



New South Wales

Centennial Park and Moore Park Trust Regulation 2024

under the

Centennial Park and Moore Park Trust Act 1983

His Excellency the Lieutenant-Governor, with the advice of the Executive Council, has made the following regulation under the *Centennial Park and Moore Park Trust Act 1983*.

PAUL SCULLY, MP
Minister for Planning and Public Spaces

Explanatory note

The object of this regulation is to remake, with amendments, the *Centennial Park and Moore Park Trust Regulation 2014*, which is repealed on 1 September 2024 by the *Subordinate Legislation Act 1989*, section 10(2).

This regulation deals with the management, use and regulation of the land vested in the Centennial Park and Moore Park Trust (the **Trust lands**), including the following—

- (a) the entry of persons onto the Trust lands,
- (b) the driving and parking of vehicles,
- (c) commercial and public activities,
- (d) recreational activities,
- (e) offensive and dangerous conduct,
- (f) the bringing of animals onto the Trust lands and prohibitions relating to horses,
- (g) the offences under this regulation for which penalty notices may be issued and the amount of the penalty payable.

This regulation is made under the *Centennial Park and Moore Park Trust Act 1983*, including sections 16(b), 17(b), 18C, 20A and 22, the general regulation-making power.

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Centennial Park and Moore Park Trust Regulation 2024

under the

Centennial Park and Moore Park Trust Act 1983

Part 1 Preliminary

1 Name of regulation

This regulation is the *Centennial Park and Moore Park Trust Regulation 2024*.

2 Commencement

This regulation commences on 1 September 2024.

Note— This regulation replaces the *Centennial Park and Moore Park Trust Regulation 2014*, which is repealed on 1 September 2024 by the *Subordinate Legislation Act 1989*, section 10(2).

3 Definitions

- (1) The dictionary in Schedule 2 defines words used in this regulation.

Note— The Act and the *Interpretation Act 1987* contain definitions and other provisions that affect the interpretation and application of this regulation.

- (2) A reference in this regulation to the Trust lands includes a reference to—
- (a) a part of the Trust lands, and
 - (b) a building on the Trust lands.

- (3) In this regulation, a person is *responsible* for an animal if the person is in charge of the animal or otherwise has the animal under the person's control.

4 Prescribed persons who may be appointed as authorised officers—the Act, s 16

For the Act, section 16(b), the class of persons consisting of persons engaged by the Trust under a contract to provide services to the Trust is prescribed.

5 Persons declared authorised officers—the Act, s 18C

For the Act, section 18C(7), definition of *authorised officer*, the class of persons consisting of authorised persons is declared.

6 Application of regulation to revested land

This regulation does not apply to revested land within the meaning of the Act, Schedule 2, Part 4.

Part 2 Entry onto Trust lands—the Act, s 22(2)(a) and (b)

7 Trust lands may be closed to public

- (1) A relevant authority may close the Trust lands to the public.
- (2) A relevant authority may take action under this section by—
 - (a) displaying a sign on or adjacent to the closed lands or building, or
 - (b) fencing off or locking the closed lands or building.
- (3) A person must not enter Trust lands that are closed under this section.
Maximum penalty—10 penalty units.
- (4) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.

8 Limit on number of persons entering Trust lands

- (1) The Trust may limit the number of persons who may enter or remain on the Trust lands.
- (2) The Trust may take action under this section by—
 - (a) giving a direction, or
 - (b) displaying a sign on or adjacent to the relevant lands or building.
- (3) A person must not contravene a direction given or sign displayed under subsection (2).
Maximum penalty for subsection (3)—10 penalty units.

9 Bus roadway and light rail track

- (1) A person must not cross the bus roadway or light rail track, except at—
 - (a) a bicycle crossing light, or
 - (b) a footbridge, or
 - (c) a pedestrian crossing.Maximum penalty—10 penalty units.
- (2) In this section—

bicycle crossing light has the same meaning as in the *Road Rules 2014*.

bus roadway means the roadway to the east of Anzac Parade and north of Alison Road that is reserved for the use of buses and authorised vehicles.

light rail track means the light rail track between the Eastern Distributor and Anzac Parade that is reserved for the use of light rail vehicles.

pedestrian crossing has the same meaning as in the *Road Rules 2014*.

10 Trust lands may be designated for use for organised activities

- (1) The Trust or the Chief Executive may designate Trust lands (a **designated space**) for use for the purpose of the following (**organised activities**)—
 - (a) an organised sporting activity,
 - (b) an organised entertainment,
 - (c) an organised ceremony or event,
 - (d) another organised activity.
- (2) The Trust or the Chief Executive may give notice of a designation under subsection (1) by—

- (a) giving a direction, or
 - (b) displaying a sign on or adjacent to the relevant Trust lands, or
 - (c) public notice, including by notice published on a website maintained by the Trust.
- (3) The Trust or the Chief Executive may, by written notice, permit a person to do the following—
- (a) use a designated space for the organised activity for which the space was designated,
 - (b) use signs to designate points on the perimeter of the designated space as entrances or exits for persons attending the organised activity,
 - (c) prevent people from—
 - (i) entering the designated space without a ticket, and
 - (ii) entering or exiting the designated space other than through the designated points.

Note— See section 44 in relation to conditions that may be imposed on permissions.

- (4) In this section—
ticket includes a permit or authority, however expressed.

