

T A S M A N I A



1865.

ANNO VICESIMO-NONO

VICTORIÆ REGINÆ,

No. 9.



AN ACT to provide for the Appointment and Regulation of the Police of the Colony of *Tasmania*. [29 September, 1865.]

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:—

Construction.

1 In the construction and for the purposes of this Act, and of all proceedings under this Act, the following words shall have the meanings hereunder assigned to them, unless there is something in the context of the Act repugnant to such construction:—

“Municipality” shall mean and include the City of *Hobart Town* and the Town of *Launceston*, and every Municipality now created or which may hereafter be created in accordance with *The Rural Municipalities Act, 1865*. “Municipality.”

“Mayor” shall mean and include the Mayor of the City of *Hobart Town*, and the Mayor of the Town of *Launceston*, and also the Warden of every Municipality. “Mayor.”

“Aldermen” shall embrace and include not only the Aldermen of the said City and Town respectively, but also the Councillors of every Municipality. “Aldermen.”

*Police Regulation.**Control of Municipal Police Force.*

Control of Police Force vested in Municipal Councils.

2 The Municipal Council of each Municipality shall have the charge and control of the Police Force of such Municipality, subject to the provisions of this Act.

Inspector of Police.

Governor may appoint Inspector of Police.

3 It shall be lawful for the Governor with the advice of the Executive Council, from time to time, to appoint a fit and proper person as and to be the Inspector of Police, and such Officer from time to time to remove.

Present Officers, &c. continued in Office.

Existing Officers of Police and Constables continued in Office.

4 The Inspector of Police, and all Officers of Police, and Special and other Constables who are in office when this Act comes into force, shall be deemed to have been duly appointed under and by virtue of the provisions hereof.

Powers, &c. of Officers appointed under this Act.

Powers of District Constables vested in Officers appointed under this Act.

5 All powers and authority by law vested in or exercisable by any Chief Constable, Chief District Constable, or District Constable, shall be vested in and exercisable by any Officer of Police superior to a Sergeant appointed under this Act.

Rules for Government of Force.

Rules for the government of the Police to be made by the Inspector.

6 Inasmuch as it is desirable that the Rules for the government, organisation, clothing, accoutrements, and necessaries of all Constables throughout the Colony should be uniform as nearly as may be, such Rules shall be from time to time made by the Inspector of Police, but not so as to increase the number of men proposed to be appointed under this Act, and a copy of the Rules so made shall be sent to the Mayor of each Municipality; and it shall be lawful for the Inspector, upon the representation of the Municipal Council of any Municipality setting forth any special reasons, to amend or add to such Rules so as to make them applicable to the special circumstances of such Municipality; and all such Rules shall be binding on such Municipal Council and on all persons whom they may concern: Provided, that all such Rules shall be confirmed by the Governor in Council; and copies of such Rules shall be laid before both Houses of the Parliament of *Tasmania* within Fourteen days after the making thereof if Parliament is then sitting, and if Parliament is not sitting, then within Fourteen days after the next meeting of Parliament.

Inspection of Police Force.

Inspector of Police to enquire into state and efficiency of Police and report thereupon.

7 The Inspector of Police shall from time to time visit and enquire into the state, efficiency, sufficiency, and distribution of the Police appointed for each Municipality, and also into the state, number, sufficiency, and distribution of the Police and Escort Stations, charge rooms, cells, or other premises occupied for the use of such Police, and whether the provisions of this Act are duly observed and carried into effect, and shall annually report generally upon such matters to the Colonial Secretary, and such reports shall be laid before Parliament by the Colonial Secretary.

*Police Regulation.**Offences by Constables, &c.*

8 Every Constable appointed under this Act who is guilty of any misconduct, neglect, or violation of duty in his office of Constable shall forfeit a penalty not exceeding Ten Pounds. Penalty on Constables for misconduct.

