

# UNIVERSITY BY-LAWS

Version 1 – Commenced 25 September 2020

## PART I – PRELIMINARY

### Short title

1. These by-laws may be cited as the University By-laws 1993.

### Rescission of former by-laws

2. The University By-Laws 1961 (Statutory Rules 1961, No 206) as amended are rescinded.

### Interpretation

3. In these by-laws, unless the contrary intention appears:

**‘adult person’** means a person who is of or over the age of 18 years;

**‘the Act’** means the *University of Tasmania Act 1992*;

**‘access carpark’** means a part of University land set aside by the Council under paragraph 10(2)(a) as being restricted to those holding a current disability access parking permit;

**‘applicable fine’** means the fine for the relevant parking offence, at the relevant location, as specified in the Schedule.

**‘applicable increased fine’** means the relevant increased fine under paragraph 16(4)(a) or 16(4)(b) for the relevant parking offence, at the relevant location, as specified in the Schedule.

**‘approved’** means approved by the Council;

**‘authorised officer’** when used in relation to any power, right or other matter, means the Provost, Chief Operating Officer, Executive Director, Infrastructure Services and Development or other person authorised in that behalf under paragraph 19(1);

**‘carriageway’** means that portion of a road, way, or track upon university land that is ordinarily used by vehicular traffic;

**‘controlled carpark’** means a carpark in respect of which a resolution under paragraph 12(1) is in force;

**‘designated smoking zone’** means an authorised designated smoking zone which is signed as such and provides a smoking butt out bin, approved by an authorised officer;

**‘disability access parking permit’** means such a parking permit issued by the Council, or an equivalent permit issued by the government of the Commonwealth or of any state or territory;

**‘drive’** includes ‘ride’;

**‘footpath’** means that portion of a road, way, or track upon university land that is set apart for use by pedestrians and habitually used by pedestrians and not by vehicular traffic;

**'librarian'** means the person holding the position of University Librarian, or any person authorised by that person;

**'library'** means those parts of University land that constitute the premises of the University library;

**'library item'** means any book, journal or other print or non-print library material or item of equipment which is the property of, or under the control of, or in the possession of the library;

**'liquor'** has the meaning attributed to it by section 3 of the Liquor and Accommodation Act 1990;

**'metered space'** means a parking space in a controlled carpark;

**'owner'** in relation to a vehicle means:

- a. the person who is registered as the owner of that vehicle under the *Traffic Act 1925* or under a law of another state or a territory of the Commonwealth making provisions for the registration of motor vehicles; or
- b. if a. does not apply, the person who is the holder of a temporary permit issued under regulation of the type referred to in section 10(3) of the *Traffic Act 1925* in respect of that vehicle; or
- c. if either a. or b. applies, the person who is the holder of a permit of the type referred to in section 10A(2) of the *Traffic Act 1925* in respect of that vehicle; and
- d. in any case, a person who has any property in the vehicle (other than as the holder of a security interest as that term is defined in section 3 of the *Motor Vehicles Securities Act 1984*) or who is in charge of, or who has the use of that vehicle.

**'park'**, in relation to a vehicle, means to stop the vehicle or allow it to remain in a place where the driver or person in charge of the vehicle intends it to remain stationary, otherwise than:

- a. because the stopping of traffic prevents movement, or
- b. so long only as is required to set down or take up passengers or goods without waiting.

**'parking offence'** means a breach of these by-laws relating to the parking of vehicles.

**'parking place'** means a permitted area or a part of university land where the holder of a parking permit is authorised to park;

**'parking permit'** means a permit issued and in force under paragraph 11;

**'penalty unit'** means a penalty of a number of dollars, as published in the *Tasmanian Government Gazette* before 1 June each year for the next financial year; [Defined with reference to the drafting in the 'Penalty Units and other Penalties Act <https://www.legislation.tas.gov.au/view/whole/html/inforce/2020-07-09/act-1987-013>]

**'permitted area'** means an area where the parking of vehicles is permitted by a sign erected, or a marking made, pursuant to paragraph 9(1);

**'University land'** has the meaning attributed to it by the Act;

**'vehicle'** includes any description of vehicle upon wheels, and any truck, barrow, or similar vehicle;

**'voucher'** means a voucher issued by a voucher machine;

**'voucher machine'** means a machine installed in or adjacent to a controlled carpark for the purpose of issuing vouchers.

