



Australian Capital Territory

Public Baths and Public Bathing Act 1956

A1956-12

Republication No 7

Effective: 13 April 2008 – 30 June 2011

Republication date: 13 April 2008

Last amendment made by A2007-3
(republication for commenced expiry)

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Public Baths and Public Bathing Act 1956* (including any amendment made under the *Legislation Act 2001*, part 11.3 (Editorial changes)) as in force on 13 April 2008. It also includes any amendment, repeal or expiry affecting the republished law to 13 April 2008.

The legislation history and amendment history of the republished law are set out in endnotes 3 and 4.

Kinds of republications

The Parliamentary Counsel's Office prepares 2 kinds of republications of ACT laws (see the ACT legislation register at www.legislation.act.gov.au):

- authorised republications to which the *Legislation Act 2001* applies
- unauthorised republications.

The status of this republication appears on the bottom of each page.

Editorial changes

The *Legislation Act 2001*, part 11.3 authorises the Parliamentary Counsel to make editorial amendments and other changes of a formal nature when preparing a law for republication. Editorial changes do not change the effect of the law, but have effect as if they had been made by an Act commencing on the republication date (see *Legislation Act 2001*, s 115 and s 117). The changes are made if the Parliamentary Counsel considers they are desirable to bring the law into line, or more closely into line, with current legislative drafting practice.

This republication does not include amendments made under part 11.3 (see endnote 1).

Uncommenced provisions and amendments

If a provision of the republished law has not commenced or is affected by an uncommenced amendment, the symbol **U** appears immediately before the provision heading. The text of the uncommenced provision or amendment appears only in the last endnote.

Modifications

If a provision of the republished law is affected by a current modification, the symbol **M** appears immediately before the provision heading. The text of the modifying provision appears in the endnotes. For the legal status of modifications, see *Legislation Act 2001*, section 95.

Penalties

The value of a penalty unit for an offence against this republished law at the republication date is—

- (a) if the person charged is an individual—\$100; or
- (b) if the person charged is a corporation—\$500.



Australian Capital Territory

Public Baths and Public Bathing Act 1956

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R7
13/04/08

Public Baths and Public Bathing Act 1956
Effective: 13/04/08-30/06/11

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Australian Capital Territory

Public Baths and Public Bathing Act 1956

An Act relating to public baths and public bathing

Part 1 Preliminary

1 Name of Act

This Act is the *Public Baths and Public Bathing Act 1956*.

2 Dictionary

The dictionary at the end of this Act is part of this Act.

Note 1 The dictionary at the end of this Act defines certain terms used in this Act, and includes references (*signpost definitions*) to other terms defined elsewhere in this Act.

For example, the signpost definition '*blind person*, for part 3 (Public baths, including leased public baths)—see section 15A' means that the term 'blind person' is defined in that section for part 3.

Note 2 A definition in the dictionary (including a signpost definition) applies to the entire Act unless the definition, or another provision of the Act, provides otherwise or the contrary intention otherwise appears (see Legislation Act, s 155 and s 156 (1)).

3 Notes

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

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

6 Establishment etc of baths

- (1) The Minister may establish and maintain such baths and swimming pools for the use of the public as he or she thinks necessary.
- (2) The regulations may declare any baths or swimming pool established by the Minister under this Act, or under an ordinance repealed by this Act, to be public baths.

7 Inspectors

- (1) The chief executive may appoint a public servant as an inspector.

Note 1 For the making of appointments (including acting appointments), see the Legislation Act, pt 19.3.

Note 2 In particular, an appointment may be made by naming a person or nominating the occupant of a position (see Legislation Act, s 207).

- (2) A police officer is also an inspector.

Part 2 Public baths, other than leased public baths

8 **Meaning of *public baths* in pt 2**

In this part:

public baths does not include leased public baths.

9 **Admission of public to baths**

- (1) Subject to this Act, public baths shall be open to members of the public on such days and between such times as the Minister determines.
- (2) The Minister may cause any public baths to be closed at any time for the purpose of cleansing or repairing the baths or for any other reason which the Minister thinks sufficient.

