



Australian Capital Territory

Magistrates Court (Utilities Water Conservation Infringement Notices) Regulation 2006

Subordinate Law SL2006-11

The Australian Capital Territory Executive makes the following regulation under the *Magistrates Court Act 1930*.

Dated 30 March 2006.

JON STANHOPE
Minister

SIMON CORBELL
Minister



Australian Capital Territory

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1 Name of regulation

This regulation is the *Magistrates Court (Utilities Water Conservation Infringement Notices) Regulation 2006*.

2 Commencement

This regulation commences on a day fixed by the Minister by written notice.

Note 1 The naming and commencement provisions automatically commence on the notification day (see Legislation Act, s 75 (1)).

Note 2 A single day or time may be fixed, or different days or times may be fixed, for the commencement of different provisions (see Legislation Act, s 77 (1)).

Note 3 If a provision has not commenced within 6 months beginning on the notification day, it automatically commences on the first day after that period (see Legislation Act, s 79).

3 Purpose of regulation

The purpose of this regulation is to create a system of infringement notices under the *Magistrates Court Act 1930*, part 3.8 for certain offences against the *Utilities (Water Conservation) Regulation 2006*.

Note The *Magistrates Court Act 1930*, pt 3.8 provides a system of infringement notices for offences against various Acts. The infringement notice system is intended to provide an alternative to prosecution.

4 Notes

A note included in this regulation is explanatory and is not part of this regulation.

Note See the Legislation Act, s 127 (1), (4) and (5) for the legal status of notes.

5 Administering authority

The administering authority for an infringement notice offence against the *Utilities (Water Conservation) Regulation 2006* is ACTEW Corporation Limited.

6 Infringement notice offences

The Act, part 3.8 applies to an offence against a provision of the *Utilities (Water Conservation) Regulation 2006* mentioned in schedule 1, column 2.

7 Infringement notice penalties

- (1) The penalty payable by an individual for an offence against the *Utilities (Water Conservation) Regulation 2006*, under an infringement notice for the offence, is the amount mentioned in schedule 1, column 4 for the offence.
- (2) The penalty payable by a corporation for an offence against the *Utilities (Water Conservation) Regulation 2006*, under an infringement notice for the offence, is 5 times the amount mentioned in schedule 1, column 4 for the offence.
- (3) The cost of serving a reminder notice for an infringement notice offence against the *Utilities (Water Conservation) Regulation 2006* is \$34.

8 Contents of infringement notices—other information

- (1) An infringement notice served on a company by an authorised person for an infringement notice offence against the *Utilities (Water Conservation) Regulation 2006* must include the company's ACN.

Note The requirement under this section is additional to the requirement under the *Magistrates Court Act 1930*, s 121 (1) (c).

- (2) In this section:

company means a company registered under the Corporations Act.

9 Contents of infringement notices—identifying authorised person

An infringement notice served on a person by an authorised person for an infringement notice offence against the *Utilities (Water Conservation) Regulation 2006* must identify the authorised person by—

- (a) the authorised person's full name, or surname and initials; or
- (b) the authorised person's identity card number.

10 Contents of reminder notice—identifying authorised person

A reminder notice served on a person by an authorised person for an infringement notice offence against the *Utilities (Water Conservation) Regulation 2006* must identify the authorised person by—

- (a) the authorised person's full name, or surname and initials; or
- (b) the authorised person's identity card number.

11 Authorised people for infringement notice offences

An authorised person under the *Utilities Act 2000*, section 114 may serve—

- (a) an infringement notice for an infringement notice offence against the *Utilities (Water Conservation) Regulation 2006*; and
- (b) a reminder notice for an infringement notice offence against the *Utilities (Water Conservation) Regulation 2006*.

12 Legislation repealed

The *Magistrates Court (Utilities Infringement Notices) Regulation 2002* SL2002-34 is repealed.

Schedule 1 Water conservation regulation infringement notice offences and penalties

(see s6 and s 7)

column 1 item	column 2 offence provision	column 3 offence penalty (penalty units)	column 4 infringement penalty (\$)
1	7	10	200
2	14	10	200
3	17	10	200
4	23	10	200

Endnotes

1 Notification

Notified under the Legislation Act on 30 March 2006.

2 Republications of amended laws

For the latest republication of amended laws, see www.legislation.act.gov.au.

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