

Summary Offences (Repeal) Act 1979 No 62

[1979-62]



New South Wales

Status Information

Currency of version

Repealed version for 1 July 1983 to 7 July 2011 (accessed 27 December 2024 at 19:38)

Legislation on this site is usually updated within 3 working days after a change to the legislation.

Provisions in force

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

Notes—

- **Repeal**

The Act was repealed by Sch 4 to the [Statute Law \(Miscellaneous Provisions\) Act 2011 No 27](#) with effect from 8.7.2011.

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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Summary Offences (Repeal) Act 1979 No 62



New South Wales

An Act to repeal the *Summary Offences Act 1970*.

1 Name of Act

This Act may be cited as the *Summary Offences (Repeal) Act 1979*.

2 Commencement

- (1) This section, sections 1 and 6 and section 3, in so far as it relates to sections 22, 23, 24, 28, 29, 39 and 55 of the *Summary Offences Act 1970*, shall commence on the date of assent to this Act.
- (2) Section 3, in so far as it relates to section 6 of the *Summary Offences Act 1970*, shall commence on the day appointed and notified under section 2 (2) of the *Intoxicated Persons Act 1979*.
- (3) Section 3, in so far as it relates to sections 7-21 and 26 of the *Summary Offences Act 1970*, shall commence on the day appointed and notified under section 2 (2) of the *Offences in Public Places Act 1979*.
- (4) Section 3, in so far as it relates to sections 25, 38, 40-42, 51-54 and 56-60 of, and Schedule Three to, the *Summary Offences Act 1970*, shall commence on the day appointed and notified under section 2 (2) of the *Crimes (Summary Offences) Amendment Act 1979*.
- (5) Section 3, in so far as it relates to sections 30-33 of, and Schedule Two to, the *Summary Offences Act 1970*, shall commence on the day appointed and notified under section 2 (2) of the *Prostitution Act 1979*.
- (6) Section 3, in so far as it relates to section 34 of the *Summary Offences Act 1970*, shall commence on the day appointed and notified under section 2 (2) of the *Landlord and Tenant (Summary Offences) Amendment Act 1979*.
- (7) Section 3, in so far as it relates to sections 35 and 37 of the *Summary Offences Act 1970*, shall commence on the day appointed and notified under section 2 (2) of the *Gaming and Betting (Summary Offences) Amendment Act 1979*.

- (8) Section 3, in so far as it relates to sections 43–48 of the *Summary Offences Act 1970*, shall commence on the day appointed and notified under section 2 (2) of the *Public Assemblies Act 1979*.
- (9) Section 3, in so far as it relates to sections 49 and 50 of the *Summary Offences Act 1970*, shall commence on the day appointed and notified under section 2 (2) of the *Inclosed Lands Protection (Summary Offences) Amendment Act 1979*.
- (10) Section 3, in so far as it relates to section 61 of the *Summary Offences Act 1970*, shall commence on the day appointed and notified under section 2 (2) of the *Courts of Petty Sessions (Civil Claims) Amendment Act 1979*.
- (11) Except as provided in subsections (1)–(10), this Act shall commence on such day, being a day after the last of the days referred to in subsections (1)–(10), as may be appointed by the Governor in respect thereof and as may be notified by proclamation published in the Gazette.

3 Repeal of Act No 96, 1970

The *Summary Offences Act 1970* is repealed.

4 Savings

- (1) The amendments made by the provisions of section 3 (1) of, and Schedule One to, the *Summary Offences Act 1970* continue to have force and effect as if those provisions had not been repealed by this Act.
- (2) Subsection (1) does not apply in respect of the amendment referred to in that subsection by which section 42 (1) of the *Police Offences Act 1901* was substituted or to the amendment so referred to made to section 13 (1) of the *Justices Act 1902*, or to the amendment so referred to by which section 43AA was inserted in the *Liquor Act 1912*.
- (3) The revocations effected by the provisions of section 3 (2) and (3) of the *Summary Offences Act 1970* continue to have force and effect as if those provisions had not been repealed by this Act.

5 Repeals

Each Act specified in Column 1 of Schedule 1 is, to the extent specified opposite that Act in Column 2 of Schedule 1, repealed.

6 Release from prison of certain persons

A person who, at the date of assent to this Act, is in prison or other custody by reason only of his having committed an offence under section 22 of the *Summary Offences Act 1970* shall be released forthwith.

Schedule 1 Repeals

(Section 5)

| Column 1 | | Column 2 |
|------------------------|--|---|
| Year and number of Act | Short title of Act | Extent of repeal |
| 1970, No 52 | <i>Supreme Court Act 1970.</i> | So much of the Second Schedule as amends Act No 96, 1970. |
| 1971, No 30 | <i>Second-hand Dealers and Collectors (Amendment) Act 1971.</i> | Section 4. |
| 1972, No 41 | <i>Supreme Court (Amendment) Act 1972.</i> | So much of the Second Schedule as relates to Act No 96, 1970. |
| 1973, No 9 | <i>District Court Act 1973.</i> | So much of Schedule 2 as amends Act No 96, 1970. |
| 1973, No 38 | <i>Firearms and Dangerous Weapons Act 1973.</i> | So much of Schedule 2 as amends Act No 96, 1970. |
| 1974, No 48 | <i>Gaming and Betting (Amendment) Act 1974.</i> | Section 3. |
| 1977, No 19 | <i>Notice of Action and Other Privileges Abolition Act 1977.</i> | So much of Schedule 1 as amends Act No 96, 1970. |