10 **Entitlement to admission**

- (1) A person is not entitled to be admitted to a public bath unless the person has paid the appropriate fee determined under section 37 (Determination of fees) for this section.
- (2) Subsection (1) does not apply to the admission to public baths—
 - (a) of a child who has not attained the age of 5 years; or
 - (b) of a person whose admission to the baths without fee has been approved by the Minister; or
 - (c) of any person at a time when the exclusive use of the baths is reserved for an organisation or person under section 11.
- (3) The manager of, or an attendant at, any public baths or an inspector may refuse to admit to, or remove from, the baths a person (other than a person referred to in subsection (2)) who has not paid the fee for admission payable by him or her.

11 Exclusive use of public baths by schools

- (1) A school, swimming club or other organisation which, or a person who, desires to hold a swimming carnival, conduct a swimming contest or give instruction in swimming or lifesaving methods at any public baths may, at least 21 days before the day on which the carnival is to be held, the contest is to be conducted or the instruction is to be given, apply to the Minister, in writing, for the exclusive use of the baths, or a part of the baths, for that purpose.
- (2) Upon receipt of an application under subsection (1), the Minister may reserve the baths, or a part of the baths, for the exclusive use of the applicant during the whole or a part of the day on which the carnival is to be held, the contest is to be conducted or the instruction is to be given.

Note A fee may determined under s 37 (Determination of fees) for this section.

- (3) During a period for which any public baths, or a part of any public baths, has been reserved for the exclusive use of an organisation or person under subsection (2), a member of the public is not entitled to be admitted to, or to be present in, the baths, or the part of the baths, except for a purpose connected with the purpose for which the baths, or the part, was so reserved.
- (4) The manager of, or an attendant at, any public baths or an inspector may remove from the baths, or a part of the baths, a person who is not entitled to be present there by virtue of subsection (3).
- (5) Where the Minister reserves any public baths, or a part of any public baths, for the exclusive use of an organisation or person during the whole or part of a day, he or she shall, during the period of seven days immediately preceding that day, cause to be continuously exhibited in a conspicuous place at the baths a notice stating that he or she has so reserved the baths or the part of the baths.
- (6) An organisation or person for whose exclusive use any public baths, or a part of any public baths, has been reserved may make such

charges for admission to the baths, or the part of the baths, during the period for which the use of the baths, or the part, has been so reserved, as the Minister approves.

12 Persons not entitled to be admitted to baths

- (1) A person is not entitled to be admitted to any public baths—
 - (a) if he or she has not attained the age of eight years and is not in the care of a responsible person; or
 - (b) if the person is suffering from a skin disease or infection; or
 - (c) if he or she is in state of intoxication; or
 - (d) if his or her admission to the baths would have the effect of overcrowding the baths; or
 - (e) at a time when the baths are overcrowded; or
 - (f) during the remainder of any day on which he or she is removed from the baths under this Act.
- (2) The manager of, or an attendant at, any public baths may refuse to admit to the baths a person who, in the opinion of the manager or attendant, is not entitled to be admitted to the baths by virtue of subsection (1).

13 Hire of articles etc

- (1) The Minister may, at any public baths, provide such services, including the sale or hire of bathing costumes, towels and other articles, as he or she thinks fit.

Note A fee may determined under s 37 (Determination of fees) for this section.
- (3) A person who, at any public baths, hires an article by virtue of a service provided by the Minister under this section—
 - (a) shall not wilfully damage or improperly soil the article; and

- (b) shall, before leaving the baths, return the article to the manager of, or an attendant at, the baths.

Maximum penalty:

- (a) for paragraph (a)—10 penalty units; and
(b) for paragraph (b)—5 penalty units.

14 No sale or hire without Minister's approval

A person shall not, without the approval of the Minister, sell or hire, or offer for sale or hire, in any public baths, any article.

Maximum penalty: 10 penalty units.

