

South Australia

## Art Gallery Regulations 2002

under the *Art Gallery Act 1939*

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### Part 1—Preliminary

#### 1—Short title

These regulations may be cited as the *Art Gallery Regulations 2002*.

#### 4—Interpretation

In these regulations, unless the contrary intention appears—

*Act* means the *Art Gallery Act 1939*;

*art gallery premises* means the art gallery and any structure (permanent or temporary) on the grounds of the art gallery;

*grounds* of the art gallery means the land under the care and control of the board.

#### **4A—Acting with approval of board or authorised officer**

- (1) These regulations do not prevent a person from doing anything with the approval of the board or an authorised officer or otherwise with lawful authority.
- (2) An approval given by the board or an authorised officer for the purposes of these regulations—
  - (a) must be in writing or, if given orally, must be confirmed in writing as soon as practicable; and
  - (b) may relate to a particular person or matter or persons or matters of a class specified by the board or authorised officer; and
  - (c) may be subject to conditions (including a condition requiring payment of a fee) specified by the board or authorised officer; and
  - (d) may be varied or revoked by the board or authorised officer at any time.
- (3) If the board or an authorised officer gives approval subject to a condition, the person to whom the approval is given must not contravene or fail to comply with the condition.

Maximum penalty: \$200.

### **Part 2—Conduct at the art gallery**

#### **Division 1—Personal conduct**

##### **5—Entry to art gallery**

- (1) A person must not—
  - (a) enter or remain in, after due warning, a part of the art gallery premises that is not open to the public; or
  - (b) remain, after due warning, in the art gallery premises after closing time.

Maximum penalty: \$500.

Expiation fee: \$100.

- (2) A child under the age of ten years must not enter or remain in the art gallery premises unless in the care or under the supervision of an adult.
- (3) Subregulation (2) does not apply in relation to a part of the art gallery premises set aside for the purpose of the consumption of food and beverages.

##### **6—Behaviour in art gallery premises and grounds**

- (1) A person must not—
  - (a) behave in a disorderly or offensive manner or so as to interfere with another person's reasonable enjoyment of the art gallery premises or grounds; or
  - (b) use abusive, threatening or insulting language while in the art gallery premises or grounds; or
  - (c) eat, drink or smoke in the art gallery premises (except in an area set aside for the purpose); or

- (d) deposit litter or waste matter in any part of the art gallery premises or grounds (other than a receptacle provided for that purpose).

Maximum penalty: \$500.

Expiation fee: \$100.

- (2) A person must not—

- (a) bring an animal into the art gallery premises; or  
(b) touch or in any way interfere with an exhibit in the art gallery premises, a case containing such exhibits or a sign associated with such exhibits.

Maximum penalty: \$500.

Expiation fee: \$100.

- (3) A person must not, while in the art gallery premises or grounds—

- (a) deface or interfere with any property; or  
(b) distribute any printed matter; or  
(c) erect any structure; or  
(d) display any bill, sign, poster, placard, banner or flag; or  
(e) sell anything or offer anything for sale; or  
(f) take up a collection; or  
(g) hold, arrange or participate in a rally, demonstration or other meeting; or  
(h) climb on any tree, shrub, fence, roof, wall or other structure or any other property under the care and control of the board; or  
(i) light or maintain a fire.

Maximum penalty: \$500.

Expiation fee: \$100.

### **6A—Removal of animals**

An authorised officer may remove any animal from the art gallery or a part of the art gallery if the owner or person in charge of the animal cannot be located in the vicinity after reasonable attempts to do so.

### **7—Articles must be left with employee on request**

A person must, at the request of an art gallery employee, leave any article brought by the person into the art gallery premises in an area set aside for that purpose.

Maximum penalty: \$200.

Expiation fee: \$75.

### **8—Copying exhibits prohibited**

A person must not photograph, copy or reproduce an exhibit of the art gallery.

Maximum penalty: \$200.

