

Act No. 10, 1901.

An Act to consolidate the Acts relating to the prevention of Party Processions and certain other public Exhibitions. [3rd October, 1901.]

PARTY PROCESSIONS
PREVENTION.

BE it enacted by the King's Most Excellent Majesty by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled and by the authority of the same as follows :—

1. This Act may be cited as the " Party Processions Prevention Short title.
Act, 1901."

2. The Acts mentioned in the Schedule hereto are hereby Repeal.
repealed.

3.

Party Processions Prevention.

Certain processions
and assemblies
declared unlawful.
10 Vic. No. 1, s. 1.

3. Any body of persons meeting and parading together or joining in procession or assembling in any public-house tavern or other place for the purpose of celebrating or commemorating any festival anniversary or political event relating to or connected with any religious or political distinctions or differences between any classes of His Majesty's subjects or of demonstrating any such distinction or difference who—

- (a) bear wear or have among them any firearms or other offensive weapons or
 - (b) publicly exhibit any banner emblem flag or symbol the display whereof may be calculated to provoke animosity between His Majesty's subjects of different religious persuasions or
 - (c) are accompanied by any music of a like nature or tendency
- shall be deemed to be an unlawful assembly.

(2) Every person present at such unlawful assembly shall be guilty of a misdemeanour and liable on conviction thereof to be punished accordingly.

Justices to disperse
such processions or
assemblies.
Ibid., s. 2.

4. Any justice shall and may with such assistance as is necessary proceed to the place where such unlawful assembly takes place and such justice or some other person by his order shall then and there read or repeat aloud to the persons so assembled a command to disperse in the words or to the effect following :—

“ Our Sovereign Lord the King doth command and charge all persons being here assembled immediately to disperse themselves and peaceably to depart upon the pains contained in the ‘ Party Processions Prevention Act 1901.’ ”

Persons refusing to
disperse to be
apprehended and
punished.
Ibid., s. 3.

5. (1) The persons so met and assembled together shall forthwith disperse and depart.

(2) In case any one or more of such persons refuse or neglect to disperse and depart within the space of one quarter of an hour from the time of such command being given the justice who read the command or any other justice may by a warrant under his hand cause him or them to be apprehended.

(3) Every such offender shall thereupon be proceeded against in a summary way for such offence before any two or more justices.

(4) Every person convicted of such offence shall be liable to imprisonment for a term not exceeding one month.

(5) Every person convicted of a second or any subsequent offence against the provisions of this Act shall be liable to imprisonment for a term not exceeding three months.

Act No. 11, 1901.

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Public Gates.

SCHEDULE.

Reference to Act.	Title.	Extent of repeal.
10 Vic. No. 1 ...	An Act to prevent for a limited time Party Processions and certain other public Exhibitions in the Colony of New South Wales.	The whole Act.
13 Vic. No. 10 ...	An Act to continue an Act intituled " <i>An Act to prevent for a limited time Party Processions and certain other public Exhibitions in the Colony of New South Wales.</i> "	The whole Act.
20 Vic. No. 6 ...	An Act to revive and make perpetual the Act " <i>To prevent for a limited time Party Processions and certain other Public Exhibitions in the Colony of New South Wales.</i> "	The whole Act.