9 No Constable appointed under this Act shall be at liberty to resign his office, or withdraw himself from the duties thereof, unless he gives to the Inspector of Police, if appointed by him, or to the Mayor in case he is a Constable of a Municipality, One month's previous notice in writing of his intention; and every Constable who so resigns or withdraws himself without such leave or notice shall be liable to forfeit all arrears of pay then due to him, or to a penalty not exceeding Five Pounds. Constables not to resign without leave or notice.

10 Every Constable appointed under this Act who is dismissed from or ceases to hold and exercise his office, and who does not forthwith deliver over all the clothing, accoutrements, appointments, and other necessaries which may have been supplied to him for the execution of his duty to the Superintendent, or satisfactorily account for the non-delivery thereof, shall be liable, on conviction before any Two or more Justices, to imprisonment with or without hard labour, for any time not exceeding One month; and any Justice is hereby authorised to issue his warrant to search for and seize all the clothing, accoutrements, appointments, and other necessaries not delivered over, wherever the same may be found. Constables dismissed to deliver up accoutrements, &c.

11 Every person, not being a Constable, who has in his possession any article being part of the clothing, accoutrements, or appointments supplied to any Constable appointed under this Act, and who is not able satisfactorily to account for his possession thereof, or who puts on the dress or takes the name, designation, or character of a Constable, for the purpose of thereby obtaining admission into any house or other place, or of doing or procuring to be done any act which such person would not be entitled to do or procure to be done of his own authority, or for any other unlawful purpose, shall, in addition to any other punishment to which he may be liable for such offence, forfeit a penalty not exceeding Ten Pounds. Penalty on unlawful possession of accoutrements or assuming dress of Constables.

12 If any person gives, or offers or promises to give, any bribe, recompense, or reward to, or makes any collusive agreement with, any Constable appointed under this Act to induce him in any way to neglect his duty, or to conceal or connive at any act whereby any law or any rule made under this Act may be infringed or evaded, he shall for every such offence, whether such bribe, recompense or reward, or offer, promise or agreement is accepted or performed or not, forfeit a penalty not exceeding Fifty Pounds. Penalty for bribing Constable.

13 If any holder of a Public-house licence or other person knowingly harbours or entertains any Constable appointed under this Act, or permits such Constable to abide or remain in his house, shop, room, or other place during any part of the time appointed for his being on duty unless for the purpose of quelling any disturbance, or restoring order, or otherwise in the execution of his duty, every such holder of a Public-house licence or other person shall forfeit a penalty not exceeding Five Pounds. Penalty for harbouring any Constable while on duty.

14 If any person assaults or resists any Constable in the execution of his duty, or any person at the time lawfully acting in aid of such Penalty for assaulting or

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resisting Constables.

Constable, or aids or incites any person so to assault or resist any Constable as aforesaid, every such offender shall forfeit and pay a penalty not exceeding Ten Pounds; and shall also pay the amount of any damage caused by such assault or resistance to the clothes or apparel of such Constable or any person lawfully aiding such Constable as aforesaid.

Police Records and Returns.

Police to make Returns, &c. to the Inspector.

15 The Mayor in each Municipality shall cause such books and records of crimes and offences and other matters relating to the Police to be kept, and also furnish the Inspector with such returns and information relating thereto, as may from time to time be prescribed by regulations to be made by the Governor in Council.

Appointment and Regulation of Police in Districts not Municipalities.

Inspector to appoint, &c. Police in Districts which are not Municipalities.

16 In every Police or Municipal District which is not a Municipality the Inspector of Police may (subject to the approval of the Governor) appoint a sufficient number of Constables, and may regulate, suspend, and dismiss such Constables; and such Constables shall be duly sworn in the manner prescribed by this Act, and shall be deemed to be Constables appointed under this Act.

Appointment and Regulation of Police Force in Municipalities.

Municipal Council to appoint a sufficient Police Force for the Municipality.

