

NORTHERN TERRITORY OF AUSTRALIA

PRIVATE SECURITY (CROWD CONTROLLERS) REGULATIONS 1996

As in force at 29 November 2017

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As in force at 29 November 2017

PRIVATE SECURITY (CROWD CONTROLLERS) REGULATIONS 1996

Regulations under the *Private Security Act 1995*

1 Citation

These Regulations may be cited as the *Private Security (Crowd Controllers) Regulations 1996*.

2 Commencement

These Regulations shall come into operation on 1 March 1996.

3 Disqualifying offences

For the definition of **disqualifying offence** in section 3 of the Act, the following offences are prescribed in relation to a crowd controller's provisional licence and a crowd controller's licence:

- (a) an offence against section 69, 132, 156, 160, 165, 166, 177, 181, 182, 186, 188(2), 188A, 189A, 189, 192, 192B, 193, 194, 195, 196, 211, 212, 227, 228, 228C, 228D, 228E, 229, 231, 233, 243(1) or 260 of the Criminal Code;
- (b) an offence against section 188(1) of the Criminal Code where a circumstance of aggravation as specified in subsection (2) exists;
- (c) an offence against section 210 of the Criminal Code where a custodial sentence is imposed that is wholly or partially served;
- (d) an offence against section 59, 61, 63A, 74, 77, 82, 83, 84, 85 or 86 of the *Firearms Act 1997*;
- (e) an offence against Part II, Division 1 of the *Misuse of Drugs Act 1990*;
- (f) an offence against section 6, 7, 8 or 9 of the *Weapons Control Act 2001*;
- (g) an offence against a law of the Commonwealth where the penalty for the offence is imprisonment for 2 years or more.

5 Information to be provided by applicant

For the purposes of section 14(5) of the Act, the following information is prescribed:

- (a) 2 identical current passport-sized photographs; and
- (b) the fingerprints,
of the applicant.

6 Particulars of undertakings

For the purposes of section 50(2) of the Act, the following particulars in relation to a deed of undertaking are to be entered into the register:

- (a) the name of the crowd controller who executed the deed;
- (b) the number assigned by the Director-General to the crowd controller's licence to which the deed relates;
- (c) the date on which the deed was executed;
- (d) a summary of the undertakings contained in the deed.

7 Identification to be worn by crowd controller

For the purposes of section 54 of the Act, the identification to be worn by a crowd controller shall be a badge not less than 6 cm in height on which appears, in black lettering on a white background:

- (a) the word "SECURITY" in capitals not less than 5 mm in height;
and
- (b) the number assigned to the crowd controller by his or her employer, in characters not less than 4 cm in height and 5 mm in width.

8 Information in incident registers

For the purposes of section 56 of the Act, the information to be kept by an employer in relation to a crowd controller is:

- (a) the name and residential address of the crowd controller;
- (b) the number assigned by the Director-General to the crowd controller's licence;

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- (c) for each day on which a crowd controller provides his or her services as a crowd controller, the number assigned to the crowd controller by his or her employer; and
 - (d) the date of, and details in relation to, each incident in which physical force was used by or against the crowd controller while the crowd controller was providing his or her services as a crowd controller.

9 Fees

- (1) For section 18(2) of the Act, the fee for granting a crowd controller's provisional licence is 173 revenue units.
- (2) For section 18(3) of the Act, the fee for granting a crowd controller's licence is:
 - (a) 173 revenue units – if the licence is granted for one year; or
 - (b) 233 revenue units – if the licence is granted for 2 years; or
 - (c) 298 revenue units – if the licence is granted for 3 years.
- (3) For section 24(2) of the Act, the fee for renewing a crowd controller's licence is:
 - (a) 173 revenue units – if the licence is renewed for one year; or
 - (b) 233 revenue units – if the licence is renewed for 2 years; or
 - (c) 298 revenue units – if the licence is renewed for 3 years.
- (4) If an applicant for the grant of a licence holds another licence under the Act, the fee specified in subregulation (1) is 100 revenue units.
- (5) If an applicant for the grant or renewal of a licence holds another licence under the Act, the fee specified in subregulations (2) and (3) is:
 - (a) 100 revenue units – if the licence is granted or renewed for one year; or
 - (b) 140 revenue units – if the licence is granted or renewed for 2 years; or
 - (c) 180 revenue units – if the licence is granted or renewed for 3 years.

(6) Subregulations (4) and (5) do not apply if the applicant for the licence has paid a reduced fee for the other licence in accordance with a provision similar to subregulation (4) or (5) applying in respect of the other licence.