14A Swimming coaches and instructors

A person shall not, without the approval of the Minister or of a person authorised by the Minister to give approvals under this section, in any public baths, engage for reward in teaching a person to swim or in coaching or instructing a person in swimming.

Maximum penalty: 10 penalty units.

15 Liability for loss of, or damage to, property

- (1) No action lies against the Territory by reason of the loss of, or damage to, property occurring in any public baths.
- (2) No action lies against the manager of, or an attendant at, any public baths by reason of the loss of, or damage to, property occurring in the baths as a result of an act or omission of the manager or the attendant in the course of his or her employment.

Part 3 Public baths, including leased public baths

15A Definitions—pt 3

In this part:

blind person means a person who is totally or partially blind.

deaf person means a person who is totally or partially deaf.

guide dog means a dog that has been trained in the guidance of the blind and is, or is to be, used for the guidance of a blind person.

hearing dog means a dog that has been trained in the assistance of the deaf and is, or is to be, used for the assistance of a deaf person.

16 Bathing dress

- (1) A person shall not appear in any public baths unless he or she is clad so as to secure the observance of decency.
- (2) Where a person in any public baths is not clad so as to secure the observance of decency, the manager of, or an attendant at, the baths or an inspector may direct the person to clothe himself or herself as to secure the observance of decency.
- (3) A person shall comply with a direction given under subsection (2).

Maximum penalty: 5 penalty units.

- (4) In this section:

public baths does not include a dressing enclosure.

17 Offences

A person shall not—

- (a) bring into, or have in his or her possession in, any public baths any intoxicating liquor; or
- (b) enter or remain in any public baths while in a state of intoxication; or
- (c) behave in any public baths, to the annoyance of the public, in an unseemly, improper, riotous or offensive manner; or
- (d) use profane, indecent or obscene language in any public baths; or
- (e) deposit, other than in a receptacle provided for the depositing of rubbish, any broken glass or earthenware, or any article of glass, earthenware or tin, in any public baths; or
- (f) fail to collect and deposit in a safe place all parts of any article of glass or earthenware broken by him or her in any public baths; or
- (g) break, damage or interfere with any lock, valve, tap, pipework, machinery or apparatus of any kind, furniture, fittings, showers, conveniences or dressing rooms in any public baths; or
- (h) damage, disfigure or write upon any part of any public baths; or
- (i) bring into, or deposit in, any public baths any filth, rubbish or other offensive matter; or
- (j) deposit in a pool (including a foot pool) in any public baths any soap, tobacco, matches or any article or substance that is likely to pollute the water in the pool or make that water unfit for the use for which it is intended; or

- (k) without the consent of the manager of the baths, or, in this absence, of an attendant at the baths, bring into, or have in his or her possession in, a swimming pool of any public baths—
 - (i) an article used as an aid in swimming; or
 - (ii) a ball or other article used in playing games; or
 - (iii) a toy; or
 - (iv) an article the presence of which would tend to interfere with the use of the pool by another person; or
- (l) enter a swimming pool in any public baths—
 - (i) before he or she has used the shower baths; or
 - (ii) while he or she is in an unclean condition; or
 - (iii) while he or she has on his or her person any substance which is likely to make the water in the pool discoloured or otherwise unfit for bathing; or
- (m) cause or permit an animal belonging to, or under the control of, the person to enter or remain in—
 - (i) if the animal is a guide dog accompanying a blind person or a hearing dog accompanying a deaf person—a swimming pool in any public baths; or
 - (ii) in any other case—any public baths; or
- (n) expectorate in any public baths except into a receptacle provided for the purpose; or
- (o) smoke in any open space in any public baths; or
- (p) enter or remain in any public baths while the person is knowingly suffering from a skin disease or infection; or
- (q) seek admission, by forcible or other improper means, to a dressing room, shower or convenience in any public baths

when that dressing room, shower or convenience is occupied by another person; or

- (r) use the seats in a dressing room in any public baths for a purpose other than that for which they are provided; or
- (s) compel another person, by forcible or other improper means, to enter a swimming pool in any public baths; or
- (t) go upon a springboard in any public baths while another person is on that springboard; or
- (u) climb on a part of the framework supporting a springboard in any public baths other than the ladder provided for the purpose of approaching the springboard.

