

South Australia

## **South Australian Museum Regulations 2004**

under the *South Australian Museum Act 1976*

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### **Part 1—Preliminary**

#### **1—Short title**

These regulations may be cited as the *South Australian Museum Regulations 2004*.

#### **2—Commencement**

These regulations come into operation on the day on which they are made.

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### 3—Interpretation

In these regulations, unless the contrary intention appears—

*Act* means the *South Australian Museum Act 1976*;

*Loading Zone* means an area marked by signs or lines (or a combination of signs and lines) as a *Loading Zone*;

*Museum grounds* means land under the control of the Board;

*No Parking Area* means an area marked by signs or lines (or a combination of signs and lines) as a *No Parking Area*;

*Permit Parking Area* means an area marked by signs or lines (or a combination of signs and lines) as a *Permit Parking Area*.

### 4—Authorised officers

- (1) The Board may appoint suitable persons to be authorised officers for the purposes of these regulations.
- (2) The Board must provide an identity card to each authorised officer appointed by it.
- (3) An authorised officer must produce his or her identity card at the request of a person in relation to whom the officer has exercised, or intends to exercise, powers under these regulations.
- (4) A person must not hinder or obstruct an authorised officer in the exercise of powers under these regulations.  
Maximum penalty: \$500.
- (5) No personal liability attaches to an authorised officer for an honest act or omission in the exercise or discharge or purported exercise or discharge of a power or function under these regulations.
- (6) A liability that would, but for subregulation (5), lie against an authorised officer lies instead against the Crown.

## Part 2—General controls

### 5—Interference with exhibits

A person must not, without the authority of the Board, interfere with an exhibit in the Museum or on the Museum grounds, a case containing such an exhibit or a sign associated with such an exhibit.

Maximum penalty: \$500.

### 6—General behavioural controls

A person must not, without the authority of the Board—

- (a) smoke while in the Museum; or
- (b) consume food or a beverage while in the Museum except in an area set aside for that purpose; or
- (c) bring an animal (other than a guide dog) into the Museum; or

- (d) deposit litter in any part of the Museum or the Museum grounds except in a receptacle set aside for litter; or
- (e) sell or offer for sale anything while in the Museum or on the Museum grounds; or
- (f) distribute material or display a banner, placard or sign while in the Museum; or
- (g) photograph, copy or reproduce an exhibit in the Museum or on the Museum grounds.

Maximum penalty: \$200.

## **Part 3—Vehicular controls**

### **7—Driving offences**

- (1) A person must not drive or ride a motor vehicle in the Museum grounds in a dangerous or careless manner or without reasonable consideration for others.

Maximum penalty: \$500.

Expiation fee: \$100.

- (2) A person must not drive or ride a motor vehicle in the Museum grounds at a speed in excess of 10 kilometres per hour.

Maximum penalty: \$200.

Expiation fee: \$75.

### **8—Parking offences**

- (1) A person must not park a motor vehicle in the Museum grounds except in an area set aside for the parking of motor vehicles.

Maximum penalty:

- (a) if the motor vehicle obstructs vehicular or pedestrian access to or egress from the Museum grounds—\$500;
- (b) in any other case—\$200.

Expiation fee:

- (a) if the motor vehicle obstructs vehicular or pedestrian access to or egress from the Museum grounds—\$100;
- (b) in any other case—\$75.

- (2) A person must not park a motor vehicle in the Museum grounds in a *No Parking Area*.

Maximum penalty: \$100.

Expiation fee: \$50.

- (3) A person must not park a motor vehicle in the Museum grounds in a *Permit Parking Area* unless—

- (a) a permit issued or recognised by the Board is displayed on the inside of the windscreen on the side opposite to the driver's position (or, if the vehicle does not have a windscreen, in some other prominent position) so that the permit is easily legible to a person standing beside the vehicle; and

- (b) the vehicle is parked in accordance with the terms of that permit.

Maximum penalty: \$100.

Expiation fee: \$50.

- (4) A person must not park a motor vehicle in the Museum grounds in a *Loading Zone* unless—
  - (a) the vehicle is being loaded or unloaded and the vehicle is parked for no longer than such time as is necessary to complete the loading or unloading (but in any event for no longer than 30 minutes); or
  - (b) the vehicle is parked only for the purpose of the immediate setting down or picking up of a passenger.

Maximum penalty: \$100.

Expiation fee: \$50.

- (5) For the purposes of an offence against this regulation constituted of unlawfully parking in an area or zone, a vehicle will be taken to be parked in the area or zone if any part of the vehicle is within the area or zone.

## Part 4—Enforcement

### 9—Suspected offender must state name and address

- (1) If an authorised officer has reasonable cause to suspect that a person has committed, is committing or is about to commit an offence against the Act or these regulations, the authorised officer may require the person to state his or her name and address.
- (2) A person must not—
  - (a) refuse or fail to comply with a requirement under subregulation (1); or
  - (b) make a statement in response to such a requirement that is false or misleading in a material particular.

Maximum penalty: \$500.

### 10—Exclusion of certain persons from Museum and grounds

- (1) If an authorised officer has reasonable cause to suspect—
  - (a) that a person who is not permitted to enter the Museum or the Museum grounds has done so or is about to do so; or
  - (b) that a person in the Museum or on the Museum grounds has committed, is committing or is about to commit an offence against the Act or these regulations; or
  - (c) that a person in the Museum or on the Museum grounds is so much under the influence of alcohol or a drug as to be visibly affected by it,

the authorised officer may require the person to leave or not to enter the Museum or the Museum grounds (as the case requires).

- (2) A person must not—
  - (a) refuse or fail to comply with a requirement under subregulation (1); or

- (b) in the case of a requirement under subregulation (1)(b)—return to the Museum or the Museum grounds within 24 hours of being requested to leave.

Maximum penalty: \$500.

## **Schedule 1—Revocation and transitional provisions**

### **Part 1—Revocation of *South Australian Museum Regulations 1993***

#### **1—Revocation of *South Australian Museum Regulations 1993***

The *South Australian Museum Regulations 1993* are revoked.

### **Part 2—Transitional provisions**

#### **2—Interpretation**

In this Part—

*revoked regulations* means the regulations revoked by clause 1.

#### **3—Authorised persons**

A person holding office as an authorised person under the revoked regulations immediately before the commencement of these regulations will be taken to be an authorised officer appointed under these regulations.

#### **4—Parking controls**

An area or zone in the Museum grounds marked out under the revoked regulations as an area set aside for parking, a *Loading Zone*, a *No Parking Area* or a *Permit Parking Area* immediately before the commencement of these regulations continues to be such an area or zone for the purposes of these regulations.

#### **Note—**

As required by section 10AA(2) of the *Subordinate Legislation Act 1978*, the Minister has certified that, in the Minister's opinion, it is necessary or appropriate that these regulations come into operation as set out in these regulations.

### **Made by the Governor**

on the recommendation of the Museum Board and with the advice and consent of the Executive Council  
on 10 June 2004

No 129 of 2004

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