## PART II – GENERAL PROVISIONS RELATING TO THE MANAGEMENT OF UNIVERSITY LAND

### Provisions relating to liquor and illicit drugs

4. (1) No person shall bring onto or cause to be brought onto, sell, distribute or cause to be distributed, or consume any liquor and/or illicit drugs on University land except in the case of liquor-
  - a. where a licence or permit is required under the *Liquor and Accommodation Act 1990*, in accordance with such a licence or permit;
  - b. where such a licence or permit is not required, in accordance with a permit granted by the vice-chancellor or by a person authorised by the vice-chancellor to issue such permits.
- (2) A permit:
  - a. may be granted subject to such terms and conditions as the Vice-Chancellor thinks fit to impose; and
  - b. may be altered or revoked at any time.
- (3) The Vice-Chancellor shall cause written notice of any alteration or revocation of a permit made pursuant to sub-paragraph (1) to be given to the holder of the permit by handing it to the holder or by forwarding it by prepaid post or by leaving it at the holder's usual or last-known place of residence or business.
- (4) An authorised officer may order the removal from University land of any liquor brought onto, or being distributed or consumed on University land in contravention of this clause.

### Places for sport and recreation

5. (1) Subject to this paragraph, the Council may set apart places on University land for sport and recreation, on such terms and conditions as Council may determine.
- (2) No person shall use a place set apart for any sport or recreation under this paragraph except in accordance with any terms and conditions applying thereto determined by Council.

**Library**

- 5.A (1) Library items must not be removed from the library or from restricted areas unless they have been properly issued on loan.
- (2) The University librarian may charge a person who is considered responsible for the item, the cost of replacing or repairing a lost, damaged or destroyed library item. The charge may include a component for the library's overheads and processing costs.

**Conduct on University land**

6. (1) No person shall on any part of University land, except in the course of duty or with the permission of an authorised officer:
- a. affix or cause to be affixed to any tree, shrub, or hedge any placard, handbill, advertisement, or other written or pictorial matter;
  - b. distribute, hand out, put or leave in a place for collection any placard, handbill, advertisement, or other written or pictorial matter;
  - c. kindle or make a fire, except in a fireplace provided for the purpose;
  - d. cut, break, deface, pick, remove, destroy, injure, interfere, or cause any damage to any plant, bed or border containing or being prepared for any plant;
  - e. bathe, wade, or wash in any pond or other ornamental water or use a drinking fountain for any purpose other than drinking;
  - f. enter upon any other part of University land which is enclosed, whether temporarily or not, and on which is affixed a notice prohibiting entry thereon;
  - g. disturb, frighten, shoot, or throw missiles at any animal;
  - h. remove from University land, or from any part of that land, to any other part, any article or thing being the property of the university, whether fixed or movable;
  - i. injure, deface, damage, or destroy, either wholly or in part, any buildings, structure, fence, notice-board, or construction of whatsoever kind or nature and whether permanent or temporary, standing or being on University land;
  - j. create a noise that unreasonably interferes with enjoyment of the environment through its intensity and/ or duration;
  - k. create an obstruction or blockade which prevents access to University buildings.
- (2) No person shall, on University land:
- a. enter or loiter near any part of that land set aside for the use of a defined group;
  - b. throw, deposit, or leave on the ground or elsewhere any paper, bottle, glass (whether broken or not), litter, or refuse of any kind, except in such receptacles as are provided for the purpose; or
  - c. sell, offer, or expose for sale, lease, hire, or solicit orders for the purchase, lease or hire of any goods, wares, merchandise, or other articles or things other than in the course of business transactions that are customary in the University;
  - d. do or threaten physical or mental harm to any person;
  - e. harass, intimidate, stalk, bully or use abusive or insulting language in the hearing of another person or engage in any indecent act, conduct or behaviour;