Maximum penalty:

- (a) for paragraph (a), (b), (c), (d), (e), (f), (j), (k), (l), (m), (n), (o), (p), (r), (t) or (u)—1 penalty unit; and
- (b) for paragraph (g)—10 penalty units; and
- (c) for paragraph (h), (i), (q) or (s)—5 penalty units.

19 Lifesaving apparatus in public baths

Except in the course of attempting to save life, a person shall not, without lawful excuse, break, damage or interfere with any lifesaving apparatus provided in any public baths for use in saving persons from drowning.

Maximum penalty: 10 penalty units.

20 Power of removal

The manager of, or an attendant at, any public baths or an inspector may—

- (a) remove from the baths a person who, in the opinion of the manager, attendant or inspector, has committed in the baths an offence against this Act; or

- (b) remove from the baths a child who, in the opinion of the manager, attendant or inspector, has not attained the age of 8 years and is not in the care of a responsible person; or
- (c) remove from a part of the baths a person found loitering, without reasonable excuse, in that part; or
- (d) remove an animal from—
 - (i) if the animal is a guide dog accompanying a blind person or a hearing dog accompanying a deaf person—a swimming pool in the baths; or
 - (ii) in any other case—the baths.

21 Obstruction of baths staff

A person shall not obstruct, hinder or interfere with the manager of, or an attendant at, any public baths in the exercise of his or her powers under this Act.

Maximum penalty: 5 penalty units.

22 Suspected person to give his or her name and address

- (1) Where the manager of, or an attendant at, any public baths or an inspector has reasonable grounds for suspecting that a person has committed an offence against this Act, he or she may request the person to furnish to him the name and address of the person.
- (2) A person shall comply with a request made under subsection (1).

Maximum penalty: 5 penalty units.

Part 5 Public Bathing

28 Meaning of *public bathing convenience*

In this part:

public bathing convenience means a dressing enclosure, or any other enclosure or building, provided by the Minister in a public place for the use of persons bathing in waters in the vicinity of the enclosure or building, but does not include an enclosure or building in any public baths.

29 Offences in relation to public bathing conveniences

A person shall not—

- (a) loiter in a public bathing convenience unless he or she has a reasonable excuse for so doing; or
- (b) bring into, or deposit in, a public bathing convenience any filth, rubbish or other offensive matter; or
- (c) damage, disfigure or write upon a public bathing convenience; or
- (d) seek admission, by forcible or other improper means, to a public bathing convenience, or a part of a public bathing convenience, when that convenience or that part is occupied by another person.

Maximum penalty:

- (a) for paragraph (a)—1 penalty unit.
- (b) for paragraph (b), (c) or (d)—5 penalty units.

31 Lifesaving apparatus in a public place

Except in the course of attempting to save life, a person shall not, without lawful excuse, break, damage or interfere with any

lifesaving apparatus provided by the Minister in a public place for use in saving persons from drowning.

Maximum penalty: 10 penalty units.

32 Glass etc in public places

A person shall not—

- (a) deposit, other than in a receptacle provided for the depositing of rubbish, any broken glass or earthenware, or any article of glass, earthenware or tin, in, or in a public place within 200 yards of the bank of, any river or creek in a public place; or
- (b) fail to collect and deposit in a safe place all parts of any article of glass or earthenware broken by him or her in, or in a public place within 200 yards of the bank of, any river or creek in a public place.

Maximum penalty: 5 penalty units.

33 Removal of animals from public places

- (1) When, in the opinion of an inspector, inconvenience or danger may be caused to bathers by the entry of an animal into waters in a public place, he or she may direct a person in charge of the animal to prevent it from entering, or to remove it from, the waters.
- (2) A person shall comply with a direction given to him or her by an inspector pursuant to subsection (1).

