



*Liquor Act 1992*

# **Liquor (Approval of Adult Entertainment Code) Regulation 2002**

**Reprinted as in force on 1 September 2002**

**Reprint No. 1<sup>\*</sup>**

**This reprint is prepared by  
the Office of the Queensland Parliamentary Counsel  
Warning—This reprint is not an authorised copy**

\* Minor differences in presentation between this reprint and another reprint with the same number are due to the conversion to new styles. The content has not changed.

# Information about this reprint

This regulation is reprinted as at 1 September 2002.

Minor editorial changes allowed under the provisions of the Reprints Act 1992 have been made to use aspects of format and printing style consistent with current drafting practice (s 35).

This page is specific to this reprint. A table of reprints is included in the endnotes.

**Also see endnotes for information about when provisions commenced.**

## **Dates shown on reprints**

**Reprints dated at last amendment** All reprints produced on or after 1 July 2002, hard copy and electronic, are dated as at the last date of amendment. Previously reprints were dated as at the date of publication. If a hard copy reprint is dated earlier than an electronic version published before 1 July 2002, it means the legislation was not further amended and the reprint date is the commencement of the last amendment.

If the date of a hard copy reprint is the same as the date shown for an electronic version previously published, it merely means that the electronic version was published before the hard copy version. Also, any revised edition of the previously published electronic version will have the same date as that version.

**Replacement reprint date** If the date of a hard copy reprint is the same as the date shown on another hard copy reprint it means that one is the replacement of the other.



Queensland

# Liquor (Approval of Adult Entertainment Code) Regulation 2002

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## **Liquor (Approval of Adult Entertainment Code) Regulation 2002**

[reprinted as in force on 1 September 2002]

### **1 Short title**

This regulation may be cited as the *Liquor (Approval of Adult Entertainment Code) Regulation 2002*.

### **2 Commencement**

This regulation commences on 1 September 2002.

### **3 Approval of adult entertainment code**

- (1) For section 103E(5) of the Act, the code titled 'Adult Entertainment Code' and made by the chief executive and the commissioner is approved.<sup>1</sup>
- (2) A copy of the code is set out in the attachment.

### **4 Repeal of regulation**

The Liquor (Approval of Adult Entertainment Code) Regulation 2000 SL No. 73 is repealed.

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<sup>1</sup> A copy of the code is available at departmental offices throughout the State.

## **Attachment      Approved Code**

section 3

### **Adult Entertainment Code**

(Section 103E *Liquor Act 1992*)

#### **Interpretation**

- 1 ***Adult entertainer***, this is the person performing an act of an explicit sexual nature (adult entertainment), as live entertainment that may be performed for an audience, on licensed premises or premises to which a general purpose permit or restricted club permit relates under an adult entertainment permit.
- 2 ***Adult entertainment*** does not include the performance of sexual intercourse, masturbation, or oral sex.
- 3 ***Adult entertainment permit*** means an adult entertainment permit granted under the *Liquor Act 1992* and in force.
- 4 ***Code***, this is the *Code* for adult entertainment referred to in section 103E of the *Liquor Act 1992*. This Code prescribes the live entertainment that may be performed for an audience, by a person performing an act of an explicit sexual nature (adult entertainment), on licensed premises or premises to which a general purpose permit or restricted club permit relates under an adult entertainment permit.<sup>2</sup>
- 5 ***Genitalia*** is not defined in the *Liquor Act 1992*, *Prostitution Act 1999* or Criminal Code therefore it is presumed to have its ordinary meaning. For the purpose of this Code, it includes the penis, scrotum, testicles and vagina.

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2 Any entertainment of an explicit sexual nature that is performed at licensed premises without an adult entertainment permit may be subject to prosecution, if the entertainment is of such a nature as to constitute a criminal offence.

Attachment (continued)

- 6 ***Masturbation*** is not defined in the *Liquor Act 1992*, *Prostitution Act 1999* or Criminal Code therefore it is presumed to have its ordinary meaning. Sexual stimulation not involving intercourse; sexual self-gratification; onanism ((1997) *The Macquarie Dictionary*, 3rd ed, The Macquarie Library Pty Ltd, NSW, Australia).
- 7 ***Object*** includes an animal.
- 8 ***Oral sex*** means the bringing into contact of any part of the genitalia or anus of a person with any part of the mouth of another person.
- 9 ***Penis*** includes a surgically constructed penis.
- 10 ***Sexual intercourse*** includes either or both of the following activities—
  - a) the penetration, to any extent, of the vagina, vulva or anus of a person by any part of the body of another person;
  - b) the penetration, to any extent, of the vagina, vulva or anus of a person, carried out by another person using an object.
- 11 ***Vagina*** includes the external genitalia, and a surgically constructed vagina.

