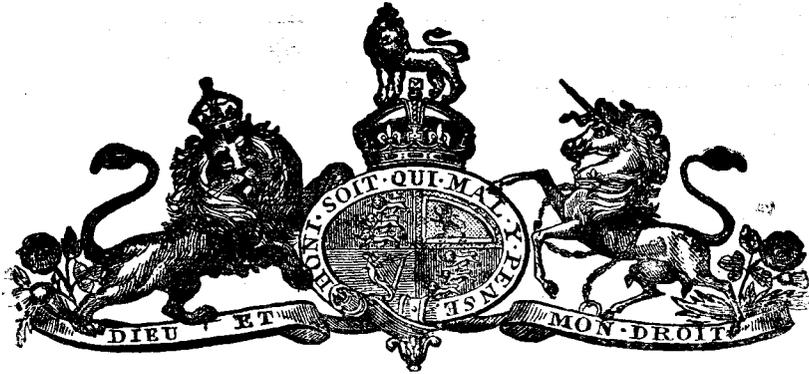


T A S M A N I A.



1907.

ANNO SEPTIMO

EDWARDI VII. REGIS,

No. 4.

ANALYSIS.

- | | |
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| 1. Short title. | 5. Penalty for supplying tobacco, &c., illegally. |
| 2. Repeal of 64 Vict. No. 27. | 6. Placard to be posted up by vendors of tobacco. |
| 3. Penalty for smoking, &c., by person under Sixteen years. | 7. Onus of proof of age. |
| 4. Juvenile suspected of being in possession of tobacco, &c., to satisfy enquiries of constable. | 8. Offences to be dealt with summarily. |



AN ACT to prevent Smoking by Juveniles.
[1 November, 1907.]

A.D.
1907.

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:—

1 This Act may be cited as “The Smoking by Juveniles Prevention Act, 1907.”

2 “The Juvenile Smoking Suppression Act, 1900,” is hereby repealed. Repeal of 64 Vict. No. 27.

4d.]

Juvenile Smoking Prevention.

A.D. 1907.

Penalty for smoking, &c., by person under Sixteen years.

3 Any person under the age of Sixteen years who uses, or smokes, or is found in possession of, tobacco in any form, or cigars, or cigarettes, shall be liable—

I. On a First conviction to a penalty not exceeding Five Shillings:

II. On a Second or subsequent conviction to a penalty not exceeding Ten Shillings—

unless, as regards the offence of being found in possession thereof, he satisfies the Magistrate or Justices hearing the case that he is not in possession thereof for the purpose of smoking or using the same, or of permitting any person under the said age to smoke or use the same.

Juvenile suspected of being in possession of tobacco, &c., to satisfy enquiries of constable.

4 Any constable who has reasonable cause to suspect that any male person, actually or apparently under the age of Sixteen years, is in possession of tobacco in any form, cigars, or cigarettes, contrary to the provisions of this Act, may require such person to satisfy him that such person is not so in possession thereof; and every such person who does not to the best of his ability within reason so satisfy the constable shall, on conviction, be liable to a penalty not exceeding Five Shillings.

Penalty for supplying tobacco illegally.

5 No person shall sell, lend, give, or supply, or offer to sell, lend, give, or supply, tobacco in any form, or cigars or cigarettes, to or for the use of any person actually or apparently under the age of Sixteen years; and any person so doing shall be liable, on conviction, to a penalty not exceeding Five Pounds.

Placard to be posted up by vendors of tobacco.

6 Every vendor by retail of cigarettes, cigars, and tobacco, shall post up in a conspicuous position in his place of business a placard, clearly printed in bold type, as prescribed in the Schedule.

Onus of proof of age.

7 In any proceedings under this Act, the onus of proof of his age shall lie on the person charged with a breach of the provisions of this Act.

Offences to be dealt with summarily.

19 Vict. No. 8.

8 All informations for offences against this Act, and all penalties imposed by this Act, shall be heard, determined, and recovered in a summary way by and before a Police Magistrate or any Two or more Justices of the Peace in the mode prescribed by *The Magistrates Summary Procedure Act*.

Juvenile Smoking Prevention.

A.D. 1907.

SCHEDULE.

No person shall sell or supply to any person under the age of Sixteen years any cigarettes, cigars, or tobacco. Penalty: Not exceeding Five Pounds.

No person under the age of Sixteen years shall use or smoke any cigarettes, cigars, or tobacco. Penalty: Five Shillings for First offence.