17 The Municipal Council of each Municipality is hereby empowered and required, from time to time, to appoint and maintain a sufficient number of fit and able men as Constables, for the preservation of the peace by day and by night, the prevention and detection of robberies, felonies, misdemeanors, and other offences, the protection of the Inhabitants, the security of property within such Municipality, and for the maintenance of general Police communication and uniform organisation throughout the Colony; and every such appointment may be made by the Mayor, subject to the approval of the Municipal Council.

Appointment of Police to be gazetted.

18 A notification of the appointment, resignation, and dismissal of all Officers of Police, and of all Constables in any Municipality, shall be forthwith published in the *Gazette*, under the hand of the Mayor of such Municipality.

Power to suspend and dismiss Constables.

19 The Mayor is hereby empowered at any time to suspend, and, subject to the approval of the Municipal Council, to dismiss, any such Constable who has been guilty of misconduct, or whom he thinks negligent in the execution of his duty, or otherwise unfit for the same; and during such suspension, or upon dismissal, all powers, authorities, and privileges of a Constable vested in the person suspended or dismissed shall cease.

Superintendent of Police to be appointed in each Municipality.

20 The Municipal Council of each Municipality is hereby empowered and required, from time to time, to appoint a fit person as and to be Superintendent of the Police Force within such Municipality, who shall be removeable by the Municipal Council at its discretion; and such Superintendent shall, subject to the lawful orders of the Municipal Council, and the Rules established for the government of the Force, have the immediate disposition, government, and superintendence of the Constables appointed under this Act.

Sub-Inspectors and Sergeants of Police to be ap-

21 The Municipal Council of each Municipality is hereby authorised from time to time to appoint as many of the Constables so appointed

Police Regulation.

as aforesaid as may be necessary as and to be Sub-Inspectors and Sergeants of the Police Force, who shall be subordinate to the Superintendent, and shall, besides their powers as Constables, have such authority over other Constables so appointed as may be assigned to them by the Municipal Council or by the Superintendent, subject to such Rules as aforesaid.

pointed by Municipal Council.

22 The Superintendent, Sub-Inspectors, Sergeants, and other Constables so appointed shall be sworn as Constables according to the form of the Oath in the Schedule (1) before the Mayor or some other Justice of the Peace; and all persons so appointed and sworn as Constables shall throughout the Colony have all such powers and privileges, and be liable to all such duties and responsibilities, as any Constable now has or hereafter may have in this Colony, and shall obey all such lawful commands as they may from time to time receive from the Mayor or any Justice of the Peace.

All Constables to be sworn in as such.

23 The Superintendent, Sub-Inspectors, Sergeants, and Constables so appointed shall be paid such salaries, wages, and allowances, and at such periods, as the Municipal Council from time to time appoints.

Salaries to Superintendent and other Constables.

24 In addition to the salary to be paid to the Superintendent, reasonable allowances may be made to him by the Municipal Council for extraordinary expenses necessarily incurred by him and by the Constables under his orders in the apprehension of offenders and otherwise in the execution of their duty, such expenses having been first examined, audited, and approved by the Municipal Council.

Allowances for necessary expenses incurred by Superintendent and other Constables in the execution of their duty.

Police Aid in cases of Riot, &c.

25 In case of any riot or civil commotion, or any anticipated riot or civil commotion, or in case of any bushrangers being at large, or in case of the perpetration of any serious crime, or in case of any other emergency arising in any Municipality, the Inspector of Police may order the attendance of the Police from any adjoining Municipality, with the consent of the Council thereof, to aid in quelling or repressing any disturbance, or in apprehending any offender; and the Inspector may, by direction of the Governor in any such case as aforesaid, assume the personal control and direction of such Police.

In case of emergency, Police from adjoining Municipality may be called up to aid in repressing riot, &c.

Escort of Prisoners.

