

Table of Public Spaces (Unattended Property) Act 2021 offences referenced against the former Impounding Act 1993

Impounding Act reference	Public Spaces (Unattended Property) Act Provision	Penalty notice – individual	Penalty notice – body corporate	Maximum penalty – court imposed
Section 13(6) Section 14	Section 24(1) – occupier of private land failing to take prescribed action	N/A	N/A	25 penalty units
N/A (new)	Section 28(4) – responsible person failing to comply with written notice (a) for an individual (b) for a body corporate	See below	See below	(a) 50 penalty units (b) 125 penalty units
N/A (new)	Section 28(4) – penalty notices for an animal for a class 1 item for a class 2 item for a class 3 item	\$1,320 \$660 \$1,320 \$1,320	\$2,640 \$1,320 \$2,640 \$2,640	
Section 32(1)	Section 37(1) – leaving an item unattended in a public place (a) for an individual (i) for a class 3 item (ii) for a class 2 item (A) for the first class 2 item (B) for each additional class 2 item, in the same public place or circumstance (iii) otherwise (b) for a body corporate	See below	See below	(a) (i) 25 penalty units for each day, or part there of day, but not more than a maximum of 75 penalty units (ii) (A) 25 penalty units (B) 5 penalty units, but not more than a maximum of 50 penalty units (iii) 25 penalty units (b) 125 penalty units

Impounding Act reference	Public Spaces (Unattended Property) Act Provision	Penalty notice – individual	Penalty notice – body corporate	Maximum penalty – court imposed
Section 32(1)	Section 37(1) – penalty notices for a class 1 item for a class 2 item, not in the same public place or circumstance as another class 2 item for 2-11 class 2 items, in the same public place or circumstance for a class 3 item	\$330 \$660 for the first item – \$660, and for each additional item – \$66 \$660	\$660 \$1,320 for the first item – \$1,320, and for each additional item – \$132 \$1,320	
Section 32(2)	Section 37(2) – leaving an animal unattended in a public place, including penalty notices (a) for the first animal (b) for each additional animal in the same public place	See below	See below	(a) 25 penalty units (b) 5 penalty units, but not more than a maximum of 50 penalty units
Section 32(2)	Section 37(2) – penalty notices for leaving a single animal in a public place for 2-11 animals in the same public place	\$660 for the first animal – \$660, and for each additional animal – \$66	\$660 for the first animal – \$660, and for each additional animal – \$66	

Impounding Act reference	Public Spaces (Unattended Property) Act Provision	Penalty notice – individual	Penalty notice – body corporate	Maximum penalty – court imposed
N/A (new)	<p>Section 38 – recklessly or negligently leaving item unattended in certain circumstances</p> <p>(a) for an individual</p> <p>(i) for a class 3 item</p> <p>(ii) for a class 2 item</p> <p>(A) for the first class 2 item</p> <p>(B) for each additional class 2 item</p> <p>(iii) otherwise</p> <p>(b) for a body corporate</p>	N/A	N/A	<p>(a)</p> <p>(i) 50 penalty units for each day, or part there of day, but not more than a maximum of 150 penalty units</p> <p>(ii)</p> <p>(A) 50 penalty units</p> <p>(B) 10 penalty units, but not more than a maximum of 100 penalty units</p> <p>(iii) 50 penalty units</p> <p>(b) 250 penalty units</p>
Section 33	<p>Section 40(1) – causing or permitting animal to trespass</p> <p>(a) for the first animal</p> <p>(b) for each additional animal</p>	See below	See below	<p>(a) 25 penalty units</p> <p>(b) 5 penalty units, but not more than a maximum of 50 penalty units</p>
Section 33	<p>Section 40(1) – penalty notices for a single animal on private land without permission</p> <p>for 2-11 animals on the same private land without permission</p>	<p>\$660</p> <p>for the first animal – \$660, and for each additional animal – \$66</p>	<p>\$660</p> <p>for the first animal – \$660, and for each additional animal – \$66</p>	
Section 34	Section 41(1) – unlawfully recovering property	N/A	N/A	50 penalty units

Impounding Act reference	Public Spaces (Unattended Property) Act Provision	Penalty notice — individual	Penalty notice — body corporate	Maximum penalty — court imposed
N/A (new)	Section 42(3) — failing to recover property as required (a) for an individual (b) for a body corporate	See below	See below	(a) 25 penalty units (b) 125 penalty units
N/A (new)	Section 42(3) — penalty notices for an animal for a class 1 item for a class 2 item for a class 3 item	\$660 \$330 \$660 \$660	\$1,320 \$660 \$1,320 \$1,320	
Section 35	Section 43 — obstructing authorised officer	N/A	N/A	100 penalty units