Maximum penalty: 5 penalty units.

34 Prohibited bathing areas

- (1) The Minister, if he or she thinks it necessary or desirable so to do, may, by a notice exhibited in a prominent place in the vicinity of any waters in a public place, prohibit bathing in those waters.

- (2) A person shall not bathe in waters in which bathing is prohibited under subsection (1).

Maximum penalty: 10 penalty units.

35 Bathing in dangerous waters

If, on any day, an inspector is of opinion that it is dangerous to bathe in any waters in a public place, he or she may warn a person in the vicinity of the waters that it is dangerous to bathe in the waters and a person so warned shall not, after receiving that warning, bathe in those waters on that day.

Part 6 Miscellaneous

37 Determination of fees

- (1) The Minister may, in writing, determine fees for this Act.

Note The *Legislation Act 2001* contains provisions about the making of determinations and regulations relating to fees (see pt 6.3).

- (2) A determination is a disallowable instrument.

Note A disallowable instrument must be notified, and presented to the Legislative Assembly, under the *Legislation Act 2001*.

38 Regulation-making power

- (1) The Executive may make regulations for this Act.

Note Regulations must be notified, and presented to the Legislative Assembly, under the *Legislation Act 2001*.

- (2) The regulations may make provision for regulating—

- (a) bathing in public baths or in a public place; and
- (b) the use of public baths and public bathing conveniences.

- (3) The regulations may also prescribe offences for contraventions of the regulations and prescribe maximum penalties of not more than 10 penalty units for offences against the regulations.

Dictionary

(see s 2)

Note 1 The Legislation Act contains definitions and other provisions relevant to this Act.

Note 2 For example, the Legislation Act, dict, pt 1 defines the following terms:

- exercise
- function
- occupy
- the Territory.

blind person, for part 3 (Public baths, including leased public baths)—see section 15A.

deaf person, for part 3 (Public baths, including leased public baths)—see section 15A.

guide dog, for part 3 (Public baths, including leased public baths)—see section 15A.

hearing dog, for part 3 (Public baths, including leased public baths)—see section 15A.

inspector means an inspector under section 7.

leased public baths means public baths of which a lease has been granted by the Minister.

manager means—

- for public baths that are not leased public baths—the person occupying the position of manager of the baths or, if there is no manager of the baths, the person who, for the time being, is the senior attendant at the baths; and
- in relation to leased public baths—the lessee of the baths.

public bathing convenience, for part 5 (Public Bathing)—see section 28.

public baths—

- (a) for this Act generally—means any baths or swimming pool declared under section 6 (2) to be public baths (and includes all land, buildings and other improvements within the boundary fences and boundary walls enclosing the baths or swimming pool); and
- (b) for part 2 (Public baths, other than leased public baths)—see section 8.

Endnotes

1 About the endnotes

Amending and modifying laws are annotated in the legislation history and the amendment history. Current modifications are not included in the republished law but are set out in the endnotes.

Not all editorial amendments made under the *Legislation Act 2001*, part 11.3 are annotated in the amendment history. Full details of any amendments can be obtained from the Parliamentary Counsel's Office.

Uncommenced amending laws and expiries are listed in the legislation history and the amendment history. These details are underlined. Uncommenced provisions and amendments are not included in the republished law but are set out in the last endnote.

If all the provisions of the law have been renumbered, a table of renumbered provisions gives details of previous and current numbering.

The endnotes also include a table of earlier republications.