26 Any person in the custody of the Police by virtue of any Warrant, and who, for the purpose of carrying such Warrant into execution, is forwarded to any Police or Escort Station in any Municipality, shall be received therein, and shall be escorted by the Police of such Municipality, either to the destination of such person as indicated by such Warrant, if the same is within such Municipality, or, if beyond the boundaries of such Municipality, then to the next Police or Escort Station in any adjoining Municipality or District on the way towards such destination, and so on from station to station till such person is transmitted to the destination so indicated by such Warrant.

Prisoners to be escorted through each Municipality by the Police of such Municipality.

27 If any Constable or other person having the charge of any such Police or Escort Station neglects or refuses to receive therein any person forwarded to such Station, in accordance with the provisions of this Act, every such Constable or person shall, for every such offence, forfeit and pay a sum not less than Five Pounds nor more than Twenty Pounds.

Penalty for not receiving prisoner at Escort Station.

Police Regulation.

No charge for
escort of Prisoners.

28 No charge, except for the maintenance of any person being so escorted, shall be made by any Municipality performing such Escort duty upon the Municipality for which such Escort duty was performed : Provided, that no charge either for escort or maintenance of any prisoner shall be made by or against the general Government.

Municipalities to
maintain Escort
Stations.

29 The Municipal Council of every Municipality shall establish, maintain, and keep up, within such Municipality, a sufficient number of Police and Escort Stations, for the purpose of providing for the Escort and transmission of persons in the custody of the Police through such Municipality, or to any place therein, and also for the maintenance of general Police communication and organisation throughout the Colony.

Municipalities in
certain cases to
contribute to
maintenance of
Escort Stations.

30 If any Police or Escort Station is established or maintained in any Municipality within Five miles of the boundary between such Municipality and any adjoining Municipality, then, in case the Police arrangements of such adjoining Municipality would be inefficient for the purpose of escorting persons in custody of the Police unless such Station was so maintained, the Municipal Council of such adjoining Municipality shall, from time to time, contribute and pay to the Treasurer of the Municipality maintaining such Station such annual sum as the said Municipal Councils of the said Municipalities agree upon ; and in case such Municipalities do not agree thereon, then such sum as the Inspector of Police may from time to time fix : Provided, that such sum shall in no case exceed one-half the annual cost of maintaining such Station : Provided also, that the Inspector of Police shall decide whether the Police of such adjoining Municipality would be inefficient for the purpose of such Escort as aforesaid, if such Station was not maintained.

Mode of recover-
ing sums due for
contribution to
Escort Stations.

31 Whenever the Inspector of Police fixes the sum to be contributed by any Municipality towards the expense of maintaining an Escort Station in any adjoining Municipality, the Inspector shall give a Certificate under his hand of the amount so fixed by him to the Mayor of the Municipality maintaining such Station ; and in case the adjoining Municipality fails to pay the amount so certified to be due, the same may be sued for and recovered in any Court of competent jurisdiction, and the production of such Certificate shall be conclusive proof of the said sum being so due.

Inspector may
make rules to
regulate the es-
cort of prisoners.

32 The Inspector of Police may from time to time make rules, not inconsistent with the provisions of this Act, for the regulation of the escort and transmission of Prisoners by the Police of any Municipality, and such Rules shall be binding on all persons whom they may concern.

Police to forward
Reports.

33 It shall be the duty of the Police in every Municipality to forward from Station to Station all Reports of Crimes and Despatches which may be delivered at any such Station for the purpose of transmission.

Rewards, Gratuities, and Superannuation Allowances.

Council may offer
rewards for
detection of crime.

34 It shall be lawful for the Municipal Council to offer and pay such rewards as it may see fit, out of the Municipal Fund, for the detection of any offence committed within the jurisdiction of such Council, or for the apprehension of the offender ; and such Council may, in case of any dispute arising as to the distribution of any such reward, decide how the same shall be distributed.