- f. engage in conduct in breach of any law; or
  - g. disrupt the orderly conduct of any University activity.
- (3) Sub-paragraph (1)(b) does not apply to the posting of notices on notice-boards provided for such purposes or to the distribution of placards, hand-bills, advertisements or other written or pictorial matter in the course of lawful and customary student activities.
- (4) A person shall not, without reasonable cause, walk on a carriageway where a footpath is available.
- (5) Subject to the provisions of the *Guide Dogs and Hearing Dogs Act 1967*, an authorised officer may direct a person to remove from the University land any dog or other domestic animal owned by or in the possession, care or control of that person.
- (6) A person who is given a direction pursuant to sub-paragraph (5) shall comply with the terms thereof and shall not thereafter permit such a dog or other domestic animal to be on University land.
- (7) A person must not use a skateboard or rollerblades on University land other than in the course of a special event, approved by the authorised officer, in the area designated for that event by the authorised officer in approving the event.
- (8) Smoking, (including electronic cigarettes) is prohibited in the following areas:
- 1. all smoke free areas as defined in section 67B of the *Public Health Act 1997 (Tas)*; and
  - 2. all University campuses, precincts or properties owned or controlled by the University, including all buildings occupied by the University and their grounds except in authorised designated smoking zones; and
  - 3. all University vehicles; and
  - 4. all University ships and vessels; including any open deck area, unless otherwise designated; and
  - 5. any personal living area of any University place providing accommodation for a fee.

### **PART III – REGULATION AND CONTROL OF ROADWAYS AND THE PARKING OF VEHICLES**

#### **Driving on University Land**

7. The Council may cause signs to be erected or markings to be made indicating the direction of traffic and speed limits for particular carriageways or areas, within University land.
8. (1) Subject to this paragraph, no person shall drive or impel a vehicle on any part of university land that is not a roadway or a parking place except where and in so far as it is necessary in the

course of duty to do so for the purpose of building, maintenance, or similar work on University land.

- (2) No person shall drive a motor cycle or ride a bicycle on University land except on a roadway that has been approved by the Council for the purpose.
- (3) All traffic upon University land may, at such time or times as the vice-chancellor may determine, be directed and controlled by a police officer or authorised officer, who may give such orders as are necessary in relation to the movement or control of that traffic.
- (4) A person to whom any police officer or authorised officer, given an order under sub- paragraph (3) shall comply in all respects with that order.
- (5) No person shall drive a vehicle or animal on, over, or across the intersection or junction of any roadway in or across University land or any part of that land when signalled to stop by a police officer, or an authorised officer, of the University.
- (6) A person shall not drive a vehicle:
  - a. on any part of University land where a speed limit is indicated as applying to that part by means of a sign or marking, at a speed exceeding the speed so indicated.
  - b. on any other part of University land at a speed exceeding 40 kilometres an hour.
- (7) A person shall not park or leave a vehicle on University land in such manner as to obstruct the passage of another vehicle or a pedestrian.
- (8) A person shall not, on a carriageway, drive a vehicle backwards:
  - a. without taking reasonable and proper precautions to avoid a collision;
  - b. unless the relevant portion of the carriageway is clear of other traffic and persons;
  - c. for a distance greater than is reasonable in the circumstances; or
  - d. in or across any intersection or junction or around a corner, except in the case of an emergency.
- (9) On any part of University land where the direction of travel is indicated as applying to that part by means of a sign or marking, a person shall not drive a vehicle or ride a bicycle in a direction other than that so indicated.
- (10) A person shall not drive a vehicle or ride a bicycle on University land without due care and attention or without reasonable consideration for other persons in the vicinity.
- (11) A person shall not drive a vehicle on a footpath on University land other than at a point (if any) where provision has been made for a vehicle to cross the footpath and then only to cross it.
- (12) A person shall not, on University land, sound a horn or other similar appliance, whether attached to a vehicle or not, other than in an emergency and as is reasonably necessary to prevent injury to persons or property.

