

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

NEW SOUTH WALES



EXPLANATORY NOTE

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

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

Clause 1 specifies the short title of the proposed Act.

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

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

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

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

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

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