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35 It shall be lawful for the Municipal Council, if it thinks fit, either upon the recommendation of any Court of Justice or of the Superintendent, or otherwise, to award and pay to Constables such sums as may be so recommended, or as the Municipal Council thinks just and reasonable, out of the Municipal Fund, as rewards for extraordinary diligence and exertion, or as compensation for wounds or severe injuries received in the performance of their duty.

Rewards for extraordinary diligence and compensation for injuries may be made to Constables.

36 It shall be lawful for the Municipal Council, upon the recommendation of the Superintendent, if the Council thinks fit, to order that any of the Constables may be superannuated, and receive thereupon a yearly allowance out of the Municipal Fund, subject to the following conditions:—if the Constable has served with diligence and fidelity for Fifteen years and less than Twenty years, an annual sum not exceeding half his pay; if for Twenty years or upwards, an annual sum not exceeding two-thirds of his pay: Provided that, if he is under Sixty years of age, it shall not be lawful to grant any such allowance unless upon the certificate of the Superintendent that he is incapable from infirmity of mind or body to discharge the duties of his office; and that if any Constable is disabled by or from any wound or injury received in the actual execution of the duty of his office, it shall be lawful to grant him any allowance not more than the whole of his pay; and it shall also be lawful for the Municipal Council, if it thinks fit, upon the recommendation of the Superintendent, and upon his certifying that any Constable who has not served so long as Fifteen years is incapable from infirmity of mind or body to discharge the duties of his office, to order that such Constable shall receive such sum in gross as a gratuity upon his retirement as the Council thinks fit.

Rates of Superannuation allowance.

Gratuity.

37 It shall be lawful for the Municipal Council, if it thinks fit, to grant to any Superintendent on his ceasing to be such Superintendent an annual superannuation allowance out of the Municipal Fund, subject to the conditions contained in the preceding Section as to the period of service, and the proportionate amount of such allowance: Provided that no such allowance shall be granted to any Superintendent under Sixty years of age, unless the Council is satisfied that he is incapable from infirmity of mind or body to discharge the duties of his office; and it shall also be lawful for the Municipal Council, if it thinks fit, upon being satisfied that any Superintendent who has not served Fifteen years is incapable from infirmity of mind or body to discharge the duties of his office, to order that such Superintendent shall receive such sum in gross as a gratuity on his retirement as the Municipal Council thinks proper.

Superannuation allowance or gratuity to Superintendent.

38 Nothing in this Act contained shall be construed to entitle any Superintendent or other Constable absolutely to any superannuation allowance or gratuity, or to prevent him being dismissed without superannuation allowance or gratuity.

Constables not absolutely entitled to superannuation allowance.

39 Every person to whom any superannuation allowance is granted under this Act shall, at all times, when called upon, be liable to fill any office or situation under the Municipal Council for which he may in the opinion of the Municipal Council be eligible; and if he declines, when called upon so to do, to take upon himself such office or situation, and execute the duties thereof satisfactorily, being under the age of Sixty and in a competent state of health, he shall forfeit his right to the superannuation allowance granted to him in respect of former services.

Persons receiving superannuation allowance liable when called upon to take office.

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Superannuation allowance to decrease proportionately on new appointments.

40 In case any person enjoying any superannuation allowance under this Act is appointed to fill any office or situation under the Municipal Council, such allowance shall cease to be paid for any period subsequent to such appointment, if the annual profits of the office or situation to which he is appointed are equal to those of the office formerly held by him; and in case they are not equal to those of his former office, then no more of such superannuation allowance shall be paid to him than what with the salary of his new appointment is equal to that of his former office.

Special Constables.

Mayor and one Alderman, on being satisfied that disturbances exist or are apprehended, may appoint Special Constables.

