

No. 17 of 1978

## AN ORDINANCE

To amend the *Scaffolding and Lifts Ordinance 1957*

I, THE GOVERNOR-GENERAL of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, hereby make the following Ordinance under the *Seat of Government (Administration) Act 1910*.

Dated this twenty-first day of June 1978.

ZELMAN COWEN  
Governor-General

By His Excellency's Command,

R. ELLICOTT  
Minister of State for the Capital Territory

### SCAFFOLDING AND LIFTS (AMENDMENT) ORDINANCE 1978

1. This Ordinance may be cited as the *Scaffolding and Lifts (Amendment) Ordinance 1978*.\*

2. Part I of the Schedule to the *Scaffolding and Lifts Ordinance 1957*† is amended by inserting the following item after item 9A: Amendment of Schedule, Part I

Item No.	Provision modified	Modification
9B	Part III	<p>Add at the end thereof—</p> <p>“ 12A. (1) The lessee of a building containing a passenger lift shall ensure—</p> <p>(a) that a notice bearing the words “SMOKING IS PROHIBITED”, or words to the like effect, is at all times displayed in a prominent part of the car of the lift; and</p> <p>(b) that the notice is clearly visible and readily legible from the inside of the car.</p> <p>Penalty: \$100.</p> <p>“ (2) A person using a passenger lift in which such a notice is displayed shall not smoke in the car of the lift.</p> <p>Penalty: \$25.</p> <p>“ (3) It is a defence to a prosecution for an offence against subsection (1) that the commission of the offence arose out of the act of a person other than an employee of the defendant, being an act done without the knowledge or consent of the defendant.”.</p>

\* Notified in the *Commonwealth of Australia Gazette* on 4 July 1978.

† Ordinance No. 8, 1957 as amended by No. 19, 1966; No. 5, 1968; No. 26, 1974; No. 7, 1976; and No. 28, 1977.