2 Abbreviation key

am = amended	ord = ordinance
amdt = amendment	orig = original
ch = chapter	par = paragraph/subparagraph
def = definition	pres = present
dict = dictionary	prev = previous
disallowed = disallowed by the Legislative Assembly	(prev...) = previously
div = division	pt = part
exp = expires/expired	r = rule/subrule
Gaz = gazette	renum = renumbered
hdg = heading	reloc = relocated
IA = Interpretation Act 1967	R[X] = Republication No
ins = inserted/added	RI = reissue
LA = Legislation Act 2001	s = section/subsection
LR = legislation register	sch = schedule
LRA = Legislation (Republication) Act 1996	sdiv = subdivision
mod = modified/modification	sub = substituted
o = order	SL = Subordinate Law
om = omitted/repealed	<u>underlining</u> = whole or part not commenced or to be expired

Endnotes

3 Legislation history

3 Legislation history

This Act was originally a Commonwealth ordinance—the *Public Baths and Public Bathing Ordinance 1956* A1956-12 (Cwlth).

The *Australian Capital Territory (Self-Government) Act 1988* (Cwlth), s 34 (4) converted most former Commonwealth ordinances in force in the ACT into ACT enactments. This allowed the ACT Legislative Assembly to amend and repeal the laws. This Act was converted into an ACT enactment on 11 May 1989 (self-government day).

As with most ordinances in force in the ACT, the name was changed from *Ordinance* to *Act* by the *Self-Government (Citation of Laws) Act 1989* No 21, s 5 on 11 May 1989 (self-government day).

Before 11 May 1989, ordinances commenced on their notification day unless otherwise stated (see *Seat of Government (Administration) Act 1910* (Cwlth), s 12).

Legislation before becoming Territory enactment

Public Baths and Public Bathing Act 1956 No 12

notified 14 December 1956 (Cwlth Gaz 1956 No 75)

commenced 24 December 1956 (Cwlth Gaz 1956 No 77)

as amended by

Ordinances Revision Ordinance 1959 No 21 sch 1

notified 23 December 1959 (Cwlth Gaz 1959 No 84)

commenced 31 December 1959 (s 2)

Public Baths and Public Bathing Ordinance 1961 No 6

notified 18 May 1961 (Cwlth Gaz 1961 No 41)

commenced 18 May 1961

Public Baths and Public Bathing Ordinance 1964 No 10

notified 21 August 1964 (Cwlth Gaz 1964 No 70)

commenced 21 August 1964

Ordinances Revision (Decimal Currency) Ordinance 1966 No 19 sch 1 (as am by Ord 1967 No 36 s 4)

notified 23 December 1966 (Cwlth Gaz 1966 No 109)

commenced 23 December 1966

Ordinances Revision (Decimal Currency) Ordinance 1967 No 36 s 4

notified 30 November 1967 (Cwlth Gaz 1967 No 102)
commenced 23 December 1966 (s 2)

Note This Act only amends the Ordinances Revision (Decimal Currency) Ordinance 1966 No 19

Public Baths and Public Bathing (Amendment) Ordinance 1988 No 83

notified 19 December 1988 (Cwlth Gaz 1988 No S396)
commenced 29 December 1988 (s 2 and Cwlth Gaz 1988 No S414)

Self-Government (Consequential Amendments) Ordinance 1989 No 38 s 38, sch 1

notified 10 May 1989 (Cwlth Gaz 1989 No S160)
s 1, s 2 commenced 10 May 1989 (s 2 (1))
s 38, sch 1 commenced 11 May 1989 (s 2 (2) and see Cwlth Gaz 1989 No S164)

Legislation after becoming Territory enactment**Statutory Offices (Miscellaneous Provisions) Act 1994 No 97 sch pt 1**

notified 15 December 1994 (Gaz 1994 No S280)
s 1, s 2 commenced 15 December 1994 (s 2 (1))
sch pt 1 commenced 15 December 1994 (s 2 (2) and Gaz 1994 No S293)

Financial Management and Audit (Consequential and Transitional Provisions) Act 1996 No 26 sch pt 27

notified 1 July 1996 (Gaz 1996 No S130)
commenced 1 July 1996 (s 2)

Uncollected Goods (Consequential Provisions) Act 1996 No 87 s 6

notified 20 December 1996 (Gaz 1996 No S328)
s 1, s 2 commenced 20 December 1996 (s 2 (1))
s 6 commenced 19 March 1997 (s 2 (2) and see Gaz 1997 No S71)