11 Trust lands may be used for designated other activities

- (1) Without limiting section 10, the Trust or the Chief Executive may permit the use of Trust lands for specified activities, other than organised activities, by displaying a sign on or near the relevant Trust lands.

Examples of specified activities— picnicking, fishing

- (2) A person does not contravene this regulation by using the relevant Trust lands for a specified activity permitted under subsection (1).

Note— See section 44 in relation to conditions that may be imposed on permissions.

12 Use of Trust lands for events attracting large crowds—the Act, s 20A

- (1) For the Act, section 20A(1), the Trust may authorise the use of the Trust lands, other than Callan Park, for the following classes of events—
- (a) film festivals,
 - (b) musical events,
 - (c) cultural events,
 - (d) food and beverage events.
- (2) For the Act, section 20A(1), the Trust must not authorise the use of Callan Park.
- (3) An event is of a class authorised by subsection (1) only if the event is consistent with the objects of the Trust set out in the Act, section 8.
- (4) For the Act, section 20A(3)—
- (a) the Trust lands must not be used for more than 8 events of all classes authorised by subsection (1) in a calendar year, and
 - (b) the Trust may authorise the use of the Trust lands, other than Callan Park, for an event of a class authorised by subsection (1) subject to conditions the Trust considers appropriate.

13 Removal of certain persons from Trust lands

- (1) A relevant authority may direct a person who does the following on the Trust lands to leave the Trust lands—

- (a) trespasses,
 - (b) contravenes this regulation.
- (2) A direction given under this section may specify one or more of the following—
- (a) the part of the Trust lands to which the direction relates,
 - (b) the period within which the person must leave the Trust lands,
 - (c) the period during which the person must not return to the Trust lands.
- (3) In specifying a period under subsection (2)(b) or (c), a relevant authority must take into consideration the seriousness and persistence of the person's conduct.
- (4) A person who fails to comply with a direction given under this section may be removed from the Trust lands by an authorised person.
- (5) A person who leaves or is removed from the Trust lands under this section must remove from the Trust lands things belonging to or associated with the person, including the following—
- (a) equipment,
 - (b) a vehicle,
 - (c) an animal, whether alive or dead.
- Maximum penalty—10 penalty units.
- (6) A person must not remain on, enter or return to the Trust lands in contravention of a direction given under this section.
- Maximum penalty—10 penalty units.

Part 3 Use of vehicles on Trust lands—the Act, s 22(2)

14 Trust may prohibit and regulate entry of vehicles

- (1) The Trust may do the following—
 - (a) prohibit the entry of vehicles to the Trust lands,
 - (b) control the entry of vehicles to the Trust lands,
 - (c) refuse to admit a vehicle to the Trust lands.
- (2) The Trust may take action under this section by—
 - (a) giving a direction, or
 - (b) displaying a sign on or adjacent to the relevant Trust lands.
- (3) A person must not contravene a direction given or sign displayed under subsection (2).
Maximum penalty for subsection (3)—10 penalty units.

15 Vehicles may enter or exit only at designated points

- (1) The Trust may designate a point on the perimeter of the Trust lands as an entry or exit point for vehicles.
- (2) The Trust may display a sign adjacent to the designated entry or exit point.
- (3) A person must not drive or ride a vehicle—
 - (a) if the Trust has designated an entry point—into the Trust lands, other than at a designated entry point, or
 - (b) if the Trust has designated an exit point—out of the Trust lands, other than at a designated exit point.
Maximum penalty for subsection (3)—10 penalty units.

16 Vehicles may enter only at certain times

- (1) The Trust may designate the times during which a point of entrance to the Trust lands is open to vehicles (the *gate opening times*)—
 - (a) by a sign displayed adjacent to the point of entrance, or
 - (b) by public notice, including by notice published on a website maintained by the Trust.
- (2) A person must not drive or ride a vehicle, other than a bicycle, into or on the Trust lands outside the gate opening times unless the person has the permission of a relevant authority.
Maximum penalty—10 penalty units.
- (3) Without limiting the way in which permission may be given, permission may be given by—
 - (a) public notice or advertisement, or
 - (b) in relation to a function or meeting to be held on the Trust lands—written notice to the organiser of the function or meeting.
- (4) Without limiting section 44, it is a condition of a permission that a person driving or riding a vehicle complies with a reasonable direction given by an authorised person in relation to the vehicle.
- (5) The Trust may require payment of a fee of not more than \$100 for the opening of a gate outside the gate opening times to enable a vehicle to exit the Trust lands.

- (6) An authorised person may receive, for the Trust, the fee determined by the Trust under subsection (5).

17 Vehicle-free periods

- (1) The Trust or the Chief Executive may designate dates and times during which all vehicles or a class of vehicles must not be on the Trust lands (a *vehicle-free period*).
- (2) The Trust or the Chief Executive may take action under this section by—
- (a) displaying a sign on or adjacent to the relevant Trust lands, or
 - (b) giving public notice, including by publishing a notice on a website maintained by the Trust.
- (3) A person must not drive or ride a vehicle into or on the Trust lands during a vehicle-free period.
Maximum penalty—10 penalty units.
- (4) A person does not commit an offence against subsection (3) for anything done with the permission of the Trust or the Chief Executive.
- (5) Without limiting the way in which the Trust or the Chief Executive may give permission, the Trust or the Chief Executive may give permission by—
- (a) displaying a sign on or adjacent to the relevant Trust lands, or
 - (b) public notice, including by notice published on a website maintained by the Trust, or
 - (c) in relation to a function or meeting to be held on the Trust lands—written notice given to the organiser of the function or meeting.
- (6) Without limiting section 44, it is a condition of a permission that a person driving or riding a vehicle must comply with reasonable directions given by an authorised person in relation to the vehicle.
- (7) The Trust may require payment of a fee of not more than \$100 for the opening of a gate during a vehicle-free period to enable a vehicle to exit Trust lands.
- (8) An authorised person may receive, for the Trust, the fee determined by the Trust under subsection (7).

