



New South Wales

Major Events Amendment (FIFA Women's World Cup) Regulation 2023

under the

Major Events Act 2009

Her Excellency the Governor, with the advice of the Executive Council, has made the following regulation under the *Major Events Act 2009*.

JOHN GRAHAM, MLC
Minister for Jobs and Tourism

Explanatory note

The object of this regulation is to declare the Fédération Internationale de Football Association Women's World Cup 2023 (*FIFA Women's World Cup 2023*) to be held in Sydney 2023 as a major event for the purposes of the *Major Events Act 2009 (the Act)*.

The regulation provides for the following in relation to the FIFA Women's World Cup 2023—

- (a) the major event period,
- (b) the provisions of the Act, Part 4 that apply in relation to the major event,
- (c) the promoter and responsible authority for the major event,
- (d) the sales control area and period for the major event during which the sale or distribution of articles prescribed by the regulation is restricted,
- (e) the advertising controlled site for the major event,
- (f) the exemption of certain advertising material from the Act, section 39,
- (g) the advertising controlled airspace for the major event,
- (h) the official title and official insignia for the major event,
- (i) the parking control period for the major event, during which a person must not use land for the purposes of car parks within 5km of the major event area if use of the land for that purpose is not lawful under the *Environmental Planning and Assessment Act 1979*,
- (j) the persons prescribed as authorised persons for the major event,
- (k) the persons prescribed as authorised officers for the major event,
- (l) the process of applying to the responsible authority for authorisations to sell or distribute articles in areas where restrictions are in place,
- (m) the provisions that attract a penalty notice offence.

Major Events Amendment (FIFA Women's World Cup) Regulation 2023

under the

Major Events Act 2009

1 Name of regulation

This regulation is the *Major Events Amendment (FIFA Women's World Cup) Regulation 2023*.

2 Commencement

This regulation commences on the day on which it is published on the NSW legislation website.

Schedule 1 Amendment of Major Events Regulation 2017

[1] Part 4

Insert after Part 3—

Part 4 FIFA Women's World Cup 2023

34 Application of part

This part applies to the FIFA Women's World Cup 2023 only.

35 Interpretation

(1) In this part—

associated events includes training sessions, preparations in warm-up, competitions, the FIFA Fan Festival, official ceremonies, extension events, community events, participation events, media events, broadcast centre activities and other ancillary events.

FIFA Women's World Cup 2023 means the FIFA Women's World Cup 2023 and associated events.

(2) A reference in this part to a named map is a reference to a map of that name approved by the Minister, held with Destination NSW and made available on the NSW legislation website.

36 Declaration of FIFA Women's World Cup 2023 as major event—the Act, s 5

(1) For the Act, section 5(1), the FIFA Women's World Cup 2023 is declared to be a major event.

(2) For the Act, section 5(4)(a), the FIFA Women's World Cup 2023 comprises a women's football tournament and associated events taking place in Sydney during the major event period at the major event area.

Note—

The Act, section 4B provides for the major event area to be declared by the Minister by order published in the Gazette.

37 Major event period—the Act, s 5(4)

For the Act, section 5(4)(b), the *major event period* is the period from 3 July 2023 until 27 August 2023.

38 Application of the Act, Part 4—the Act, s 5(4)

For the Act, section 5(4)(c), the following provisions of the Act, Part 4 apply in relation to the FIFA Women's World Cup 2023 for the whole of the major event period—

- (a) Division 2,
- (b) Division 3, other than sections 23, 24 and 25,
- (c) Divisions 4–9.

39 Promoter—the Act, s 5(4)

For the Act, section 5(4)(d), FWWC2023 Pty Ltd, ACN 650 853 302, is prescribed.

40 Responsible authority—the Act, s 6

For the Act, section 6(a), Destination NSW is designated.

41 Sale and distribution of articles in certain public places—the Act, s 37

- (1) For the Act, section 37(1), the area identified on the FIFA Women's World Cup 2023 Advertising Controlled Area Map is prescribed.
- (2) For the Act, section 37(9), definition of *prescribed article*, all articles are prescribed articles.
- (3) Subclause (2) does not apply to articles sold or distributed in the course of—
 - (a) a business that occupied premises on land at the time the land was prescribed to be part of the controlled area, if the articles are—
 - (i) normally sold or distributed in the course of the business, and
 - (ii) sold or distributed by the business in the usual way, or
 - (b) a business, not established primarily for the purposes of the major event, that commences occupation of premises during the major event period on land prescribed to be part of the controlled area, if the articles are—
 - (i) normally sold or distributed in the course of businesses of that kind, and
 - (ii) sold or distributed in the usual way in which businesses of that kind sell or distribute the articles.
- (4) For the Act, section 37(9), definition of *sales control period*, the period from 20 July 2023 until 20 August 2023 is prescribed.

