



Australian Capital Territory

Nudity Act 1976

A1976-56

Republication No 4

Effective: 14 October 2015

Republication date: 14 October 2015

Last amendment made by [A2015-33](#)

Authorised by the ACT Parliamentary Counsel

About this republication

The republished law

This is a republication of the *Nudity Act 1976* (including any amendment made under the [Legislation Act 2001](#), part 11.3 (Editorial changes)) as in force on 14 October 2015. It also includes any commencement, amendment, repeal or expiry affecting this republished law to 14 October 2015.

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, the symbol **U** appears immediately before the provision heading. Any uncommenced amendments that affect this republished law are accessible on the ACT legislation register (www.legislation.act.gov.au). For more information, see the home page for this law on the register.

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 the [Legislation Act 2001](#), section 95.

Penalties

At the republication date, the value of a penalty unit for an offence against this law is \$150 for an individual and \$750 for a corporation (see [Legislation Act 2001](#), s 133).



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Nudity Act 1976

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Australian Capital Territory

Nudity Act 1976

An Act to permit nudity in certain public places

1 Name of Act

This Act is the *Nudity Act 1976*.

1A 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.

2 Prescribed areas

- (1) The Minister may, in writing, declare an area to be a prescribed area.
- (2) A declaration is a notifiable instrument.

Note A notifiable instrument must be notified under the [Legislation Act](#).

3 Public notice of declaration

- (1) Within 7 days after making a declaration under section 2, the Minister must give additional public notice of the declaration.
- (2) A declaration is not invalid if the Minister does not comply with subsection (1).

Note **Public notice** means notice on an ACT government website or in a daily newspaper circulating in the ACT (see [Legislation Act](#), dict, pt 1). The requirement in s (1) is in addition to the requirement for notification on the legislation register as a notifiable instrument.

4 Being naked in prescribed area

A person does not commit an offence against a territory law only because the person is naked in an area declared by the Minister under section 2 to be a prescribed area.

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 are not included in the republished law. The details of these laws are underlined in the legislation history. Uncommenced expiries are underlined in the legislation history and amendment history.

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

A = Act	NI = Notifiable instrument
AF = Approved form	o = order
am = amended	om = omitted/repealed
amdt = amendment	ord = ordinance
AR = Assembly resolution	orig = original
ch = chapter	par = paragraph/subparagraph
CN = Commencement notice	pres = present
def = definition	prev = previous
DI = Disallowable instrument	(prev...) = previously
dict = dictionary	pt = part
disallowed = disallowed by the Legislative Assembly	r = rule/subrule
div = division	reloc = relocated
exp = expires/expired	renum = renumbered
Gaz = gazette	R[X] = Republication No
hdg = heading	RI = reissue
IA = Interpretation Act 1967	s = section/subsection
ins = inserted/added	sch = schedule
LA = Legislation Act 2001	sdiv = subdivision
LR = legislation register	SL = Subordinate law
LRA = Legislation (Republication) Act 1996	sub = substituted
mod = modified/modification	<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 *Nudity Ordinance 1976* (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* A1989-21, 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

Nudity Act 1976 A1976-56

notified 10 November 1976

commenced 10 November 1976

as amended by

Legislation after becoming Territory enactment

Legislation (Consequential Amendments) Act 2001 A2001-44 pt 261

notified 26 July 2001 (*Gaz 2001 No 30*)

s 1, s 2 commenced 26 July 2001 (IA s 10B)

pt 261 commenced 12 September 2001 (s 2 and see *Gaz 2001 No S65*)

Statute Law Amendment Act 2005 (No 2) A2005-62 sch 3 pt 3.16

notified LR 21 December 2005

s 1, s 2 commenced 21 December 2005 (LA s 75 (1))

sch 3 pt 3.16 commenced 11 January 2006 (s 2 (1))

Red Tape Reduction Legislation Amendment Act 2015 A2015-33**sch 1 pt 1.48**

notified LR 30 September 2015

s 1, s 2 commenced 30 September 2015 (LA s 75 (1))

sch 1 pt 1.48 commenced 14 October 2015 (s 2)

4 Amendment history**Notes**

s 1A ins [A2005-62](#) amdt 3.163

Prescribed areas

s 2 sub [A2001-44](#) amdt 1.2960

Public notice of declaration

s 3 sub [A2001-44](#) amdt 1.2960; [A2015-33](#) amdt 1.158

Being naked in prescribed area

s 4 sub [A2005-62](#) amdt 3.164

Endnotes

5 Earlier republishings

5 Earlier republishings

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	not amended	31 May 1991
2	A2001-44	9 August 2002
3	A2005-62	11 January 2006

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