

Public Assemblies (Amendment) Ordinance 1982

No. 105 of 1982

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 20 December 1982.

N. M. STEPHEN
Governor-General

By His Excellency's Command,

MICHAEL HODGMAN
Minister of State for the Capital Territory

An Ordinance to amend the *Public Assemblies Ordinance 1982*

Short title

1. This Ordinance may be cited as the *Public Assemblies (Amendment) Ordinance 1982*.¹

Principal Ordinance

2. In this Ordinance, "Principal Ordinance" means the *Public Assemblies Ordinance 1982*.²

Service of documents

3. Section 11 of the Principal Ordinance is amended by adding at the end thereof the following sub-section:

"(2) A document to be served on the organizer of a public assembly under this Ordinance may be served by delivering it to him personally or by leaving it at the address of the organizer specified in the notification with a person apparently resident or employed at that place and apparently over the age of 16 years."

Restriction on approval of limited participation assembly

4. Section 12 of the Principal Ordinance is amended—

- (a) by omitting from paragraph (a) "and"; and
- (b) by adding at the end thereof the following word and paragraph:
 - “; and (c) he has considered any objections made in accordance with sub-section 13 (2B) in relation to such an application.”.

Joining limited participation assembly**5. Section 13 of the Principal Ordinance is amended—**

- (a) by inserting after sub-section (2) the following sub-sections:

“(2A) Where the Commissioner has received an application referred to in sub-section (1), he shall cause a copy of the application to be served on the organizer of the relevant assembly.

“(2B) An organizer of a limited participation assembly may, within 7 days after the date on which a copy of the relevant notification was published in a daily newspaper circulating in the Territory, inform the Commissioner in writing that he objects to the participation of a person or persons referred to in an application referred to in sub-section (1) in the assembly and of his reasons for the objection.”;

- (b) by omitting from paragraph (3) (a) “and”;

- (c) by inserting after paragraph (3) (b) the following word and paragraph:

“; and (c) has considered any objection made in accordance with sub-section (2B) in relation to that application.”;

- (d) by omitting from paragraph (4) (b) “and”;

- (e) by inserting after paragraph (4) (b) the following paragraph:

“(ba) whether the relevant application contains information that is false or misleading; and”;

- (f) by omitting paragraph (5) (b) and substituting the following paragraph:

“(b) by notice in writing, inform the applicant.”.

Imposition of terms and conditions by Commissioner**6. Section 15 of the Principal Ordinance is amended—**

- (a) by inserting after sub-section (1) the following sub-section:

“(1A) The Commissioner may, in a notice in writing informing an applicant under section 13 that he approves the participation of a particular person or particular persons in a limited participation assembly, specify terms and conditions to which the approval is subject.”;

- (b) by inserting after sub-section (3) the following sub-section:

“(3A) An applicant under section 13 may apply to the court for a review of any terms and conditions specified in a notice referred to in sub-section (1A) in relation to participation in the relevant assembly.”;

- (c) by inserting in sub-section (4) “or (3A)” after “sub-section (3)”;

- (d) by inserting in sub-section (4) “, or to the relevant participation,” after “assembly”.

Application to court by Commissioner

7. Section 18 of the Principal Ordinance is amended by omitting sub-section (3).

NOTES

1. Notified in the *Commonwealth of Australia Gazette* on 31 December 1982.
2. Ordinance No. 10, 1982.