42 Advertising on buildings or structures—the Act, s 39

- (1) For the Act, section 39(1), the area identified on the FIFA Women's World Cup 2023 Advertising Controlled Site Map is prescribed.
- (2) For the Act, section 39(11)(b), advertising material is exempted if—
 - (a) the advertising material is fixed to or placed on part of a building or structure in the advertising controlled site so that it cannot be clearly seen by a person, or
 - (b) the advertising material—
 - (i) was fixed to or placed on the building or structure when the building or structure was not an advertising controlled site or part of an advertising controlled site, and
 - (ii) was fixed or placed by a person as part of the person's ordinary activities and not in anticipation of the FIFA Women's World Cup 2023, and
 - (iii) does not contain a statement, or make an inference, that the advertiser is a sponsor or supporter of, or is connected with, the FIFA Women's World Cup 2023.

43 Aerial advertising—the Act, s 40

For the Act, section 40(1), the area identified on the FIFA Women's World Cup 2023 Advertising Controlled Airspace Map is prescribed.

44 Official title and official insignia—the Act, s 42

- (1) For the Act, section 42(3), definition of *official insignia*, the logos, symbols and other designs approved by the responsible authority and published in the Gazette on 3 May 2023 are prescribed.
- (2) For the Act, section 42(3), definition of *official title*, the title of the major event approved by the responsible authority and published in the Gazette on 3 May 2023 is prescribed.

45 Car parking—the Act, s 59

For the Act, section 59(4), definition of *parking control period*, the period from 18 July 2023 until 20 August 2023 is prescribed.

46 Delegation to authorised person—the Act, s 68

For the Act, section 68(3)(d), the following are prescribed—

- (a) FWWC2023 Pty Ltd, ACN 650 853 302,
- (b) International Management Group of America Pty Ltd, ABN 23 001 788 343.

47 Authorised officers—the Act, s 69A

For the Act, section 69A(2)(c), the following are prescribed—

- (a) employees of FWWC2023 Pty Ltd, ACN 650 853 302,
- (b) security guards.

48 Applications for authorisations—the Act, ss 37, 39, 41 and 72

- (1) This clause applies to the following authorisations by the responsible authority—
 - (a) an approval under the Act, section 37 to sell or distribute a prescribed article during a sales control period in a controlled area,
 - (b) an authorisation or permission under the Act, section 39 for advertising material to be fixed to or placed on a building or structure that is, or is part of, an advertising controlled site,
 - (c) an authorisation under the Act, section 41 to do anything referred to in the Act, section 41(1) at the major event area.
- (2) A person who wishes to obtain an authorisation to which this clause applies must make an application to the responsible authority in accordance with this clause.
- (3) An application must—
 - (a) be made in writing, and
 - (b) be accompanied by the *application fee*, if any, determined by the responsible authority, and
 - (c) contain the information, and be accompanied by documentation, the responsible authority requires to enable the responsible authority to properly consider and determine the application, and
 - (d) be lodged with the responsible authority at least 14 days, or a shorter period, as the responsible authority may allow, before the authorisation to which the application relates is proposed to be used.
- (4) The responsible authority may require an application for an authorisation to provide further information or documentation before the application is determined.
- (5) The responsible authority may waive or reduce an application fee.
- (6) The responsible authority may determine an application by granting the application, unconditionally or subject to conditions, or by refusing the application.

49 Application of Schedule 1—the Act, s 73

- (1) For the Act, section 73(2), during the major event period—

- (a) each offence created by an applicable provision specified in Schedule 1 is an offence for which a penalty notice may be issued, and
 - (b) the amount payable for the penalty notice is the amount specified opposite the provision in the first column.
- (2) If the provision is qualified by words that restrict its operation to limited kinds of offences or to offences committed in limited circumstances, the penalty notice may be issued only for—
- (a) that limited kind of offence, or
 - (b) an offence committed in those limited circumstances.
- (3) In this clause—
applicable provision means a provision of the Act that applies in relation to the FIFA Women's World Cup 2023 for the major event period under clause 38.

[2] Schedule 1

Insert in appropriate order—

Schedule 1 Penalty notice offences

clause 49

Provision	Penalty
Section 24(1)	\$220
Section 25(4)	\$220
Section 30(1)	\$330
Section 30(2)	\$330
Section 30(3)	\$330
Section 30(4)	\$330
Section 30(5)	\$330
Section 37(2)	\$550
Section 37(4)—	
(a) for individuals	\$550
(b) otherwise	\$825
Section 38(2)—	
(a) for individuals	\$22,000
(b) otherwise	\$33,000
Section 39(4)—	
(a) for individuals	\$2,750
(b) otherwise	\$8,250
Section 40(2)	
(a) for individuals	\$22,000
(b) otherwise	\$33,000

Provision	Penalty
Section 41(1)	\$220
Section 42(1)	
(a) for individuals	\$2,200
(b) otherwise	\$3,300
Section 43(4)	\$220
Section 44(1)	\$110
Section 46(5)	\$550
Section 47	
(a) for individuals	\$550
(b) otherwise	\$825
Section 48(2)	\$550
Section 59(2)	
(a) for individuals	\$550 and, for a continuing offence, an additional \$220 for each additional day the offence continues
(b) otherwise	\$2,750 and, for a continuing offence, an additional \$1,100 for each additional day the offence continues
