

POLICE OFFENCES.

No. 58 of 1957.

AN ACT to amend the *Police Offences Act 1935*.
[6 December 1957.]

BE it enacted by His Excellency the Governor of Tasmania, by and with the advice and consent of the Legislative Council and House of Assembly, in Parliament assembled, as follows:—

Short title
and citation.

1—(1) This Act may be cited as the *Police Offences Act 1957*.

(2) The *Police Offences Act 1935*, as subsequently amended, is in this Act referred to as the Principal Act.

2 Section forty-two of the Principal Act is repealed and the following section is substituted therefor:—

Taking or
using animal,
vessel, or
vehicle with-
out owner's
consent.

“42 No person shall take, use, or work any animal, vessel, or vehicle (not being a motor vehicle within the meaning of the *Traffic Act 1925*) that is the property of any other person, without the consent of the owner of the animal, vessel, or vehicle or of the person who is in lawful possession thereof.

Penalty: For a first offence, twenty-five pounds; for a subsequent offence, fifty pounds or six months' imprisonment.”

Finding
property.

3 Section forty-three of the Principal Act is amended by adding at the end thereof the following subsection:—

“(7) Nothing in subsection (6) of this section applies to property that is found by a police officer, and all property so found shall, at the expiration of the six months referred to in that subsection, be sold and disposed of as a justice may direct, and the proceeds of the sale shall be paid into the Consolidated Revenue.”

4 Section forty-four of the Principal Act is repealed and the following section is substituted therefor:—

Bogus
advertisements.

Cf. No. 40,
1900
(N.S.W.),
s. 545A.

“44—(1) No person shall tender for insertion, or cause to be inserted, in a newspaper a bogus advertisement, knowing it to be a bogus advertisement.

Penalty: Fifty pounds or three months' imprisonment.

“(2) No person, being the printer or publisher of a newspaper, having received from a person to whom or to whose affairs a bogus advertisement relates, or from a police officer, a request in writing within three months after the publication of the advertisement to furnish the name of the person who sent or delivered it for publication shall fail to furnish the name of the last-mentioned person in accordance with that request.

“(3) In this section—

‘Bogus advertisement’ means an advertisement or a notice that contains any material false statement or representation with respect to any birth, death, engagement, marriage, or employment, or with respect to any matter concerning any person, or the property of any person, other than the person who tenders the advertisement or notice for insertion, or causes it to be inserted, in a newspaper:

‘Newspaper’ means a newspaper as defined in the *Printers and Newspapers Act 1911*.”

5 Section forty-seven of the Principal Act is amended by adding at the end thereof the following definition:— Interpretation.

“ ‘Reliability trial’ means a competition that is held for the purpose of testing, or is designed to test, the ability of a driver or rider of a motor vehicle and the roadworthiness of a motor vehicle.”

6 Section forty-eight of the Principal Act is amended by inserting therein, after the word “race”, the words “or reliability trial”. No motor vehicle race to be held without a permit.

7 Section seventy-two of the Principal Act is amended by adding at the end thereof the following subsection:— Committal of certain offenders to an institution.

“(6) Subject to the provisions of any other Act that is applicable to any particular institution to which this section relates, the Governor may make regulations for or in respect of—

- I The conduct, management, and supervision of the institution: and
- II The detention, employment, correction, and restraint of persons detained in the institution under this section and the discharge of those persons therefrom.”

8—(1) The heading to Division I of Part VI of the Principal Act is amended by omitting therefrom the words “*False notices*” and substituting therefor the words “*Bogus advertisements and false notices*.” Consequential amendments.

(2) The heading to Division III of Part VI of the Principal Act is amended by adding at the end thereof the words “*and reliability trials*.”

(3) Section forty-nine of the Principal Act is amended—

- (a) by inserting in subsection (1), after the word “race” (first occurring), the words “or reliability trial”; and
- (b) by inserting in paragraph I of that subsection and in subsection (2), after the word “race” (wherever occurring), the words “or trial”.