- (13) When two or more vehicles are approaching the same place on University land in such a manner, on such a course, or at such a speed, that if those vehicles continued in that manner, on that course, or at that speed, as the case may be, they might collide or create a dangerous situation, the driver of a vehicle, who has any other vehicle on his or her right, shall slow down and allow that vehicle to proceed.
- (14) The driver of:
- a. a fire engine or like vehicle proceeding to a fire;
  - b. an ambulance which is being used for ambulance work; or
  - c. a vehicle which is being used by a police officer for the purpose of effecting an arrest or otherwise in connection with the detection, suppression, or prevention of offences against the law,

is exempt from the provisions of this paragraph except sub-paragraph (1).

### **Parking of vehicles on areas of University land where parking permits are not required**

9. (1) The Council may cause:
- a. signs to be erected or markings to be made on University land designating areas where the parking of vehicles is permitted, or permitted only by certain persons or classes of persons, or where vehicles may be parked or left only for certain periods of time, as indicated by those signs or markings;
  - b. markings to be made on any ground within University land marking out or designating areas where individual vehicles may be parked; and
- (2) Where a sign erected, or a marking made, pursuant to sub-paragraph (1)a. is the same as a road sign, or marking referred to in the *Traffic (General and Local) Regulations 1956*, that first-mentioned sign or marking has the meaning and effect attributed to that road sign or marking in those regulations.
- (3) An owner or a driver of a vehicle shall not park or leave that vehicle or cause or permit that vehicle to be parked or left or to remain:
- a. in a place within University land which is not designated or marked out as a permitted area unless authorised or permitted to do so by these by-laws;
  - b. in a place within a permitted area which is designated or marked out as a permitted area for the parking of vehicles by certain persons or classes of persons, if that owner or driver is not such a person or does not belong to such a class of persons;
  - c. in a place within a permitted area for a longer period of time than the period designated or marked out by a sign or marking as the maximum for which vehicles may be parked or left in that area;
  - d. subject to sub-paragraph (5), in a place within a permitted area so that the vehicle stands across a line designating or marking out a parking space; or
  - e. partly in a permitted area which is designated or marked out as a parking space and any space which is already occupied by another vehicle.
- (4) A person must not move, remove, deface, obscure, or damage a sign erected, or a marking made, on University land pursuant to sub-paragraph (1).
- (5) Where a parking space is designated or marked out to provide for the parking of

vehicles and where the length of the vehicle exceeds the length of that space, a person may park a vehicle in that space if the maximum amount of that space is fully utilised.

**Parking of vehicles on parts of University land where parking permits are required.**

10. (1) The Council may determine the persons or classes of persons who may be issued with permits to park vehicles on those parts of University land set aside under sub-paragraph (2).
- (2) The Council may:
- a. set aside parts of University land on which the parking of vehicles is restricted to persons or classes of persons determined by the Council under sub-paragraph (1); and
  - b. cause signs to be erected, or markings to be made, on those parts of University land so set aside designating them or marking them out as parts of that land on which the parking of vehicles is restricted to persons or classes of persons so determined.
- (3) A person shall not park on a part of University land set aside by the Council under sub-paragraph (2)a. unless that person is the holder of a parking permit, or, in the case of an access carpark, a disability access parking permit.

**Parking Permits**

11. (1) The Council may cause to be issued to a person to whom, or a person belonging to a class of persons to which, a determination under paragraph 10 applies, a parking permit authorising that person to park on a part of the University land set aside by the Council under paragraph 10(2)a..
- (2) Where a parking permit is issued to a person, the Council may:
- a. require that person to pay to the University a fee, not exceeding an amount determined by the Council from time to time, for the period for which the parking permit is intended to be operative;
  - b. if it requires that person to pay a fee as mentioned in sub-paragraph 2a., accept payment of the fee by instalments of such amount as the Council determines; and
  - c. if it requires that person to pay such a fee, determine what part of that fee, if any, should be refunded if the permit is surrendered by that person or is cancelled.
- (3) A parking permit:
- a. authorises the holder of a permit to park on a part of University land referred to in sub-paragraph (1) that is specified in the permit; and
  - b. is subject to such conditions as the Council thinks fit and as are specified in the parking permit or otherwise notified to the holder of the parking permit.
- (4) The holder of a parking permit must not contravene, or fail to comply with, a condition to which the parking permit is subject.
- (5) The Council may, at any time, cancel a parking permit.

