

## **PART 8 - SMOKING & ALCOHOL**

### **65. CONSUMPTION AND POSSESSION OF LIQUOR ON ROADS**

A Person must not, unless covered by an exemption in clause 67, at any time on a Road:

- (1) consume any Liquor; or
- (2) have in his or her possession or control any Liquor other than in a container with an unbroken seal.

Penalty: 10 Penalty Units

### **66. CONSUMPTION AND POSSESSION ON MUNICIPAL RESERVES**

Between sunset and sunrise, a Person must not, unless covered by an exemption in clause 67, in or on any Municipal Reserve (whether it be a Road within a Municipal Reserve or not) or in any motor vehicle within a Municipal Reserve:

- (1) consume any Liquor; or
- (2) have in his or her possession or control any Liquor other than Liquor in a container with an unbroken seal.

Penalty: 10 Penalty Units

### **67. EXEMPTION**

A Person who consumes Liquor or has in his or her possession Liquor in an unsealed container does not commit an offence if:

- (1) he or she is taking part in a Procession, function, Street Party or other activity on a Road or on or in a Municipal Reserve in respect of which the Council has granted permission and in accordance with any other permit or licence required under any Act; or
- (2) he or she is in Licensed Premises or an extension of Licensed Premises in respect of which consumption and possession of Liquor in unsealed containers is permitted and in accordance with any other permit or licence required under any Act.

### **68. SMOKING IN MUNICIPAL PLACES**

- (1) The Council may declare a Municipal Place or part of a Municipal Place to be a Smoke Free Area according to the guidelines incorporated in Schedule 1.
- (2) The Council must erect and maintain or cause to be erected and maintained signs in any Municipal Place or part of a Municipal Place which has been declared a Smoke Free Area.

- (3) A Person must not smoke in or on any Municipal Place or part of a Municipal Place that has been declared by the Council to be a Smoke Free Area and has a Smoke Free Area sign erected and maintained.

Penalty: 10 Penalty Units

*Guidelines for the Declaration of a Smoke Free Area are incorporated in Schedule 1 to this Local Law.*