

South Australia

Libraries Regulations 1998

under the *Libraries Act 1982*

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Legislative history

Part 1—Preliminary

1—Short title

These regulations may be cited as the *Libraries Regulations 1998*.

2—Commencement

These regulations will come into operation on 1 September 1998.

3—Revocation

The *Libraries Regulations 1987* (see *Gazette 25.6.1987 p1644*), as varied, are revoked.

4—Interpretation

In these regulations, unless the contrary intention appears—

the Act means the *Libraries Act 1982*;

authorised person, in relation to a library, means—

- (a) a person authorised by the Board for the purposes of these regulations; or

- (b) a member of the police force;

library premises means a library or a branch of a library that is under the control of the Board and includes any adjacent land or structures that are vested in or under the control of the Board.

Part 2—Behaviour on library premises

5—Behaviour of persons on library premises

- (1) A person must not, while on library premises—
- (a) interfere with another person's reasonable enjoyment of the premises; or
 - (b) smoke or consume any food or beverages (other than in accordance with signs erected with the authority of the Board); or
 - (c) deposit litter or waste matter in any place (other than a receptacle provided for that purpose); or
 - (d) remain in a walkway or on stairs after having been requested to move from that position by an authorised person.

Maximum penalty: \$200.

- (2) A person must not—
- (a) distribute any printed matter; or
 - (b) erect a sign; or
 - (c) offer any article for sale; or
 - (d) take up a collection; or
 - (e) bring library materials or a bag, case, box or other article that could conceal library materials; or
 - (f) bring an animal or, if the owner or person in charge of an animal, allow the animal to remain,

on library premises except as authorised by the Board, an authorised person or these regulations.

Maximum penalty: \$200.

- (3) A person who needs the assistance of a guide dog may bring the dog onto library premises if at all times it is restrained on a lead not exceeding three metres in length.

6—Use of library computers

A person must not use a computer that is the property of the Board and is situated on library premises—

- (a) to transmit any material that is defamatory, obscene or offensive; or
- (b) to knowingly access obscene material.

Maximum penalty: \$200.

7—Powers of authorised persons

- (1) If an authorised person reasonably suspects that an animal (other than a guide dog)—
 - (a) has been brought onto library premises or a part of library premises in breach of these regulations; or
 - (b) is interfering with, or is likely to interfere with any person's reasonable enjoyment of library premises,

the authorised person may order that the owner or person in charge of the animal remove the animal from the premises (or from a part of the premises) or, if the owner or person in charge of the animal cannot be located in the vicinity, may remove the animal from the premises (or part of them).

- (2) An authorised person may order a person reasonably suspected of having committed an offence on library premises—
 - (a) to state truthfully his or her full name and usual place of residence; or
 - (b) to leave the library premises.
- (3) A person must not, without reasonable excuse, refuse or fail to comply with an order issued by an authorised person under this regulation.
Maximum penalty: \$500.
- (4) If a person who is ordered to leave library premises under this regulation fails to comply with that order, an authorised person may exercise reasonable force to remove the person.
- (5) A person who has been ordered to leave library premises on a particular day must not re-enter the premises on that day.
Maximum penalty: \$500.

8—Board may issue temporary ban on person entering library premises

- (1) If the Board—
 - (a) has reasonable cause to suspect that a person has committed an offence against the Act or these regulations; and
 - (b) is of the opinion that it would be desirable to exercise the powers conferred by this regulation in order to prevent the commission of further offences,the Board may, by notice in writing to the person, ban the person from entering specified library premises, or a specified part of library premises, for any period specified in the notice (not exceeding two years).
- (2) The Board must not issue a notice to a person under this regulation unless the person has been afforded a reasonable opportunity to make submissions to the Board on the matter (either orally or in writing), and the Board has considered any submissions so made.
- (3) A person who enters library premises in contravention of a notice issued under this regulation is guilty of an offence.
Maximum penalty: \$500.

Part 3—Parking and traffic

9—Motor vehicles etc

- (1) A person must not drive, ride, park or leave standing a motor vehicle on library premises except in an area that is set aside for that purpose.

Maximum penalty: \$100.

Expiation fee: \$25.

- (2) A person who drives or rides a motor vehicle on library premises must—

- (a) comply with a reasonable direction of an authorised person; and
- (b) obey any speed restriction, traffic control sign or parking control sign displayed on the premises.

Maximum penalty: \$100.

Expiation fee: \$25.

10—Parking permits

- (1) The Board may delineate, by signs or pavement markings or a combination of signs and markings, an area on library premises as an area in which vehicles displaying a permit issued by the Board may be parked.

- (2) A person must not park a vehicle in an area delineated under this regulation as an area in which vehicles displaying a permit issued by the Board may be parked unless—

- (a) a valid permit is displayed in the vehicle; and
- (b) the vehicle is parked in accordance with the terms of that permit.

Maximum penalty: \$100.

Expiation fee: \$25.

11—Bicycles, skateboards etc

- (1) A person must not, without the permission of an authorised person, ride a bicycle, scooter, skateboard, roller-skates, in-line skates or similar device on library premises.

Maximum penalty: \$100.

Expiation fee: \$25.

- (2) Subregulation (1) does not apply to a device used to assist a person with a physical impairment.

Legislative history

Notes

- For further information relating to the Act and subordinate legislation made under the Act see the Index of South Australian Statutes or www.legislation.sa.gov.au.

Principal regulations

Year	No	Reference	Commencement
1998	172	<i>Gazette 21.8.1998 p601</i>	1.9.1998: r 2