- (6) Where, pursuant to sub-paragraph (5), the Council cancels a parking permit, the Council shall give notice in writing to the holder that such cancellation shall take effect on the date specified in the notice, but not earlier than seven days after the day on which the notice is served.
- (7) A person on whom a notice under sub-paragraph (6) is served shall, before the date on which the cancellation of the parking permit is to take effect, as specified in the notice, surrender the permit to the University.
- (8) A person to whom sub-paragraph (7) applies must not without reasonable excuse fail to comply with that sub-clause.

### **Voucher Parking**

12. (1) The Council may resolve that the parking of vehicles in all or any part of a carpark on University land be controlled, between the hours specified by the Council, by the issue of vouchers.
  - (2) A person shall not park a vehicle in a controlled carpark except in a metered space.
  - (3) A person shall not park a vehicle in a metered space unless authorised to do so by a voucher displayed on that vehicle.
  - (4) For the purposes of sub-paragraph (3), a voucher authorises the person to whom it is issued to park a vehicle in a metered space until the time specified in the voucher.
  - (5) A person who parks a vehicle as authorised by the provisions of this clause shall not permit that vehicle to remain parked for a period in excess of that authorised by a voucher displayed on that vehicle.
  - (6) For the purposes of sub-paragraph (5), a voucher shall be taken to be displayed on a vehicle if:
    - a. in the case of a vehicle with a windscreen, the voucher is placed near that windscreen; or
    - b. in the case of a vehicle without a windscreen, the voucher is placed near the front of the vehicle –
 

in a conspicuous position where the whole of the voucher can be read clearly by a person standing outside the vehicle.
  - (6) An authorised officer may affix to the windscreen or other conspicuous part of the vehicle a notice of a breach of this by-law and the penalty for that breach:
  - (7) A person shall not, without lawful excuse, remove from a vehicle:
    - a. a voucher displayed in accordance with sub-paragraph (6) while the vehicle is authorised to be parked in a metered space by virtue of the voucher; or
    - b. a notice affixed to the vehicle pursuant to sub-paragraph (7).

- (8) A person shall not operate a voucher machine except in accordance with the instructions posted on the machine or on a notice in the vicinity of the machine.
- (9) A person shall not:
- a. insert a voucher machine anything other than a coin of the kind specified in the instructions posted on the machine or on a notice in the vicinity of the machine; or
  - b. do anything to a voucher machine other than insert a coin or take a voucher from the machine; or
  - c. alter, or attempt to alter, the particulars contained on a voucher.
- (10) A person is not in breach of sub-paragraph (3) if:
- a. none of the voucher machines issuing vouchers for the controlled carpark in which the metered space is located could be made to operate with a coin or coins of the kind notified on the machine or on a notice in the vicinity of the machine; or
  - b. the vehicle had, at the relevant time, just been parked in the metered space and the person who parked the vehicle had not had a reasonable opportunity to obtain a voucher.

#### **Requirement to state name and address**

13. (1) An authorised officer may require:
- a. the driver of a vehicle on University land whom the authorised officer suspects on reasonable grounds to be committing or to have committed a parking offence; or
  - b. any other person whom the authorised officer suspects on reasonable grounds to have parked or left a vehicle at any place on University land in contravention of these by-laws,
- to state his or her full name and address.
- (2) A person must not:
- a. fail or refuse to comply with a requirement under sub-paragraph (1); or
  - b. in purported compliance with such a requirement, state a false name or false address.

