

THE TERRITORY FOR THE SEAT OF GOVERNMENT.

No. 2 of 1931.

AN ORDINANCE

Relating to Public Baths.

BE it ordained by the Governor-General of the Commonwealth of Australia, acting with the advice of the Federal Executive Council, in pursuance of the powers conferred by the *Seat of Government Acceptance Act 1909* and the *Seat of Government (Administration) Act 1910-1930*, as follows:—

1. This Ordinance may be cited as the *Public Baths Ordinance* Short title.
1931.

2. In this Ordinance, unless the contrary intentions appear— Definitions.

“Public Baths” includes any swimming pool, showers, foot-baths, dressing-rooms, conveniences, passage-ways and the open space within any baths enclosure, established and maintained by the Minister;

“Swimming season” means the period of six months commencing on the first day of November in any year; and

“this Ordinance” includes the Regulations made thereunder.

3.—(1.) The Minister may establish and maintain such public baths as he deems necessary. Minister may establish baths.

(2.) The Minister shall give notice in the *Gazette* of any public baths established by him under this section.

4. There may be employed under and in accordance with the provisions of the *Commonwealth Public Service Act 1922-1930* and the Regulations thereunder, such superintendents, baths attendants, and other persons as are necessary for the carrying out of the provisions of this Ordinance. Employment of superintendent, &c.

5.—(1.) Subject to this Ordinance, public baths shall be open to the public, on payment of the prescribed admission charges, during the prescribed days and hours: Admission to baths.

Provided that a child under the age of ten years shall not be admitted to the public baths unless the superintendent or a baths attendant is satisfied that the child is in the care of a responsible person.

(2.) The superintendent or a baths attendant of any public baths shall not admit thereto any person who suffers or appears to be suffering from any skin or infectious disease.

(3.) Any person who suffers from any such disease and who applies for admission to those baths shall be guilty of an offence and may be removed by the superintendent or a baths attendant.

(4.) The superintendent or a baths attendant shall inform the Medical Officer of Health of the removal of any such person so removed.

Swimming
carnivals and
contests.

6.—(1.) The Minister may, in his discretion, grant to any swimming club the exclusive right of occupying and using any public baths, or any portion thereof, for any carnival or swimming contest, on any day, or portion of a day, except a Sunday, on such terms as the Minister thinks fit:

Provided that such exclusive right may not be granted for any number of days greater than seven in any swimming season.

(2.) The Minister shall, at least seven days before such carnival or swimming contest takes place, cause notice to the effect that those public baths shall not be available for the public use on the day, or portion thereof, specified in the notice to be inserted in a newspaper circulating in Canberra.

3. Any swimming club to which such right is granted may make such charges as are approved by the Minister for admission to those baths during the time that that club continues to have such right, and the officials of the club may exclude any person who does not pay the charge payable by him for admission.

Temporary
closing of baths.

7. The Minister may close any public baths or any part thereof at any time for cleansing, repairs or for other purposes.

Offences.

8. Any person who—

- (a) brings into any public baths or any part thereof any spirituous or intoxicating liquors;
- (b) enters or remains within the precincts of any public baths while in a state of intoxication;
- (c) causes or suffers any dog or any animal belonging to him or under his control to enter or remain within the precincts of any public baths;
- (d) being in any public baths, behaves in an unseemly, improper, riotous or offensive manner to the annoyance of the public;
- (e) uses profane, indecent or obscene language within the precincts of any public baths;
- (f) deposits in any swimming pool or foot pool any articles of filth or refuse, or any substance or matter which is likely to pollute the water;

- (g) brings into or deposits any article of filth or rubbish or offensive matter in any dressing-room or other part of any public baths;
- (h) damages, disfigures or writes upon any wall, dressing-room or enclosure of a public baths;
- (i) breaks any bottle, glass or earthenware, and deposits or throws any such broken bottle, glass or earthenware upon or into any part of any public baths;
- (j) except in the case of accident or danger occurring to a bather rendering their use necessary for the saving of life, breaks, damages or interferes with any life-belts or life-saving apparatus;
- (k) breaks or damages any lock, valve, tap, pipe-work, machinery or apparatus of any kind, furniture, fittings, showers, conveniences or dressing-rooms, the property of the Commonwealth, in any public baths;
- (l) obstructs, hinders or interferes with any superintendent or baths attendant in the performance of his duty; and
- (m) except in the receptacles provided for the purpose, expectorates within the precincts of any public baths,

shall be guilty of an offence.

9. The superintendent or any baths attendant of any public baths—

Powers of superintendents, and bath attendants.

- (a) may remove therefrom any person who in the opinion of the superintendent or attendant has committed any offence against this Ordinance;
- (b) may remove therefrom any person found loitering or remaining, without reasonable excuse, in any passageway or dressing-room thereof; and
- (c) may remove and destroy any dog or animal found in any swimming pool therein.

10. Neither the Commonwealth, nor any person employed by the Commonwealth in connexion with any public baths, shall be responsible for any article lost by or stolen from any person whilst in those baths.

Liability for lost or stolen articles.

11. Proceedings for offences against this Ordinance may be instituted in the Court of Petty Sessions by any person appointed in that behalf by the Minister.

Proceedings for offences.

12. Any offence against this Ordinance shall be punishable upon conviction, by a penalty not exceeding Twenty pounds.

Penalties.

Regulations.

13. The Minister may make regulations, not inconsistent with this Ordinance, prescribing all matters which are required or permitted to be prescribed, or which by this Ordinance are necessary or convenient to be prescribed, for carrying out or giving effect to this Ordinance, and in particular prescribing matters providing for and in relation to—

- (a) the charges to be made for any services or commodity, the hire or sale of bathing costumes, or admission to any building, enclosure or part of any public baths;
- (b) the opening and closing times of public baths;
- (c) the control and conduct of persons bathing in public baths, and the control and conduct of superintendents, bath attendants and employees;
- (d) the disposal of lost property; and
- (e) the imposition of penalties not exceeding Five pounds for offences against the regulations.

Dated this twenty-third day of February, One thousand nine hundred and thirty-one.

ISAAC A. ISAACS

Governor-General.

By His Excellency's Command,

ARTHUR BLAKELEY

Minister of State for Home Affairs.