(7) For section 25(1A) of the Act, the fee is 30 revenue units.

10 Offences

(1) A crowd controller must not without the authority of his or her employer:

(a) wear a uniform supplied to him or her by his or her employer;
or

(b) use equipment supplied to him or her by his or her employer;
or

(c) wear the identification specified in regulation 7.

Maximum penalty: 20 penalty units.

(2) A crowd controller must not later than 30 days after changing his or her residential address notify the Director-General of his or her new residential address.

Maximum penalty: 20 penalty units.

(3) A crowd controller must notify his or her employer of an incident in which physical force was used by or against the crowd controller while the crowd controller was providing his or her services as a crowd controller as soon as practicable after the incident occurs.

Maximum penalty: 20 penalty units.

(4) In this regulation:

crowd controller means a person who is the holder of:

(a) a crowd controller's provisional licence; or

(b) a crowd controller's licence.

ENDNOTES
1**KEY**

Key to abbreviations

amd = amended
app = appendix
bl = by-law
ch = Chapter
cl = clause
div = Division
exp = expires/expired
f = forms
Gaz = Gazette
hdg = heading
ins = inserted
lt = long title
nc = not commenced

od = order
om = omitted
pt = Part
r = regulation/rule
rem = remainder
renum = renumbered
rep = repealed
s = section
sch = Schedule
sdiv = Subdivision
SL = Subordinate Legislation
sub = substituted

2**LIST OF LEGISLATION*****Private Security (Crowd Controllers) Regulations (SL No. 7, 1996)***

Notified 14 February 1996
 Commenced 1 March 1996 (r 2)

Amendment of Private Security (Crowd Controllers) Regulations (SL No. 31, 1998)

Notified 4 August 1998
 Commenced 4 August 1998

Private Security (Crowd Controllers) Amendment Regulations 2006 (SL No. 4, 2006)

Notified 15 February 2006
 Commenced 15 February 2006

Treasury Legislation Amendment (Revenue Units) Regulations 2006 (SL No. 33, 2006)

Notified 18 October 2006
 Commenced 18 October 2006

Statute Law Revision Act 2007 (Act No. 4, 2007)

Assent date 8 March 2007
 Commenced 8 March 2007

Fees and Charges Amendment Regulations 2009 (SL No. 34, 2009)

Notified 14 December 2009
 Commenced 1 January 2010 (r 2)

Private Security (Crowd Controllers) Amendment Regulations 2013 (SL No. 8, 2013)

Notified 29 May 2013
 Commenced 29 May 2013

Criminal Code Amendment (Identity Crime) Act 2014 (Act No. 9, 2014)

Assent date 16 April 2014
 Commenced 1 July 2014 (Gaz S52, 1 July 2014)

Licensing (Repeals and Consequential Amendments) Act 2014 (Act No. 44, 2014)

Assent date 5 December 2014
 Commenced 1 January 2015 (*Gaz* S130, 19 December 2014, p 2)

Justice Legislation Amendment (Drug Offences) Act 2016 (Act No. 17, 2016)

Assent date 8 June 2016
 Commenced s 17 (to ext ins new s 15): 10 October 2016;
 rem: 18 July 2016 (*Gaz* S67, 18 July 2016)

Private Security Legislation Amendment Regulations 2017 (SL No. 37, 2017)

Notified 29 November 2017
 Commenced 29 November 2017

3 GENERAL AMENDMENTS

General amendments of a formal nature (which are not referred to in the table of amendments to this reprint) are made by the *Interpretation Legislation Amendment Act 2018* (Act No. 22, 2018) to: rr 1 and 3.

4 LIST OF AMENDMENTS

r 3 sub No. 4, 2006, r 3
 amd Act No. 4, 2007, s 2; Act No. 9, 2014, s 13; Act No. 44, 2014, s 145; Act
 No. 17, 2016, s 46; No. 37, 2017, r 4
 r 4 rep No. 4, 2006, r 3
 r 6 amd Act No. 44, 2014, s 145
 r 8 amd Act No. 44, 2014, s 145
 r 9 amd No. 31, 1998
 sub No. 4, 2006, r 4
 amd No. 33, 2006, r 5; No. 34, 2009, r 10; No. 8, 2013, r 3
 r 10 ins No. 4, 2006, r 4
 amd No. 33, 2006, r 5; Act No. 44, 2014, s 145
 sch rep No. 4, 2006, r 5