Expiation fee: \$75.

## **Division 2—Driving and parking motor vehicles**

### **9—Motor vehicles, how driven etc**

A person who drives or rides a motor vehicle in the art gallery grounds must not—

- (a) fail to comply with any speed, parking or other traffic restriction or direction indicated (with the authority of the board) by signs or lines or a combination of signs and lines; or
- (b) drive or ride in areas that are not intended for public vehicular access; or
- (c) drive or ride in such a manner as to cause undue noise to be emitted from the vehicle; or
- (d) drive or ride in a dangerous or careless manner or without reasonable consideration for others.

Maximum penalty: \$500.

Expiation fee: \$50.

### **10—Impeding pedestrian or vehicular access**

A person must not park a motor vehicle in the art gallery grounds so as to prevent or impede the passage of a pedestrian or another motor vehicle.

Maximum penalty: \$500.

Expiation fee: \$50.

### **11—Permit areas**

A person must not park a motor vehicle in the art gallery grounds in an area indicated, with the authority of the board, by signs or lines or a combination of signs and lines, as a parking area for persons holding a specified type of permit unless the appropriate permit is lawfully displayed in the vehicle.

Maximum penalty: \$500.

Expiation fee: \$50.

## **Part 4—Miscellaneous**

### **22—Opening times**

Except as otherwise directed by the board, the art gallery will be open to the public, free of charge, on each day of the year (other than Christmas Day) during the hours fixed by the board.

### **23—Confiscated or surrendered property**

- (1) The board should endeavour to return to a person, when leaving the art gallery premises or grounds, anything that was surrendered by or confiscated from the person under these regulations.
- (2) However, the board may retain, for such period as is necessary for the purposes of legal proceedings, anything that the board reasonably believes may constitute evidence of the commission of an offence.

## 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](http://www.legislation.sa.gov.au).

### Revocation of regulations

The *Art Gallery Regulations 2002* were revoked by Sch 1 cl 1 of the *Art Gallery Regulations 2017* on 15.8.2017.

### Legislation revoked by principal regulations

The *Art Gallery Regulations 2002* revoked the following:

*Art Gallery Regulations 1989*

### Principal regulations and variations

Year	No	Reference	Commencement
2002	160	<i>Gazette 22.8.2002 p3140</i>	1.9.2002: r 2
2011	36	<i>Gazette 12.5.2011 p1464</i>	12.5.2011: r 2

### Provisions varied

Entries that relate to provisions that have been deleted appear in italics.

Provision	How varied	Commencement
Pt 1		
<i>rr 2 and 3</i>	<i>omitted under Legislation Revision and Publication Act 2002</i>	<i>12.5.2011</i>
<i>r 4</i>		
<i>authorised officer</i>	<i>deleted by 36/2011 r 4</i>	<i>12.5.2011</i>
<i>Director</i>	<i>deleted by 36/2011 r 4</i>	<i>12.5.2011</i>
r 4A	inserted by 36/2011 r 5	12.5.2011
Pt 2		
r 5		
r 5(1)	varied by 36/2011 r 6, Sch 1	12.5.2011
r 6		
r 6(1)	varied by 36/2011 Sch 1	12.5.2011
r 6(2)	varied by 36/2011 r 7(1), Sch 1	12.5.2011
r 6(3)	varied by 36/2011 r 7(2), Sch 1	12.5.2011
r 6A	inserted by 36/2011 r 8	12.5.2011
r 7	varied by 36/2011 Sch 1	12.5.2011
r 8	varied by 36/2011 r 9, Sch 1	12.5.2011
r 9	substituted by 36/2011 r 10	12.5.2011

**Art Gallery Regulations 2002—12.5.2011 to 14.8.2017—revoked**  
Legislative history

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rr 10 and 11	varied by 36/2011 Sch 1	12.5.2011
<i>Pt 3</i>	<i>deleted by 36/2011 r 11</i>	<i>12.5.2011</i>