18 Driving and parking vehicles

- (1) The Trust or the Chief Executive may—
- (a) designate part of the Trust lands for use for driving or parking vehicles, and
 - (b) regulate the following for a designated area—
 - (i) the way in which vehicles may be driven, moved or parked,
 - (ii) the way in which animals may be moved or confined.
- (2) The Trust or the Chief Executive may take action under subsection (1) by displaying a sign on or adjacent to the relevant Trust lands.
- (3) A person must not do the following on the Trust lands—
- (a) drive, ride, stand or park a vehicle, other than on—
 - (i) a sealed road, or
 - (ii) a part of the Trust lands designated under subsection (1)(a),
 - (b) arrange for or permit a vehicle to be driven, ridden, stood or parked, other than on—
 - (i) a sealed road, or

- (ii) a part of the Trust lands designated under subsection (1)(a),
- (c) do anything in contravention of a sign displayed under subsection (2),
- (d) connect a vehicle to a water or electricity supply located on the Trust lands,
- (e) abandon a vehicle,
- (f) park or leave a vehicle on the Trust lands outside the gate opening times,
- (g) park or leave a vehicle, or a vehicle of a relevant class, on the Trust lands during a vehicle-free period designated under section 17.

Maximum penalty—10 penalty units.

- (4) A person does not commit an offence—
 - (a) against subsection (3) for anything done with the written permission of the Trust or the Chief Executive, or
 - (b) against subsection (3)(a), (b) or (f) for anything done with a golf buggy within the Moore Park Golf Course.
- (5) Without limiting the way in which the Trust or the Chief Executive may give permission, the Trust or the Chief Executive may give permission by—
 - (a) public notice, including by notice published on a website maintained by the Trust, or
 - (b) in relation to a function or meeting to be held on the Trust lands—written notice to the organiser of the function or meeting.
- (6) Without limiting section 44, it is a condition of a permission that a person driving or riding a vehicle complies with reasonable directions given by an authorised person in relation to the vehicle.

19 Speed of vehicles

- (1) The Trust may determine the maximum speed at which a person may drive or ride a vehicle on the Trust lands.
- (2) The Trust must specify the maximum speed—
 - (a) on a sign displayed on the Trust lands, or
 - (b) using a numeral or other symbol painted or placed on a road on the Trust lands.
- (3) A person must not drive or ride a vehicle on the Trust lands in contravention of a maximum speed specified under subsection (2).
Maximum penalty—10 penalty units.
- (4) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.

20 Other restrictions on driving and riding vehicles

- (1) A person must not do the following on the Trust lands—
 - (a) teach a person to drive or ride a motor vehicle,
 - (b) learn to drive or ride a motor vehicle,
 - (c) drive a motor vehicle—
 - (i) with a tare weight of more than 3t, or
 - (ii) with a height of more than 4m.
Maximum penalty—10 penalty units.
- (2) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.

21 Exceptions for emergency vehicles

- (1) A provision of this regulation about vehicles or drivers of vehicles does not apply in relation to an emergency vehicle or the driver of an emergency vehicle if—
 - (a) the driver takes reasonable care in the circumstances, and
 - (b) for a moving emergency vehicle—the emergency vehicle displays a flashing light or sounds an alarm.
- (2) Subsection (1)(b) does not apply if, in the circumstances, it is reasonable—
 - (a) not to display the light or sound the alarm, or
 - (b) for the emergency vehicle not to be fitted or equipped with a flashing light or an alarm.
- (3) In this section—

emergency vehicle means a vehicle driven by a person who is—

 - (a) a police officer exercising the person’s duties as a police officer, or
 - (b) a member of the Ambulance Service of NSW providing emergency transport for sick or injured persons, or
 - (c) a member of a fire brigade providing transport in an emergency, or
 - (d) an authorised person exercising the person’s duties as an authorised person.

Part 4 Commercial and public activities on Trust lands—the Act, s 22(2)(a) and (b)

22 Prohibited commercial and public activities

- (1) A person must not—
 - (a) carry out a prohibited activity on the Trust lands, or
 - (b) arrange for a prohibited activity to be carried on the Trust lands.Maximum penalty—10 penalty units.
- (2) A person does not commit an offence against this section if the prohibited activity is carried out with the written permission of the Trust or the Chief Executive.
- (3) In this section—

displaying, in relation to advertising material, does not include displaying the advertising material on a vehicle unless—

 - (a) the vehicle is designed for the primary purpose of displaying advertising material, or
 - (b) while on the Trust lands, the vehicle is used for the primary purpose of displaying advertising material.

prohibited activity means the following activities—

- (a) selling or hiring out goods, or offering goods for sale or hire,
- (b) providing, or offering to provide, services for a fee or other consideration,
- (c) establishing or operating a business,
- (d) using the following for a commercial purpose—
 - (i) audio equipment,
 - (ii) broadcasting equipment,
 - (iii) a camera,
 - (iv) a loudspeaker,
- (e) collecting a petition or conducting a survey,
- (f) distributing or displaying advertising material,
- (g) collecting, or attempting to collect, money,
- (h) busking,
- (i) conducting an amusement, entertainment, event, promotion, instruction or performance, whether or not conducted for profit,
- (j) organising or participating in a public meeting, function, demonstration, gathering or other public activity,
- (k) purchasing, or attempting to purchase, a ticket to an activity, ceremony or other event,
- (l) connecting to water, electricity or gas supply.

