

Anzac Memorial (Building) By-laws 1937

[1937-5]



New South Wales

Status Information

Currency of version

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Provisions in force

The provisions displayed in this version of the legislation have all commenced.

Notes—

- **Does not include amendments by**
[Anzac Memorial \(Building\) Amendment Act 2010 No 32](#) (not commenced)

Authorisation

This version of the legislation is compiled and maintained in a database of legislation by the Parliamentary Counsel's Office and published on the NSW legislation website, and is certified as the form of that legislation that is correct under section 45C of the [Interpretation Act 1987](#).

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New South Wales

1A These by-laws may be cited as the *Anzac Memorial (Building) By-laws 1937*.

1 In these By-laws, unless a contrary intention appears, the expression:

Act means the *Anzac Memorial (Building) Act 1923–1934*.

Dedicated area means the land comprised in the Schedule to the Act, dedicated for a War Memorial under section 25 of the *Crown Lands Consolidation Act 1913*, by notification in the Government Gazette No 3 of 9 January 1931, and includes all buildings, structures and improvements thereon.

Memorial Building means the building known as the Anzac Memorial Building erected upon the dedicated area.

Person includes any organisation or other association of persons.

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- (a) The Trustees shall meet at least once in every three months at such time and place in the City of Sydney as may from time to time be directed by the Chairman or, in his absence, the Deputy Chairman. One of such meetings to be deemed the Annual Meeting shall be held in the first quarter of the year.
- (b) At such Annual Meeting the Trustees shall from among their number elect a Chairman, a Deputy Chairman and an Honorary Treasurer.
- (c) The Trustees may appoint an Honorary Secretary (not necessarily a Trustee) who shall hold office during the pleasure of the Trustees.
- (d) Four members present at any meeting shall form a quorum and in the absence of the Chairman and Deputy Chairman any Trustee who may be elected by the Trustees then present shall be the Chairman of such meeting. Any duly convened meeting at which a quorum is present shall be capable of transacting any business of the Trustees and of exercising and discharging any power, authority, duty or function of the Trustees.
- (e) The Secretary shall upon a requisition in writing signed by two Trustees call a meeting at any time. At least seven days' notice of each meeting shall be sent by the Secretary

to each Trustee.

- 3** All money received by or on behalf of the trustees is to be paid into an account with any one or more banks, building societies or credit unions approved by the trustees from time to time.
- 4** All cheques, promissory notes, drafts, bills of exchange and other negotiable instruments, and all receipts for money paid to the trustees, are to be signed, drawn, accepted, endorsed or otherwise executed in the manner determined by the trustees from time to time.
- 5** The Common Seal of the Trustees shall be kept in charge of the Honorary Secretary and shall be affixed to any document only by order of the Trustees and every such document shall be signed by the Chairman and countersigned by the Honorary Secretary.
- 6** Applications to use the Assembly Hall in the Memorial Building or to use or occupy any portion of the dedicated area set apart by the Trustees from time to time for office or other special purposes shall be made to the Secretary in writing and shall state the purpose for which it is required. Applications shall be in such form, if any, as the Trustees may from time to time prescribe.
- 7** In granting leave to occupy any part of the dedicated area, the Trustees may prescribe conditions (not inconsistent with the provisions of the Act) to be observed and performed in respect of any such occupancy, and in case of default by an occupant in the observance or performance of any such conditions or of any of these By-laws the Trustees may terminate such occupancy at any time by notice in writing to the occupant.
- 8** Any person obtaining permission from the Trustees to use any portion of the Memorial Building or other part of the dedicated area shall, on termination of such use, leave the same and all furniture and fittings therein which are the property of the Trustees in the same state of cleanliness and order as when such use was entered upon, and in default shall pay to the Trustees on demand the cost of cleaning and placing same in order.
- 9** Any returned sailor, soldier or nurse shall so long as he or she observes the By-laws be entitled to enter and use such part or parts of the dedicated area as is or may be set apart for general purposes by the Trustees.
- 10** Unless authorised in writing so to do by the Trustees, no person shall within the dedicated area:
 - (a) sell or offer for sale or advertise for sale any article or carry on any trade or business,
 - (b) hold any public meeting, performance or entertainment of any kind,
 - (c) preach or deliver any address of any kind to members of the public or any section of the public or distribute any written typed or printed matter except to members of an organisation or association for the time being authorised to use any part of the dedicated area for the purpose of a meeting of such organisation or association,
 - (d) collect or attempt to collect any money,
 - (e) erect, affix, annex, or paint any sign, advertisement, notice or poster.

Maximum penalty: 20 penalty units.

- 11** No person shall within the dedicated area:

- (a) engage in any party political or religious propaganda,
- (b) create or take part in any disturbance or wilfully obstruct, disturb, interrupt or annoy any person lawfully therein,
- (c) play any game of chance or make any wager for money,
- (d) commit any nuisance or any indecent or offensive act, or use any indecent, obscene, profane, insulting or threatening language,
- (e) deposit any debris, paper, scraps or litter of any kind except in a receptacle provided for the purpose,
- (f) wilfully obstruct in the execution of his duty or insult or neglect to obey the lawful direction of any officer or servant of the Trustees.

Maximum penalty: 20 penalty units.

- 12** No person shall damage or impair or do anything likely to damage or impair the Memorial Building or any other part of the dedicated area.

Maximum penalty: 40 penalty units.

- 13** No person shall bring or consume within the dedicated area any intoxicating liquor, and no person who is in a state of intoxication shall enter or remain therein.

Maximum penalty: 20 penalty units.

- 14** No person shall bring any animal or bird within the dedicated area.

Maximum penalty: 20 penalty units.

- 15** The Trustees may from time to time prescribe the hours during which the Memorial Building shall be closed and, during such hours, no person shall enter the said building except with the written permission of the Trustees.

Maximum penalty: 20 penalty units.

- 16** Any officer or servant of the Trustees for the time being in charge of any part of the dedicated area and duly authorised in that behalf, or any police officer, may remove from the dedicated area any trespasser or any person who is found committing a breach of any of these By-laws.

- 17** Any permission, consent, authority, notice or demand of the Trustees to be given under these By-laws shall be sufficiently authenticated if signed by the Secretary.

- 18** If the occupation or use of any part of the dedicated area by any person to whom permission has been given under these By-laws renders it necessary in the opinion of the Trustees for any employee of the Trustees to be retained on duty outside of or in excess of his ordinary working hours, the person or persons to whom such permission is given shall on demand by the Trustees, and if more than one, in such proportions as the Trustees may decide, reimburse the Trustees any extra cost in respect of additional wages, overtime or other expenses payable to such employee for

or on account of such extra duty.

19 (Repealed)