Public Health (Miscellaneous Provisions) Act 1997 No 70 sch 3

notified 9 October 1997 (Gaz 1997 No S300)
ss 1-3 commenced 9 October 1997 (s 2 (1))
sch 3 commenced 10 July 2001 (s 2 (2) and see Gaz 2001 No S45)

Endnotes

4 Amendment history

Statute Law Revision (Penalties) Act 1998 No 54 sch

notified 27 November 1998 (Gaz 1998 No S207)
s 1, s 2 commenced 27 November 1998 (s 2 (1))
sch commenced 9 December 1998 (s 2 (2) and Gaz 1998 No 49)

Public Health (Consequential Amendments) Act 1999 No 20 sch 1

notified 14 April 1999 (Gaz No 1999 S16)
commenced 10 July 2001 (s 2 and Act 1997 No 70 s 2)

Legislation (Consequential Amendments) Act 2001 No 44 pt 308

notified 26 July 2001 (Gaz 2001 No 30)
s 1, s 2 commenced 26 July 2001 (IA s 10B)
pt 308 commenced 12 September 2001 (s 2 (1) and see Gaz 2001 No S65)

Sexuality Discrimination Legislation Amendment Act 2004 A2004-2 sch 2 pt 2.7

notified LR 18 February 2004
s 1, s 2 commenced 18 February 2004 (LA s 75 (1))
sch 2 pt 2.7 commenced 22 March 2004 (s 2 and CN2004-4)

Criminal Code (Theft, Fraud, Bribery and Related Offences) Amendment Act 2004 A2004-15 sch 2 pt 2.72

notified LR 26 March 2004
s 1, s 2 commenced 26 March 2004 (LA s 75 (1))
sch 2 pt 2.72 commenced 9 April 2004 (s 2 (1))

Statute Law Amendment Act 2007 A2007-3 sch 3 pt 3.78

notified LR 22 March 2007
s 1, s 2 taken to have commenced 1 July 2006 (LA s 75 (2))
sch 3 pt 3.78 commenced 12 April 2007 (s 2 (1))

4 Amendment history

Name of Act

s 1 sub A2007-3 amdt 3.409

Dictionary

s 2 om 2001 No 44 amdt 1.3346
ins A2007-3 amdt 3.413

Notes

s 3 om 2001 No 44 amdt 1.3346
ins A2007-3 amdt 3.413

Repeal and saving

s 4 am 1959 No 21 sch 1
om 2001 No 44 amdt 1.3346

Interpretation

s 5 defs reloc to dict A2007-3 amdt 3.412
om A2007-3 amdt 3.413
def *the manager* om A2007-3 amdt 3.411

Inspectors

s 7 sub 1994 No 97 sch; A2007-3 amdt 3.414
(3)-(5) exp 12 April 2008 (s 7 (5) (LA s 88 declaration applies))

Obstruction of inspectors

s 7A ins 1994 No 97 sch
am 1998 No 54 sch
om A2004-15 amdt 2.150

Entitlement to admission

s 10 hdg sub 2001 No 44 amdt 1.3347
s 10 sub 1964 No 10 s 2
am 2001 No 44 amdt 1.3348-1.3350

Exclusive use of public baths by schools

s 11 am 2001 No 44 amdt 1.3351, amdt 1.3352

Persons not entitled to be admitted to baths

s 12 am 1997 No 70 sch 3; 1999 No 20 sch 1

Hire of articles etc

s 13 am 1964 No 10 s 3; 1998 No 54 sch
am 2001 No 44 amdt 1.3353

Charges for admission and services

s 13A ins 1964 No 10 s 4
om 2001 No 44 amdt 1.3354

No sale or hire without Minister's approval

s 14 am 1998 No 54 sch

Swimming coaches and instructors

s 14A ins 1961 No 6 s 2
am 1998 No 54 sch

Liability for loss of, or damage to, property

s 15 am 1989 No 38 sch 1

Endnotes

4 Amendment history

Definitions—pt 3

s 15A ins 1988 No 83 s 4
sub A2007-3 amdt 3.415
def **blind person** ins A2007-3 amdt 3.415
def **blind person, deaf person, guide dog** and **hearing dog**
ins A1988-83 s 4
om A2007-3 amdt 3.415
def **deaf person** ins A2007-3 amdt 3.415
def **guide dog** ins A2007-3 amdt 3.415
def **hearing dog** ins A2007-3 amdt 3.415