23 Removal of equipment used for prohibited activities

- (1) A person who uses equipment while committing an offence under section 22 must, if directed by a relevant authority, immediately remove the equipment from the Trust lands.
Maximum penalty—10 penalty units.
- (2) If a person fails to comply with a direction under this section, a relevant authority may remove the equipment by placing it—

- (a) in the care of the person to whom the direction was given, or
- (b) in a place of safe keeping at the expense of—
 - (i) the person to whom the direction was given, or
 - (ii) the owner of the equipment.
- (3) A relevant authority acting under subsection (2) is not responsible for the safe keeping of, or damage to, equipment removed under this section.

24 Organising and conducting races

- (1) A person must not organise or conduct the following activities on the Trust lands, whether or not for profit—
 - (a) a foot race,
 - (b) a walking event,
 - (c) a bicycle race,
 - (d) a horse race,
 - (e) a wheelchair race,
 - (f) a fun run,
 - (g) a rollerblade run,
 - (h) another similar event.Maximum penalty—10 penalty units.
- (2) A person does not commit an offence against this section if the activity is organised or conducted with the written permission of the Trust or the Chief Executive.

25 Weddings and organised ceremonies

- (1) Without limiting section 10, the Trust may designate an area on the Trust lands—
 - (a) where persons may get married or conduct an organised ceremony—
 - (i) without the Trust’s written permission, and
 - (ii) without paying a fee, or
 - (b) where persons may get married or conduct an organised ceremony, but only—
 - (i) with the Trust’s written permission, and
 - (ii) on payment of a fee decided by the Trust.
- (2) A person must not do the following on the Trust lands—
 - (a) get married on a part of the Trust lands not designated as an area where persons may get married under subsection (1)(a),
 - (b) get married on a part of the Trust lands designated as an area where persons may get married under subsection (1)(b)—
 - (i) without the Trust’s written permission, and
 - (ii) if the Trust has decided to impose a fee—without paying the fee,
 - (c) conduct an organised ceremony, other than a wedding, on a part of the Trust lands not designated as an area where the organised ceremony may be conducted under subsection (1)(a),
 - (d) conduct an organised ceremony, other than a wedding, on a part of the Trust lands designated as an area where the organised ceremony may be conducted under subsection (1)(b)—
 - (i) without the Trust’s written permission, or
 - (ii) if the Trust has decided to impose a fee—without paying the fee.

Maximum penalty—10 penalty units.

- (3) A person does not commit an offence against this section if the wedding or organised ceremony is conducted in accordance with the written permission of the Trust or the Chief Executive given under section 10(3).

Part 5 Recreational activities on Trust lands—the Act, s 22(2)(a) and (b)

26 Recreational activities

- (1) A person must not do the following on the Trust lands—
- (a) play golf, except in an area designated for playing golf under section 10,
 - (b) fish, or cast a fishing line, except in an area designated for fishing under section 10,
 - (c) swim in a lake, pond or stream, or in ornamental water,
 - (d) operate a boat, canoe, kayak or other watercraft, vessel or flotation device on a lake, pond or stream, or on ornamental water,
 - (e) store a boat, canoe, kayak or water craft,
 - (f) secure or tether a charter boat, water taxi, ferry or similar motorised vessel,
 - (g) use a land sailing vehicle,
 - (h) operate a motorised model aircraft, boat, car, drone or similar thing,
 - (i) operate or attempt to operate a hang-glider,
 - (j) launch or land an aircraft, helicopter, airship, hot-air balloon or parachute,
 - (k) use a metal detector or other apparatus for detecting metal objects,
 - (l) set up or discharge fireworks,
 - (m) use a starting pistol, except in an area designated under section 10 for an activity that involves the use of a starting pistol,
 - (n) throw or propel a javelin, shot-put, sharp instrument or other object likely to cause damage or injury to a person, animal or thing,
 - (o) erect a tent, marquee or similar structure, except in an area designated under section 10 for an activity involving the use of the structure,
 - (p) enter land that is situated within a lake, pond or stream, or within ornamental water,
 - (q) conduct, or participate in, a game or other activity in a way that unreasonably interferes with the amenity or condition of the area.

Maximum penalty—10 penalty units.

- (2) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.

Note— See also section 11(2).

27 Use of bicycles, horses, skateboards and rollerblades

- (1) A person must not do the following on the Trust lands—
- (a) ride a bicycle, scooter or skateboard, or use ski stocks with rollerblades or roller skis, except in an area designated for the activity under section 10,
 - (b) ride a bicycle, horse, scooter or skateboard, or use rollerblades, without wearing a protective helmet,
 - (c) ride a bicycle or skateboard, or use rollerblades—
 - (i) alongside 2 or more persons, or
 - (ii) closer than 3m behind, or while holding onto, a moving motor vehicle, or
 - (iii) in a group of more than 16 persons,

- (d) ride a pedal-car or similar device, except on a part of the Trust lands designated for use for the activity under section 10,
- (e) ride a bicycle or skateboard, or use rollerblades, in an area in which the activity is prohibited by the Trust by a sign displayed on or near the area.