#### **Penalties**

14. In proceedings by complaint in a court of competent jurisdiction for a parking offence:
- a. an allegation in the complaint that the defendant was the owner or driver of the vehicle referred to in the complaint is evidence of the facts alleged;
  - b. where it is proved that a vehicle was parked on University land contrary to a by-law, there is a rebuttable presumption that the vehicle was parked by the owner; and
  - c. where an owner is proceeded against for a parking offence and the owner alleges that another person parked the vehicle at the relevant time, a justice may, on the owner's application, issue a summons to that other person to attend the hearing of the complaint against the owner, at which if the offence is proved, the court hearing the complaint may:
    - (i) determine whether that other person did park the vehicle; and
    - (ii) if the court finds that that other person did park the vehicle, discharge the

owner and adjudge the other person guilty of the offence charged against the owner, and impose on that other person any penalty that it could have imposed on the owner.

15. Where a vehicle is left on University land for more than 28 days, it shall be deemed to be abandoned.
16. (1) Subject to sub-paragraph (4), instead of proceeding by complaint in respect of a parking offence, a person authorised by the Council to do so may proceed by the alternative procedure provided in this paragraph.
- (2) A person authorised by the Council to do so may affix a notice to a vehicle which is parked on University land contrary to the by-laws. The notice is to show the date and time and will require the owner to pay to the University within 14 days the applicable fine.
- (3) Where a notice is affixed to a vehicle pursuant to the provisions of sub-paragraph (2) and the owner does not pay to the University within 14 days the amount prescribed as payable for the contravention in respect of which the notice was issued, an officer authorised by the Council to do so may proceed against the owner by complaint for the parking offence.
- (4) An amount payable pursuant to a notice under sub-paragraph (2) may be paid to, and shall be accepted by, the University, at any time before a complaint for the parking offence in respect of which the notice was issued is called on for hearing in the court, but if it is paid:
- a. after the 14 days referred to in sub-paragraph (2) and before the filing of the complaint; or
  - b. after the filing of the complaint;
- the amount payable shall, in each case, increase to the applicable increased fine. Warning of this is to be included in the notice referred to in paragraph 16(2).
- (5) If an owner of a vehicle who did not park the vehicle at the relevant time, and who did not proceed under paragraph 14c.:
- a. pays a fine imposed for a parking offence; or
  - b. pays to the University the amount required to satisfy his or her liability on a notice issued under sub-paragraph (2),
- the owner may recover the amount paid, and any costs imposed by the court, from the person who parked the vehicle at the relevant time.
- (6) An amount recoverable by the owner under sub-clause (5) may be recovered as a debt in a court of competent jurisdiction.
- (7) Where the University is paid the amount which is necessary to discharge the liability of a person specified on a notice issued under sub-paragraph (2), that payment is a bar to subsequent proceedings for the parking offence in respect of which the notice

was issued.

- (8) A person other than a person in charge of a vehicle, must not move, remove, deface, obscure, or damage a notice affixed to the vehicle pursuant to sub-paragraph (2).

### **Removal and impounding of vehicles**

17. (1) An authorised officer may remove or impound, or cause to be removed or impounded a vehicle parked:
- a. in an area in which the parking of vehicles is not permitted under these by-laws,
  - b. in a manner which may cause injury to persons or damage to property, including another vehicle, or
  - c. in contravention of these by-laws.
- (2) The authorised officer shall ensure that any vehicle so impounded is kept in a secure manner until released.
- (3) An owner of an impounded vehicle may obtain release of that vehicle after payment of:
- (i) the cost of removal not exceeding 2 penalty units
  - (ii) the sum of \$15 for each day or part of a day for which the vehicle was impounded.
- (4) If a vehicle removed and impounded under this section is not claimed within 14 days of removal from university land, the University shall take reasonable steps to ascertain the last known address of a person who is an owner and shall inform that owner, by letter to that address, that if he or she does not, within 14 days of the date of the letter, claim the vehicle and pay the amounts prescribed in sub-paragraph (3), the University will proceed to sell or otherwise dispose of the vehicle.
- (5) The University may sell or otherwise dispose of a vehicle if:
- a. an owner makes no claim on a vehicle after the provisions of sub-paragraph (4) have been followed or
  - b. the owner makes claim to the vehicle, either on receipt of the letter referred to in sub-paragraph (4), or otherwise, but does not pay to the University the costs referred to in sub-paragraph (4) within 5 weeks of the removal of the vehicle from University land.
- (6) The proceeds from the sale of any vehicle shall be applied in the first instance to paying the sums which the owner would have been required to pay if the vehicle had been redeemed on the date of sale. Any balance remaining shall be paid to the owner.