41 In all cases where it appears to the satisfaction of the Mayor and one Alderman of any Municipality at least, that any tumult, riot, or felony has taken place or may reasonably be apprehended within such Municipality, or when any emergency arises, and such Mayor and Alderman are of opinion that the ordinary Police Force is not sufficient for the preservation of the peace, and for the protection of the Inhabitants, and the security of the property therein, then and in every such case the Mayor and one Alderman at least are hereby authorised to appoint, by precept in writing under their hands, so many as they think fit of the Inhabitants who are not legally exempt from serving the office of Constable residing within the Municipality, and also such other persons as may be willing to serve although exempt or not residing therein, to act as Special Constables for such time and in such manner as to the said Mayor and Alderman seems fit and necessary for the preservation of the public peace, and for the protection of the Inhabitants and the security of property within such Municipality; and every person so appointed a Special Constable shall, before acting as such, take an oath before the Mayor or any other Justice according to the form in the Schedule (2).

Penalty on Special Constable refusing to take the oath of office.

42 If any Inhabitant residing within a Municipality, being appointed a Special Constable who is not legally exempt from serving the office of Constable, neglects or refuses without sufficient cause or excuse to appear at the time and place for which he is summoned by the Mayor and one Alderman for the purpose of taking the said Oath, or refuses to take the said Oath when thereunto lawfully required by the Mayor and one Alderman, he shall forfeit a penalty not exceeding Five Pounds.

Penalty on Special Constable refusing to serve or guilty of disobedience of orders.

43 If any person being appointed and sworn a Special Constable as aforesaid, and being called upon to serve, neglects or refuses to act as such Special Constable, or to obey such lawful orders and directions as may be given to him for the performance of the duties of his office, he shall for every such offence forfeit a penalty not exceeding Five Pounds unless he shows to the satisfaction of the Justices adjudicating that he was prevented by sickness or such other unavoidable accident as in their judgment is a sufficient excuse.

Powers of Special Constables.

44 Every Special Constable appointed under this Act shall throughout the Colony have and exercise all such powers, authorities, and privileges, and be liable to all such duties and responsibilities, as any other Constable duly appointed now has or hereafter may have in this Colony.

Special Constables to be paid for their services.

45 Every Special Constable so appointed as aforesaid shall receive for his services such salary, wages, and allowances as the Municipal Council from time to time directs.

Police Regulation.

46 The like persons shall be deemed to be legally exempted from serving the office of Constable in this Colony as are legally exempt from serving such office in *England*.

Law of *England* to apply as to exemptions from serving as Constable.

Appropriation of Fines and Penalties in Municipalities.

47 In each Municipality all fines and penalties whatsoever imposed upon summary conviction before Justices of the Peace in respect of offences committed within the Municipality, and the fees incidental to summary proceedings before Justices of the Peace in respect of offences committed within the Municipality, shall be paid to the Treasurer of the Municipal Council, and shall be carried by him to the account of the Municipal Fund: Provided, however, that nothing herein contained shall deprive any informer of any moiety or share of any fine or penalty inflicted for any breach of any law relating to the General Revenue to which he may be entitled under any law now in force: Provided also, that nothing herein contained shall deprive the Governor of the power of remitting the whole or any portion of any fine or penalty, or the Municipal Council of the power of remitting the whole or any portion of any fine or penalty payable to the Treasurer of the Municipal Council.

All penalties on summary convictions to form part of the Municipal Fund.

Not to deprive informer of moiety.

48 The Municipal Council of each Municipality shall from time to time, at such periods as may be necessary, make and levy a Police Rate in like manner as any Municipal Rate is by law authorised to be made and levied by such Municipal Council, and all provisions by law relating to Rates made or levied by such Municipal Council shall be equally applicable to such Police Rate; and such Police Rate, for the purpose of making, levying, and collecting the same, shall be deemed to be a Municipal Rate; and all such Police Rates shall be paid into and shall form part of the Municipal Fund.

Police Rate to be made.

49 The salaries and allowances of the Superintendent and other Constables, and for the services of Special Constables, and all other expenses incurred in providing them with such clothing, accoutrements, and necessities as are allowed by the Rules and otherwise in putting this Act in execution, shall be paid by the Municipal Council out of the Municipal Fund.