Maximum penalty—10 penalty units.

- (2) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.

- (3) In this section—

bicycle includes a motor-assisted bicycle but does not include a motorcycle.

holding onto, in relation to a moving motor vehicle, includes being towed behind the motor vehicle using a rope or similar item.

rollerblades includes rollerskates.

28 Camping and erection of tents and structures

- (1) A person must not do the following on the Trust lands—

- (a) camp or reside,
- (b) erect or occupy, or arrange for or assist in the erection or occupation of, a building, tent, screen, awning, enclosure or other similar thing.

Maximum penalty—10 penalty units.

- (2) A person does not commit an offence against subsection (1) for anything done with the written permission of the Trust or the Chief Executive.

- (3) A person who contravenes subsection (1)(b) must, if directed by a relevant authority, immediately remove the erected or occupied thing from the Trust lands.

Maximum penalty—10 penalty units.

- (4) If a person fails to comply with a direction to remove an erected or occupied thing, a relevant authority may remove, or arrange for the removal of, the thing by placing it—

- (a) in the care of the person to whom the direction was given, or
- (b) in a place of safe keeping at the expense of—
 - (i) the person to whom the direction was given, or
 - (ii) the owner of the thing.

- (5) A relevant authority acting under this section is not responsible for the safe keeping of, or damage to, a thing removed under this section.

Part 6 Offensive and dangerous conduct on Trust lands—the Act, s 22(2)(a)

29 Personal conduct

A person must not do the following on the Trust lands—

- (a) use indecent, obscene, insulting or threatening language,
- (b) behave in an offensive or indecent way,
- (c) cause serious alarm or affront to a person by disorderly or unsafe conduct,
- (d) obstruct a person in the performance of the person’s work or duties under the Act.

Maximum penalty—10 penalty units.

30 Failure to comply with direction

- (1) A relevant authority may give a verbal direction to a person necessary to secure the good order, security, safety, management and enjoyment of the Trust lands.
- (2) The Trust or the Chief Executive may give a direction to a person necessary to secure the good order, security, safety, management and enjoyment of the Trust lands—
 - (a) in writing, or
 - (b) by displaying a sign on or adjacent to the Trust lands.
- (3) A person must not contravene a direction given under subsection (1) or (2).
Maximum penalty for subsection (3)—10 penalty units.

31 Causing noise

- (1) A person must not do the following on the Trust lands—
 - (a) operate a radio, or other electronic device that emits sound, at a volume likely to unreasonably interfere with the amenity of the Trust lands,
 - (b) play a musical instrument in a way likely to unreasonably interfere with the amenity of the Trust lands,
 - (c) operate a public address system or similar device,
 - (d) sound, or arrange or allow to be sounded, a vehicle intruder alarm or sounding device continuously or intermittently for more than 90 seconds after the alarm or device first sounded.Maximum penalty—10 penalty units.
- (2) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.

32 Causing damage

- (1) A person must not do the following on the Trust lands—
 - (a) damage a lawn, playing field or green, except during, and as a normal result of, a recreational or sporting activity on a part of the Trust lands designated for use for the activity under section 10,
 - (b) damage or otherwise interfere with vegetation,
 - (c) plant, or attempt to plant, vegetation,
 - (d) remove timber, a log or a stump, whether standing or fallen,
 - (e) bring in, deface, dig up or remove a rock, soil, sand, a stone or a similar substance,

- (f) damage, remove or otherwise interfere with—
 - (i) a part of the Trust lands, or a thing on the Trust lands, or
 - (ii) a road, path or sign, machinery, equipment or other thing on the Trust lands,
 - (g) climb on a building, fence, seat, table, enclosure or other structure, other than play equipment,
 - (h) block or inhibit, whether wholly or partially, access through, to or on a gate, access-way, path or road,
 - (i) pass through or step over—
 - (i) temporary or permanent fencing, or
 - (ii) a barricade, or
 - (iii) another structure regulating access, by foot or vehicle, to a part of the Trust lands or a building on the Trust lands,
 - (j) light a fire—
 - (i) when lighting fires on the Trust lands is prohibited by the Trust or the Chief Executive by signs displayed on or near the Trust lands, or
 - (ii) when lighting fires on the Trust lands is prohibited by or under the *Rural Fires Act 1997*, or
 - (iii) at all other times, except in a fireplace, on equipment provided for the purpose of lighting fires by the Trust or in portable cooking equipment,
 - (k) use a drinking fountain or a toilet block for a purpose other than the intended purpose of the fountain or toilet block,
 - (l) deposit the following onto the ground or vegetation—
 - (i) oil, hot liquid or a similar product,
 - (ii) ice or a frozen liquid,
 - (iii) coals or other material from a barbecue,
 - (m) deposit or throw an article or substance into the water,
 - (n) bring in waste,
 - (o) leave waste, except in a rubbish bin.
- Maximum penalty—10 penalty units.

- (2) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.

33 Affixing items to trees or structures

- (1) A person must not affix the following to a tree or other vegetation, or a fence, pole, building or other structure, on the Trust lands—
- (a) a sign,
 - (b) tape,
 - (c) a bicycle,
 - (d) exercise equipment,
 - (e) another thing.
- Maximum penalty—10 penalty units.
- (2) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.