**Code's relationship with Acts**

- 12 This Code is to be read and construed with the Criminal Code, *Prostitution Act 1999*, *Prostitution Regulation 2000*, *Liquor Act 1992* and *Liquor Regulation 2002*.
- 13 To the state of any inconsistency between this Code and the *Liquor Act 1992* or *Liquor Regulation 2002*, *Prostitution Act 1999* or *Prostitution Regulation 2000* or Criminal Code, those enactments shall prevail over the Adult Entertainment Code.

Attachment (continued)

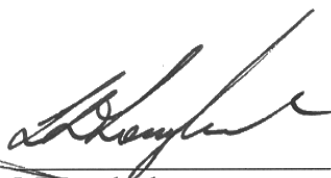
**The prescribed behaviour for adult entertainment**

- 14 The prescribed behaviour for the purposes of section 103E of the *Liquor Act 1992* is an act of an explicit sexual nature but does not include an adult entertainer:
- participating in sexual intercourse, masturbation or oral sex;
  - touching the genitalia or anus of another person;
  - allowing another person to touch the adult entertainer's genitalia or anus;
  - allowing penetration, to any extent, of the vagina, vulva or anus, either by any part of the body or by an object;
  - placing his or her face in the close proximity of the genitalia or anus of another person;
  - allowing an audience member to put his or her face in the close proximity of the genitalia or anus of the adult entertainer;
  - soliciting any person for the purposes of prostitution.



R Atkinson  
**Commissioner**  
**Queensland Police Service**

26 August 2002



L D Longland  
**Acting Chief Executive**  
**Department of Tourism, Racing**  
**and Fair Trading**

26 August 2002

## Endnotes

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### 2 Date to which amendments incorporated

This is the reprint date mentioned in the Reprints Act 1992, section 5(c). However, no amendments have commenced operation on or before that day. Future amendments of the Liquor (Approval of Adult Entertainment Code) Regulation 2002 may be made in accordance with this reprint under the Reprints Act 1992, section 49.

### 3 Key

#### Key to abbreviations in list of legislation and annotations

Key	Explanation	Key	Explanation
AIA	= Acts Interpretation Act 1954	(prev)	= previously
amd	= amended	proc	= proclamation
amdt	= amendment	prov	= provision
ch	= chapter	pt	= part
def	= definition	pubd	= published
div	= division	R[X]	= Reprint No.[X]
exp	= expires/expired	RA	= Reprints Act 1992
gaz	= gazette	reloc	= relocated
hdg	= heading	renum	= renumbered
ins	= inserted	rep	= repealed
lap	= lapsed	(retro)	= retrospectively
notfd	= notified	rv	= revised edition
o in c	= order in council	s	= section
om	= omitted	sch	= schedule
orig	= original	sdiv	= subdivision
p	= page	SIA	= Statutory Instruments Act 1992
para	= paragraph	SIR	= Statutory Instruments Regulation 2002
prec	= preceding	SL	= subordinate legislation
pres	= present	sub	= substituted
prev	= previous	unnum	= unnumbered

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## 4 Table of reprints

Reprints are issued for both future and past effective dates. For the most up-to-date table of reprints, see the reprint with the latest effective date.

If a reprint number includes a letter of the alphabet, the reprint was released in unauthorised, electronic form only.

Reprint No.	Amendments included	Effective	Notes
1	none	1 September 2002	

## 5 List of legislation

### **Liquor (Approval of Adult Entertainment Code) Regulation 2002 SL No. 229**

made by the Governor in Council on 29 August 2002

notfd gaz 30 August 2002 pp 1557–61

ss 1–2 commenced on date of notification

remaining provisions commenced 1 September 2002 (see s 2)

exp 1 September 2012 (see SIA s 54)

Note—The expiry date may have changed since this reprint was published. See the latest reprint of the SIR for any change.