Salaries and expenses to be paid out of Municipal Fund.

Mandamus.

50 The Municipal Council of each Municipality shall be compellable by the Supreme Court by *Mandamus* to maintain a sufficient Police Force, and also sufficient Police and escort Stations, charge-rooms, cells, locks-up, and other premises for the use of the Police in a state of efficiency for the preservation of the peace, the protection of the Inhabitants, and the security of the property within such Municipality, and for the maintenance of general Police communication throughout the Colony; and the report of the Inspector of Police, setting forth the insufficiency or inefficiency of such Force, or of the Stations or other buildings for the use of such Force, shall be a sufficient ground for the issue of a rule calling upon the Municipal Council to show cause why a *Mandamus* should not issue.

Mandamus to compel Municipal Council to maintain efficient Force.

Summary Procedure for Offences.

51 All offences against this Act, for which no other mode of proceeding is hereinbefore otherwise specially provided, shall be heard and

Summary procedure before Two Justices.

Police Regulation.

19 Vict. No. 8.
Appeal.
19 Vict. No. 10.

determined and all penalties shall be recovered in a summary way by and before any Two or more Justices of the Peace, in the mode prescribed by *The Magistrates Summary Procedure Act*; and any person aggrieved by any summary conviction may appeal therefrom in the mode prescribed by *The Appeals Regulation Act*.

Repeal of Acts.

Repeal of existing
Acts.

52 On and after the day on which this Act commences and takes effect the Acts and parts of Acts of Council and of the Parliament of *Tasmania* set forth in the Schedule (3) shall be repealed: Provided that such repeal shall not affect—

1. Anything done before this Act commences and takes effect:
2. Any liability accruing before this Act commences and takes effect.

Commencement of Act.

Commencement of
Act.

53 This Act shall commence and take effect on the Second day of *October*, 1865.

Short Title.

Short Title.

54 In referring to this Act it shall be sufficient to use the expression *The Police Regulation Act*, 1865.

SCHEDULE.

(1.)

Sect. 22.

CONSTABLE'S OATH.

I, *A.B.*, do swear that I will well and truly serve Our Sovereign Lady the Queen in the office of Constable for the Colony of *Tasmania*, without favour or affection, malice or ill-will; and that I will, to the best of my power, cause the peace to be kept and preserved, and prevent all offences against the persons and properties of Her Majesty's subjects; and that while I continue to hold the said office I will to the best of my ability, skill, and knowledge discharge all the duties thereof faithfully according to law. So help me God.

(2.)

Sect. 41.

SPECIAL CONSTABLE'S OATH.

I, *A.B.*, do swear that I will well and truly serve Our Sovereign Lady the Queen in the office of Special Constable for the [City of *Hobart Town*, or Municipality of *Oatlands*, as the case may be], without favour or affection, malice or ill-will; and that I will to the best of my power cause the peace to be kept and preserved, and prevent all offences against the persons and properties of Her Majesty's subjects; and that while I continue to hold the said office I will to the best of my ability, skill, and knowledge discharge all the duties thereof faithfully according to law. So help me God.

Police Regulation.

(3.)

ACTS TO BE REPEALED.

Sect. 52.

<i>Reference to Act.</i>	<i>Title of Act.</i>	<i>Extent of Repeal.</i>
2 Victoria, No. 22.	<i>An Act to regulate the Police in certain Towns and Ports within the Island of Van Diemen's Land and to make more effectual provision for the Preservation of the Peace and Good Order throughout the said Island and its Dependencies generally.</i>	Sections 49, 50, 58, & 59.
20 Victoria, No. 23.	<i>An Act to transfer certain Duties appertaining to the office of Chief Police Magistrate to other Officers.</i>	Sections 1 & 2.
21 Victoria, No. 13.	<i>The Municipal Police Act.</i>	The whole Act.
25 Victoria, No. 9.	<i>The Municipal Police Act, No. 2.</i>	The whole Act.