34 Entering Trust lands while in possession of prohibited things

- (1) The Trust may prohibit a person from entering the Trust lands if the person is in possession of a specified thing (a *prohibited thing*).
- (2) The Trust may take action under this section by—
 - (a) giving a direction, or
 - (b) displaying a sign on or adjacent to the Trust lands.
- (3) A person must not do either of the following in contravention of a sign displayed under subsection (2)—
 - (a) enter the Trust lands while in possession of a prohibited thing,
 - (b) remain on the Trust lands while in possession of a prohibited thing.Maximum penalty—10 penalty units.
- (4) Nothing in this section limits another function of the Trust under this regulation.

35 Entering Trust lands while intoxicated

- (1) An authorised person may direct a person not to enter the Trust lands if, in the authorised person's opinion, the person is, or appears to be, intoxicated.
- (2) A person must not contravene a direction given under subsection (1).
Maximum penalty—10 penalty units.
- (3) Nothing in this section limits another function of the Trust under this regulation.

36 Consuming or possessing liquor

- (1) The Trust or the Chief Executive may prohibit the consumption of liquor on the Trust lands—
 - (a) at all times, or
 - (b) at specified times.
- (2) The Trust or the Chief Executive may prohibit a person from possessing liquor on the Trust lands during an activity that is—
 - (a) promoted, organised or conducted by or for the Trust or by a licensee of the Trust, and
 - (b) conducted in a fenced off part of the Trust lands.
- (3) The Trust or the Chief Executive may take action under this section by—
 - (a) giving a direction, or
 - (b) displaying a sign on or adjacent to the Trust lands.
- (4) A person must not consume or possess liquor on the Trust lands in contravention of a direction given or sign displayed under this section.
Maximum penalty—10 penalty units.
- (5) Subsection (4) does not apply unless it is established that—
 - (a) on the day of the contravention, an authorised person warned the person that the consumption of liquor was prohibited on the Trust lands, and
 - (b) the person commenced, continued or resumed consuming liquor in contravention of the prohibition after the warning was given.
- (6) A person does not commit an offence against subsection (4) for anything done with the written permission of the Trust or the Chief Executive.

37 Carrying or possessing firearms

- (1) A person must not do the following on the Trust lands—
 - (a) possess a firearm or imitation firearm, unless the person is on a public road,
 - (b) use a firearm or imitation firearm,
 - (c) possess a prohibited weapon.Maximum penalty—10 penalty units.
- (2) This section does not apply—
 - (a) if the person acted in accordance with the Trust’s or the Chief Executive’s written permission, or
 - (b) to a police officer of the State or the Commonwealth acting in the ordinary course of the person’s duties as a police officer, or
 - (c) to a person who—
 - (i) holds a licence under the *Security Industry Act 1997*, and
 - (ii) is carrying out functions authorised by the licence, and
 - (iii) is authorised to carry, use or possess the firearm or prohibited weapon under the *Firearms Act 1996* or the *Weapons Prohibition Act 1998*.
- (3) This section does not affect a requirement imposed by or under the *Firearms Act 1996* or the *Weapons Prohibition Act 1998*.
- (4) In this section—

firearm has the same meaning as in the *Firearms Act 1996*.

imitation firearm has the same meaning as in the *Firearms Act 1996*.

prohibited weapon has the same meaning as in the *Weapons Prohibition Act 1998*.

Part 7 Animals on Trust lands—the Act, s 22(2)(a) and (b)

38 Bringing animals onto Trust lands

- (1) A person must not bring the following onto the Trust lands—
 - (a) stock or poultry, or
 - (b) another animal, unless a competent person keeps the animal under effective control using an adequate chain, cord, leash or cage.Maximum penalty—10 penalty units.
- (2) Subsection (1)(b) does not apply to a horse or dog.
- (3) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.

39 Prohibitions relating to horses on Trust lands

- (1) A person must not—
 - (a) ride or lead a horse into or on the Trust lands, other than Callan Park, between sunset and sunrise, or
 - (b) ride or lead a horse into or in Callan Park.Maximum penalty—10 penalty units.
- (2) A person must not do the following on the Trust lands—
 - (a) allow a horse to graze,
 - (b) ride a horse, unless the horse is properly saddled and bridled with a bit,
 - (c) ride, lead or lunge a horse, except on a part of the Trust lands designated for the activity under section 10,
 - (d) ride or lead a horse while using a mobile phone,
 - (e) break in a horse,
 - (f) permit a horse to gallop or canter, except—
 - (i) in the Centennial Parklands Equestrian Centre and Grounds, or
 - (ii) in a designated space for organised equestrian activity,
 - (g) train a racehorse or harness racing horse,
 - (h) lead a horse unless the horse is wearing a bit,
 - (i) lead more than one horse at a time,
 - (j) drive a horse-drawn vehicle on a road or track in the area surrounded by the horse track and Grand Drive,
 - (k) long-rein a horse,
 - (l) use the horse track for a purpose other than riding or leading a horse,
 - (m) leave a horse unattended or untethered, except in a stable box at the Centennial Parklands Equestrian Centre.Maximum penalty—10 penalty units.
- (3) A person does not commit an offence against subsection (1)(b) or (2) for anything done with the written permission of the Trust or the Chief Executive.

