



BANNING NOTICES

Shopping centre management, staff and security guards can issue banning notices that may stop persons from being in certain places.

Individuals can be banned from a place as long as the ban does not break the anti-discrimination laws. Businesses have the right to exclude whoever they want from their private property. A banning notice should be issued to an individual in writing.

There are no rules on how long the ban can be for.

A business owner can only ban someone from their own property. It is unlawful to ban a person from being in a public place.

Failing to comply with a Banning Notice can lead to a person being charged by the police with Trespass.

Police response to banning notices

The response to the banning notice can vary from policing districts but ultimately allows police to consider a charge of trespass. If you are not satisfied with the police response, you should liaise directly with the Officer In Charge of your local Police or the District Office. You will need to provide details of each incident so that it can be properly examined.

The act of issuing a banning notice can also be challenging and confrontational. If the situation exists whereby you require police attendance due to violence or threatening behaviour you should call for police attendance (131 444). If this situation presents itself, then a banning notice can be served by you at this time in the presence of the attending officers.

NOTICE OF TEMPORARY EXCLUSION
FROM **SHOPPING CENTRE.**

EXCLUDED PERSON'S DETAILS:

Surname:

Given Name(s):

Address:

Suburb/Town:

Date of Birth:

Date/Time of Incident:

Reason for Exclusion:

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First Offence

Repeat Offender

Duration of Exclusion: From To

Note: By giving this notice the owners of this Shopping Centre temporarily withdraw your implied right to enter upon the premises for the period of this exclusion notice. If you enter Shopping Centre during the period of this exclusion you may be subject to prosecution as a trespasser.

Authorised Name

Authorised Signature

Excluded Persons Name

Excluded Persons Signature

Attending Police Officers Name

Attending Police Officers Signature

This factsheet contains general guidelines for increasing security of your business and/or workplace. No responsibility is accepted for any damage, injury or loss resulting from application of these guidelines.