Bathing dress

s 16 am 1998 No 54 sch

Offences

s 17 am 1961 No 6 s 3; 1988 No 83 s 5; 1997 No 70 sch 3; 1998
No 54 sch; 1999 No 20 sch 1

Segregation of sexes in public baths

s 18 am 1998 No 54 sch
om A2004-2 amdt 2.15

Lifesaving apparatus in public baths

s 19 am 1966 No 19 sch 1; 1998 No 54 sch

Power of removal

s 20 am 1988 No 83 s 6

Obstruction of baths staff

s 21 am 1998 No 54 sch

Suspected person to give his or her name and address

s 22 am 1998 No 54 sch

Lost property

pt 4 hdg om 1996 No 87 s 6

Manager to have possession of lost property

s 23 om 1996 No 87 s 6

Lost Property Register

s 24 om 1996 No 87 s 6

Claims for lost property

s 25 om 1996 No 87s 6

Sale or disposal of unclaimed lost property

s 26 am 1989 No 38 sch 1; 1996 No 26 sch pt 27
om 1996 No 87 s 6

Protection to Commonwealth, managers and other persons

s 27 am 1989 No 38 s 38
om 1996 No 87 s 6

Offences in relation to public bathing conveniences

s 29 am 1998 No 54 sch

Segregation of the sexes in a public bathing conveniences 30 am 1998 No 54 sch
om A2004-2 amdt 2.15**Lifesaving apparatus in a public place**

s 31 am 1966 No 19 sch 1; 1998 No 54 sch

Glass etc in public places

s 32 am 1961 No 6 s 4; 1998 No 54 sch

Removal of animals from public places

s 33 am 1998 No 54 sch

Prohibited bathing areas

s 34 am 1998 No 54 sch

Penalties not otherwise provideds 36 am 1966 No 19 sch 1
om 1998 No 54 sch**Determination of fees**s 37 am 1966 No 19 sch 1; 1989 No 38 sch 1; 1998 No 54 sch
sub 2001 No 44 amdt 1.3355**Regulation-making power**

s 38 ins 2001 No 44 amdt 1.3355

Dictionarydict ins A2007-3 amdt 3.416
def **blind person** ins A2007-3 amdt 3.416
def **deaf person** ins A2007-3 amdt 3.416
def **guide dog** ins A2007-3 amdt 3.416
def **hearing dog** ins A2007-3 amdt 3.416
def **inspector** sub 1994 No 97 sch
reloc from s 5 A2007-3 amdt 3.412
def **leased public baths** reloc from s 5 A2007-3 amdt 3.412
def **manager** ins A2007-3 amdt 3.416
def **public bathing convenience** ins A2007-3 amdt 3.416
def **public baths** sub A2007-3 amdt 3.410
reloc from s 5 A2007-3 amdt 3.412

Endnotes

5 Earlier republishings

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Some earlier republishings were not numbered. The number in column 1 refers to the publication order.

Since 12 September 2001 every authorised republication has been published in electronic pdf format on the ACT legislation register. A selection of authorised republishings have also been published in printed format. These republishings are marked with an asterisk (*) in column 1. Electronic and printed versions of an authorised republication are identical.

Republication No	Amendments to	Republication date
1	Ord 1989 No 38	31 July 1991
2	Act 1998 No 54	31 December 1998
3	Act 2001 No 44	12 September 2001
3 (RI)	A2001-44	11 June 2003
4	A2004-2	22 March 2004
5	A2004-15	9 April 2004
6	A2007-3	12 April 2007

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