40 Bringing dogs into prohibited areas

- (1) The Trust or the Chief Executive may designate a part of the Trust lands as an area in which dogs are prohibited (a *prohibited area*).

- (2) The Trust or the Chief Executive must designate the area by displaying a sign on or adjacent to the part of the Trust lands.
- (3) A person must not—
 - (a) bring a dog into a prohibited area, or
 - (b) allow a dog for which the person is responsible to enter a prohibited area.Maximum penalty—10 penalty units.
Note— See the *Companion Animals Act 1998*, section 14 for other relevant prohibitions on dogs in public places.
- (4) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.
- (5) This section does not prohibit a person who has a disability from—
 - (a) bringing an assistance animal into the Trust lands, or
 - (b) permitting an assistance animal to remain on the Trust lands.
- (6) In this section—
assistance animal has the same meaning as in the *Disability Discrimination Act 1992* of the Commonwealth.
disability has the same meaning as in the *Disability Discrimination Act 1992* of the Commonwealth.

41 Harming animals

- (1) A person must not do the following on the Trust lands—
 - (a) possess a trap or device for the hunting or capturing of animals,
 - (b) destroy, capture, injure or annoy an animal,
 - (c) destroy or interfere with an animal’s habitat.Maximum penalty—10 penalty units.
- (2) This section does not apply in relation to fishing.
Note— See section 26 in relation to fishing on Trust lands.
- (3) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.

42 Other prohibitions relating to animals on Trust lands

- (1) A person must not do the following on the Trust lands—
 - (a) lead a dog on a leash—
 - (i) while in control of a horse, or
 - (ii) from or attached to a moving vehicle,
 - (b) if the person is in a moving vehicle—run or exercise a dog not on a leash,
 - (c) abandon an animal, whether alive or dead,
 - (d) allow stock to graze,
 - (e) fail to properly dispose of faeces deposited on the Trust lands by a dog or other animal for which the person is responsible.Maximum penalty—10 penalty units.
- (2) A person does not commit an offence against this section for anything done with the written permission of the Trust or the Chief Executive.

Part 8 Miscellaneous—the Act, s 22

43 Fees

- (1) For the Act, section 22(2)(c), the Trust may determine fees payable for the matters specified in the Act, section 22(c)(i)–(v).
- (2) The Trust may require payment of the fee by a date specified by the Trust, including a date in advance of the date of the relevant use of the Trust lands or other matter specified in the Act, section 22(c)(i)–(v).
- (3) If, in a permission given under this regulation, the Trust has decided to impose a fee, the person to whom the permission is given must pay the fee to the Trust.
Note— The Act, section 18H provides that the Trust may recover fees owing to it as a debt due in a court of competent jurisdiction.
- (4) The Trust may reduce, or waive payment of, a fee payable under this section.
- (5) The Trust may accept, or determine, consideration in kind in lieu of a fee under this section.

44 Conditions attaching to permission to use Trust lands

- (1) For the Act, section 22(2)(a) and (c), the Trust or the Chief Executive may give a permission under this regulation subject to conditions that the Trust or the Chief Executive considers appropriate.
- (2) Without limiting subsection (1), conditions may relate to the following matters—
 - (a) if the permission involves using the Trust lands in a way specified in the Act, section 22(2)(c)—the period within which a payable fee must be paid,
 - (b) the necessary standard of care of the Trust lands,
 - (c) maintenance of adequate insurance,
 - (d) site preparation,
 - (e) provision and disposal of food and drinks,
 - (f) advertising, signage and merchandising,
 - (g) vehicle access, control and parking,
 - (h) security and emergency procedures,
 - (i) crowd management,
 - (j) cleaning and waste management services,
 - (k) noise control,
 - (l) erection and removal of temporary structures.
- (3) The Trust or the Chief Executive may require a person to whom a permission under this regulation is proposed to be given to give security in an amount and form determined by the Trust or the Chief Executive for fulfilment of the person's obligations under any conditions of the permission.
- (4) A person to whom a permission is given must not contravene a condition of the permission.
Maximum penalty for subsection (4)—10 penalty units.

45 Requirement to state name and address

- (1) For the Act, section 22(2), if the Chief Executive or an authorised person suspects on reasonable grounds that a person on the Trust lands has committed an offence against

the Act or this regulation, the Chief Executive or authorised person may require the person to state the person's full name and address.

- (2) A person must not—
 - (a) without reasonable excuse, fail to comply with a requirement under this section, or
 - (b) in purported compliance with a requirement under this section, give information the person knows to be false or misleading in a material particular.Maximum penalty—10 penalty units.
- (3) A person is not guilty of an offence under subsection (2) unless it is established that the Chief Executive or authorised person—
 - (a) identified themselves as the Chief Executive or an authorised person, and
 - (b) warned the person that failure to comply with the requirement or giving false information is an offence.

46 Directions given by Trust

- (1) For the Act, section 22(2), a reference in this regulation to a direction given by the Trust includes a reference to a direction given verbally by the following persons if the person is authorised in writing by the Trust to give directions under this regulation—
 - (a) an authorised person,
 - (b) an employee of the Trust.
- (2) A person is not guilty of an offence of contravening a direction given verbally by the Chief Executive, an employee of the Trust or an authorised person unless it is established that the person who gave the direction—
 - (a) identified themselves as the Chief Executive, an employee of the Trust or an authorised person, and
 - (b) warned the person that a failure to comply with the direction is an offence, and
 - (c) if the person asked for identification—showed identification identifying themselves as the Chief Executive, an employee of the Trust or an authorised person.

