaint, summons, warrant, notice, order or other document (whether issued, given or made before or after the amendment or repeal) that relates to an offence alleged to have been committed before the amendment or repeal.

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Clause 39 Royal Botanic Gardens and Domain Trust Regulation 1997

Part 7 General

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**Part 7 General**

**39 No offence in certain circumstances**

- (1) An act or omission does not constitute an offence against this Regulation if it is authorised expressly or impliedly by the terms or conditions of a lease, licence or occupancy granted by the Trust.
- (2) A person is not guilty of an offence against this Regulation if the person establishes that the act giving rise to the offence was done with the written consent of the Trust.
- (3) Nothing in this Regulation prevents members of staff of the Trust from doing any act or thing in the course of their employment.

**40 Prescribed officer: section 22A (2)**

For the purposes of section 228 (2) (a) of the Act, the Director is a prescribed officer to whom a statutory declaration referred to in that paragraph may be supplied.

**41 Repeal**

- (1) The *Royal Botanic Gardens and Domain Trust Regulation 1992* is repealed.
- (2) Any act, matter or thing that, immediately before the repeal of the *Royal Botanic Gardens and Domain Trust Regulation 1992*, had effect under (or was done for the purposes of) that Regulation continues to have effect under (or is taken to have been done for the purposes of) this Regulation.

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**Schedule 1 Penalty notice offences**

(Clauses 37 and 38)

<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
Clause 7 (2)	enter Trust lands contrary to direction	\$50
Clause 8 (1) (a)	camp/reside on Trust lands	\$75
Clause 8 (1) (b)	erect/use/cause to be erected/used building/tent/screen/awning/enclosure/structure/thing	\$100
Clause 9 (1) (a)	bring waste onto Trust lands	\$200
Clause 9 (1) (b)	abandon vehicle on Trust lands	\$200
Clause 9 (1) (c)	litter left on Trust lands otherwise than in right bin	\$200
Clause 9 (1) (d)	deposit oil/product/hot liquid on Trust land/allow oil/product/hot liquid to escape on Trust lands	\$200
Clause 10 (a)	damage lawn/playing field/green	\$75
Clause 10 (b)	remove/uproot/climb on/damage/remove part of tree/vegetation	\$75
Clause 10 (c)	remove dead timber/log/stump	\$75
Clause 10 (d)	deface rock/dig up soil/sand/stone/substance	\$75
Clause 10 (e) (i)	damage/deface/interfere with Trust lands	\$75
Clause 10 (e) (ii)	damage/deface/interfere with thing on Trust lands	\$75
Clause 10 (f)	destroy/capture/injure/interfere with animal	\$75

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## Schedule 1 Penalty notice offences

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
Clause 10 (g)	destroy/interfere with animal habitat	\$75
Clause 11 (a)	operate model aircraft/boat/thing	\$50
Clause 11 (b)	land aircraft/hang-glider/hot air balloon/parachute	\$100
Clause 11 (c)	ride on/use skateboard/roller skates/inlineskates/apparatus	\$50
Clause 11 (d)	fly kite	\$50
Clause 11 (e)	operate radio/cassette player/record player/CD player/instrument at high volume	\$50
Clause 11 (f)	operate/use loudspeaker/public address system/apparatus	\$75
Clause 11 (g)	jog/run otherwise than on road/path/circuit	\$50
Clause 11 (h)	play/practise golf	\$50
Clause 11 (i)	bathe/wade/wash/swim in lake/pond/stream/water	\$50
Clause 11 (j)	use drinking fountain improperly	\$50
Clause 11 (k)	light fire	\$75
Clause 11 (l)	discharge fireworks	\$50
Clause 12 (a)	collect/attempt to collect money	\$75
Clause 12 (b)	sell/attempt to sell/hire/expose for sale/hire/solicit for sale/hire paper/printed matter/food/goods/services	\$75
Clause 12 (c)	conduct/cause/assist operation of amusement/entertainment/instruction/performance	\$75
Clause 12 (d)	commercial use of television/video/film/photographic equipment	\$100



## Royal Botanic Gardens and Domain Trust Regulation 1997

## Penalty notice offences

## Schedule 1

Column 1	Column 2	Column 3
Clause 12 (e)	display/distribute advertising matter/sign/bill/poster/printed matter	\$50
Clause 13 (a)	drive/ride vehicle otherwise than on road	\$75
Clause 13 (b)	drive/ride vehicle contrary to sign	\$75
Clause 14 (a)	obstruct person working	\$100
Clause 14 (b)	not comply with direction of ranger/Truststaff/police officer	\$100
Clause 15 (1)	not comply with direction to leave Trust lands	\$75
Clause 16 (2) (a)	not state name/address	\$100
Clause 16 (2) (b)	give false/misleading information	\$100
Clause 23 (1)	park motor vehicle outside metered space	\$75
Clause 23 (2)	park motor vehicle without paying relevant parking fee	\$75
Clause 23 (4)	park motor vehicle beyond expiry of time paid for	\$75
Clause 24 (a)	park motor vehicle in occupied metered space	\$75
Clause 24 (b)	park motor vehicle across line markings of metered space	\$75
Clause 25 (2)	park motor vehicle in discontinued metered space	\$75
Clause 26 (a)	insert inappropriate matter into parking meter	\$75
Clause 26 (b)	deface/affix anything to parking meter	\$75
Clause 27 (a)	damage parking meter	\$75

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## Schedule 1 Penalty notice offences

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
Clause 27 (b)	do act interfering/likely to interfere with parking meter/ cause act interfering/likely to interfere with parking meter	\$75
Clause 27 (c)	fraudulently operate parking meter	\$75
Clause 29 (a)	cause/permit vehicle to stand/ park on lawn/grass/parkland/ garden/path	\$75
Clause 29 (b)	cause/permit vehicle to stand park contrary to sign	\$75
Clause 30 (2)	not comply with direction concerning metered space	\$100
Clause 34 (2)	enter/remain in Gardens when closed	\$50
Clause 35 (1) (a)	bring vehicle into Gardens otherwise than by road	\$75
Clause 35 (1) (b)	bring animal into Gardens/ permit animal to remain in Gardens	\$50
Clause 35 (1) (c)	address function/public meeting/demonstration/ gathering in Gardens	\$75
Clause 35 (1) (d)	fish in ponds of Gardens	\$50
Clause 35 (1) (e)	fish in Sydney Harbour from Royal Botanic Gardens	\$50
Clause 35 (1) (f)	moor boat to Royal Botanic Gardens sea wall	\$50
Clause 35 (1) (g)	ride bicycle/tricycle in Royal Botanic Gardens/Mt Tomah Garden	\$75
Clause 35 (1) (h)	throw/kick/hit object in Gardens	\$50
Clause 36 (1) (a)	bring bus/heavy vehicle into Domain otherwise than by road	\$75

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## Royal Botanic Gardens and Domain Trust Regulation 1997

## Penalty notice offences

## Schedule 1

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<b>Column 1</b>	<b>Column 2</b>	<b>Column 3</b>
Clause 36 (1) (b)	bring animal into Domain/ permit animal to remain in Domain	\$50
Clause 36 (1) (c)	address function/public meeting/demonstration gathering in Domain	\$75
Clause 36 (1) (d)	throw/kick/hit object in Domain	\$50
Clause 36 (1) (e)	fish from prohibited area in Domain	\$50