## **PART IV – MISCELLANEOUS**

### **Delegation of powers by Council**

18. The Council may delegate all or any of its powers under these by-laws (with the exception of the power to amend or repeal these by-laws or to make new by-laws) to a committee of the Council and any determinations made or actions taken by such a committee have the same force and effect as if they were made or taken by the Council.

18A Where the Council delegates any power to a committee of the Council such power shall be capable of being exercised by resolution adopted by the committee and any vacancy in the membership of the committee or the lack of notice to any member of the committee of the meeting at which the resolution is adopted, or the business to be transacted there at, shall not invalidate such resolution.

### **Powers of authorised officers**

19. (1) Where under these by-laws any power or right may be exercised by an authorised officer, or any act is authorised or required to be done by or in respect of an authorised officer that power may be exercised by, and that act may be done by or in respect of:
- a. an officer of the University or some other person authorised in writing by the University in that behalf; or
  - b. a person belonging to a class of persons where the persons who are members of that class of persons from time to time have been authorised by the University in that behalf.
- (2) An authorised officer:
- a. in respect of a person whom he or she believes on reasonable grounds to have committed a breach of these by-laws or that their presence on University lands presents a risk to the safety or health or wellbeing of another person on University land, may request the person to give his or her name and address to the authorised officer; and
  - b. where a person fails to comply with a request made pursuant to sub-paragraph (2)a. may direct the person to give his or her name and address to the authorised officer; and
  - c. may request that the person referred to in sub-paragraph (2)a. leave University land; and
  - d. where a person fails to comply with a request made pursuant to sub-paragraph (2)c. may direct the person to leave University land; and
  - e. where a person fails to leave after a request made pursuant to sub-paragraph (2)c. or a direction made pursuant to sub-paragraph (2)d, university security personnel may request police remove the person from University land.
- (3) A person to whom a request is made pursuant to sub-paragraph (2)a. or (2)c. shall forthwith comply with that request.
- (4) A person to whom a request is made pursuant to sub-paragraph (2)a. or a direction is made pursuant to sub-paragraph (2)b. must not in purported compliance with the request or direction, state a false name or address.
- (5) A person who complies with a direction to leave University land or who is removed from University land must not return to University land unless and until provided with advice from an authorised officer permitting them to do so.
- (6) Unless a person has had their right to enter University land reinstated by an authorised officer, the failure to leave University land or the entry or attempted entry onto University land by a person after being directed to leave University land or being removed from University land may be reported by police and the person

may be proceeded against for trespass.

**Offences**

20. A person who contravenes or fails to comply with a provision of these by-laws that is applicable to that person, or who contravenes or fails to comply with any direction to that person given pursuant to these by-laws, is guilty of an offence. An offence includes a parking offence

**Penalties**

21. A person who commits an offence against these by-laws is liable on summary conviction to a fine not exceeding five penalty units.