47 Signs displayed by Trust

For the Act, section 22(2), a person is not guilty of an offence of contravening a sign displayed by the Trust unless it is established the sign was displayed before the act or omission that contravened the sign.

48 Staff and authorised persons

For the Act, section 22(2)—

- (a) nothing in this regulation, other than section 37, prevents an authorised person or an employee of the Trust from doing, in the exercise of functions under the Act, an act or thing otherwise prohibited by this regulation, and
- (b) an act or omission does not constitute an offence against this regulation, other than section 37, if it is done or omitted to be done by an authorised person or an employee of the Trust in exercising a function under the Act.

49 Lessees and licensees

For the Act, section 22(2), an act or omission does not constitute a contravention of this regulation if the act or omission is expressly or impliedly authorised by the terms or conditions of—

- (a) a lease or licence granted by the Trust, or
- (b) an agreement entered into by the Trust.

50 Regulation not to limit other statutory provisions or functions

This regulation does not limit—

- (a) a provision of, or made under, an Act that applies to conduct on the Trust lands, or
- (b) a function exercisable by the Trust as the owner of the Trust lands.

51 Savings

An act, matter or thing that, immediately before the repeal of the *Centennial Park and Moore Park Trust Regulation 2014*, had effect under that regulation continues to have effect under this regulation.

Schedule 1 Penalty notice offences

1 Application of schedule

- (1) For the Act, section 18C—
- (a) each offence created by a provision specified in this schedule 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.
- (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.

Provision	Penalty
Offences under this regulation	
Section 7(3)	\$150
Section 8(3), except for contravening a verbal direction	\$150
Section 9(1)	\$150
Section 13(5)	\$150
Section 14(3), except for contravening a verbal direction	\$150
Section 15(3)	\$150
Section 16(2)	\$150
Section 17(3)	\$275
Section 18(3)	\$195
Section 19(3)	\$195
Section 20(1)(a) and (b)	\$150
Section 20(1)(c)	\$275
Section 22(1), in relation to 22(3), definition prohibited activity , paragraphs (a)–(c) and (e)–(l)	\$500
Section 22(1), in relation to 22(3), definition prohibited activity , paragraph (d)	\$1,100
Section 23(1), except for contravening a verbal direction	\$150
Section 24(1)	\$500
Section 25(2)	\$1,100
Section 26(1)	\$150
Section 27(1)	\$150
Section 28(1)	\$150

Provision	Penalty
Offences under this regulation	
Section 28(3), except for contravening a verbal direction	\$500
Section 29	\$195
Section 30(3), for directions given under section 30(2)	\$150
Section 31(1)(a) and (c)	\$500
Section 31(1)(b) and (d)	\$150
Section 32(1)(a)–(f), (j) and (l)(iii)	\$500
Section 32(1)(g)–(i), (k), (l)(i) and (ii) and (m)–(o)	\$150
Section 33(1)	\$150
Section 34(3)	\$150
Section 35(2)	\$275
Section 36(4), except for contravening a verbal direction	\$150
Section 37(1)	\$500
Section 38(1)	\$220
Section 39(1)	\$150
Section 39(2)	\$150
Section 40(3)	\$350
Section 41(1)	\$500
Section 42(1)(a)–(c) and (e)	\$275
Section 42(1)(d)	\$500
Section 44(4)	\$1,100

Schedule 2 Dictionary

section 3(1)

animal means a non-human animal.

building includes a part of a building.

Callan Park means the part of the Trust lands known as Callan Park.

designated space—see section 10(1).

fence off means to surround by a fence, barricade or other structure, whether temporary or permanent, with no open pedestrian or vehicular access.

gate opening times—see section 16(1).

horse track means the track adjacent to the inner boundary of Grand Drive, Centennial Park.

liquor has the same meaning as in the *Liquor Act 2007*.

motor vehicle has the same meaning as in the *Road Transport Act 2013*.

Note— Motor vehicle includes a motorcycle.

organised activities—see section 10(1).

relevant authority means—

- (a) the Trust, or
- (b) the Chief Executive, or
- (c) an authorised person.

sign includes the following, whether temporary or permanent—

- (a) a board,
- (b) a post,
- (c) a banner,
- (d) a notice,
- (e) a painted marking,
- (f) a flag,
- (g) an electronic display or similar device.

the Act means the *Centennial Park and Moore Park Trust Act 1983*.

vehicle—

- (a) includes the following—
 - (i) a motor vehicle,
 - (ii) a bicycle,
 - (iii) a trailer or caravan, whether or not it is being towed,
 - (iv) an apparatus propelled by human or mechanical power, or by the wind, that is wholly or partly used for the conveyance of persons or things, other than a wheelchair, pram or stroller,
 - (v) a motorised wheelchair capable of a speed of more than 10km/hour over level ground,
 - (vi) a vehicle being drawn by an animal,
 - (vii) an animal that is being ridden or is drawing a vehicle,
 - (viii) a boat, raft, canoe, ski, barge or other vessel, but
- (b) does not include the following—
 - (i) a train,
 - (ii) a wheeled toy,

(iii) a wheeled recreational device.

vehicle-free period—see section 17(1).

wheeled recreational device has the same meaning as in the *Road Rules 2014*.

wheeled toy has the same meaning as in the *Road Rules 2014*.