

**DRAFT UNLAWFUL PUBLIC ENTERTAINMENTS
(JERSEY) REGULATIONS 199**

**Lodged au Greffe on 23rd May 1995
by the Defence Committee**



STATES OF JERSEY

STATES GREFFE

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Explanatory Note

These Regulations prevent the holding of so-called "raves" by making it an offence, in addition to customary law offences, to organize a public entertainment which is held without the permission of the Bailiff.

The Regulations replace the Unlawful Public Entertainments (Jersey) Regulations 1992 which expire on 7th July 1995, and will remain in force for a further three years.

**UNLAWFUL PUBLIC ENTERTAINMENTS
(JERSEY) REGULATIONS 1995**

(*Promulgated on the day of 199*)

STATES OF JERSEY

The day of 199

THE STATES, by virtue and in exercise of the powers conferred on them by the Order in Council of the fourteenth day of April 1884,¹ have made the following Regulations -

Interpretation

1.-(1) In these Regulations, unless the context otherwise requires -

“police officer” means a member of the honorary police force or the States of Jersey Police Force; and

“unlawful public entertainment” has the meaning given by paragraph (2) of Regulation 2.

(2) A reference in these Regulations to a Regulation by number only and without further identification is a reference to the Regulation of that number in these Regulations.

Organizing an unlawful public entertainment an offence

2.-(1) Any person who organizes or is otherwise concerned in providing an unlawful public entertainment is guilty of an offence and liable to a fine or to imprisonment for a term not exceeding six months or to both.

¹ Recueil des Lois, Tomes IV-VI, page 46.

(2) For the purposes of this Regulation, a public entertainment is unlawful if it is held without the permission of the Bailiff.

Forfeiture on conviction

3.-(1) Subject to paragraph (2) of this Regulation, the court by or before which a person is convicted of an offence against Regulation 2 may, in addition to any other penalty which it imposes, order the forfeiture of anything which is shown to the satisfaction of the court -

- (a) to have been used in the course of committing the offence or in connection with its commission; or
- (b) to be the proceeds of that offence or to have been obtained by that person as a result of the offence.

(2) A court shall not order any property to be forfeited under this Regulation, where a person claiming to be the owner of or otherwise interested in it, applies to be heard by the court, unless an opportunity has been given to him to show cause why the order should not be made.

(3) Any property which is ordered to be forfeited under this Regulation may be dealt with or disposed of in such manner as the court may order, and any proceeds realized by such disposal shall be paid to the Treasurer of the States for the benefit of the annual income of the States.

Police powers of seizure

4.-(1) If a police officer reasonably believes that an offence against Regulation 2 has been committed, he may seize and detain anything which appears to him to be liable to forfeiture under Regulation 3.

(2) Nothing in this Regulation shall prejudice any power to seize or detain anything which is exercisable apart from this Regulation.

(3) Any person who intentionally obstructs or resists any police officer in the exercise of his powers under this Regulation shall be guilty of an offence and liable to a fine not exceeding level 2 on the standard scale.

Aiders and abettors, etc.

5. Any person who knowingly or wilfully aids, abets, counsels, procures or commands the commission of an offence against these Regulations shall be liable to be dealt with, tried and punished as a principal offender.

Saving of customary law

6. Nothing in these Regulations shall be taken as abolishing, modifying or prejudicing any offence against the customary law.

Citation and duration

7.-(1) These Regulations may be cited as the Unlawful Public Entertainments (Jersey) Regulations 1995.

(2) These Regulations shall come into force on the eighth day of July 1995 and shall remain in force for three years from that date.