**Commencement**

22. The provisions of this by-law shall take effect on and from 27 August 1993.

REPEALED

**SCHEDULE - Parking Fines**

<b>HOBART</b>		<b>Initial Fine</b>	<b>After 14 days 16(4)(a)</b>	<b>After complaint 16(4)(b)</b>	<b>By-Law</b>
VOUCHER AREA	No Voucher	\$ 25.00	\$ 35.00	\$ 80.00	12 (3)
	Expired Voucher	\$ 20.00	\$ 35.00	\$ 80.00	12 (5)
PERMIT AREA	Vehicle not Parked within Space	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) (d) or (e)
	Permit Zone	\$ 50.00	\$ 50.00	\$ 85.00	10 (3)
	Reserved Parking Zone	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) b
	UTAS Service Zone	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) b
	Vehicle not Parked within Space Access Zone	\$ 50.00 \$ 80.00	\$ 50.00 \$ 80.00	\$ 85.00 \$ 115.00	or (e) 10 (3)
TIME ZONE	Exceed Time	\$ 35.00	\$ 35.00	\$ 70.00	9 (3) c
NO STOPPING	No Stopping Zone	\$ 80.00	\$ 80.00	\$ 115.00	9 (3) a
	Yellow Lines	\$ 80.00	\$ 80.00	\$ 115.00	9 (3) a
	Clearway	\$ 80.00	\$ 80.00	\$ 115.00	9 (3) a
	Obstructing Traffic	\$ 80.00	\$ 80.00	\$ 115.00	8 (7)
	Pedestrian Zone	\$ 80.00	\$ 80.00	\$ 115.00	8 (7)
	Non Designated Parking Space	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) a
<b>LAUNCESTON</b>		<b>Initial Fine</b>	<b>After 14 days 16(4)(a)</b>	<b>After complaint 16(4)(b)</b>	<b>UTAS By- Law</b>
VOUCHER AREA	No Voucher	\$ 25.00	\$ 35.00	\$ 80.00	12 (3)
	Expired Voucher	\$ 20.00	\$ 35.00	\$ 80.00	12 (5)
	Vehicle not Parked within Space	\$ 50.00	\$ 55.00	\$ 85.00	9 (3) (d) or (e)
PERMIT AREA	Permit Zone	\$ 50.00	\$ 50.00	\$ 85.00	10 (3)
	Reserved Parking Zone	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) b
	UTAS Service Zone	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) b
	Vehicle not Parked within Space	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) (d) or (e)
	Access Zone	\$ 80.00	\$ 80.00	\$ 115.00	10 (3)
TIMED ZONE	Exceed Time	\$ 35.00	\$ 35.00	\$ 70.00	9 (3) c
NO STOPPING	No Stopping Zone	\$ 80.00	\$ 80.00	\$ 115.00	9 (3) a
	Yellow Lines	\$ 80.00	\$ 80.00	\$ 115.00	9 (3) a
	Clearway	\$ 80.00	\$ 80.00	\$ 115.00	9 (3) a
	Obstructing Traffic	\$ 80.00	\$ 80.00	\$ 115.00	8 (7)
	Pedestrian Zone	\$ 80.00	\$ 80.00	\$ 115.00	8 (7)
	Non Designated Parking Space	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) a

<b>BURNIE</b>		<b>Initial Fine</b>	<b>After 14 days</b>	<b>On Summons</b>	<b>UTAS By-Law</b>
<b>VOUCHER</b>					
<b>AREA</b>	No Voucher	\$ 25.00	\$ 35.00	\$ 80.00	12 (3)
	Expired Voucher	\$ 20.00	\$ 35.00	\$ 80.00	12 (5)
	Vehicle not Parked within Space	\$ 50.00	\$ 55.00	\$ 85.00	9 (3) (d) or (e)
<b>PERMIT AREA</b>	Permit Zone	\$ 50.00	\$ 50.00	\$ 85.00	10 (3)
	Reserved Parking Zone	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) b
	UTAS Service Zone	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) b
	Vehicle not Parked within Space	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) (d) or (e)
	Access Zone	\$ 80.00	\$ 80.00	\$ 115.00	10 (3)
<b>TIMED ZONE</b>	Exceed Time	\$ 35.00	\$ 35.00	\$ 70.00	9 (3) c
<b>NO STOPPING</b>	No Stopping Zone	\$ 80.00	\$ 80.00	\$ 115.00	9 (3) a
	Yellow Lines	\$ 80.00	\$ 80.00	\$ 115.00	9 (3) a
	Clearway	\$ 80.00	\$ 80.00	\$ 115.00	9 (3) a
	Obstructing Traffic	\$ 80.00	\$ 80.00	\$ 115.00	8 (7)
	Pedestrian Zone	\$ 80.00	\$ 80.00	\$ 115.00	8 (7)
	Non Designated Parking Space	\$ 50.00	\$ 50.00	\$ 85.00	9 (3) a

**First made by Council on 27 August 1993.**

**Amended by Council on 28 August 2020 (amendments commenced 25 September 2020)**