

**POLICE OFFENCES, VAGRANCY AND CRIMES
(AMENDMENT) ACT.**

New South Wales



ANNO SEXTO DECIMO

ELIZABETHÆ II REGINÆ

Act No. 19, 1967.

An Act to increase certain penalties under the Police Offences Act, 1901, the Vagrancy Act, 1902, and the Crimes Act 1900, as amended by subsequent Acts; for this and other purposes to amend those Acts, as so amended; and for purposes connected therewith. [Assented to, 23rd March, 1967.]

BE it enacted by the Queen'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 :—

Short title
and
citation.

1. (1) This Act may be cited as the "Police Offences, Vagrancy and Crimes (Amendment) Act, 1967".

(2)

Police Offences, Vagrancy and Crimes (Amendment).

(2) The Police Offences Act, 1901, as amended by No. 19, 1967 subsequent Acts and by this Act, may be cited as the Police Offences Act, 1901–1967.

2. The Police Offences Act, 1901, as amended by subsequent Acts, is amended—
- Amendment
of Act No.
5, 1901.
- (a) by omitting from section six the words “four dollars” and by inserting in lieu thereof the words “ten dollars”;
- Sec. 6.
(Being
found
drunk in
a public
place.)
- (b) by omitting from section seven the words “six dollars” and by inserting in lieu thereof the words “thirty dollars”;
- Sec. 7.
(Being
found
drunk and
disorderly
in a public
place.)
- (c) by omitting from section eight the words “shall be liable to a penalty not exceeding four dollars” and by inserting in lieu thereof the following words :—
- Sec. 8.
(Certain
offences in
public
places to
annoyance,
&c., of
residents, &c.)
- “shall—
- (a) where he plays at any game in contravention of this section, be liable to a penalty not exceeding twenty dollars; and
- (b) in any other case, be liable to a penalty not exceeding four dollars”;
- (d) by omitting from section 8A the words “four dollars” and by inserting in lieu thereof the words “fifty dollars”;
- Sec. 8A.
(Selling
detonators.)
- (e) by omitting from section nine the words “makes or assists in making any bonfire, or lets off any fire-work; or,”;
- Sec. 9.
(Riding or
driving
furiously
in street.)

(f)

Police Offences, Vagrancy and Crimes (Amendment).

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New sec. 9A.

Making bonfires or letting off fireworks in street or public place.

- (f) by inserting next after section nine the following new section :—

9A. Whosoever in any street or public place makes or assists in making any bonfire, or lets off any firework, shall be liable to a penalty not exceeding twenty dollars.

Sec. 13.
(Street musicians not departing when desired so to do.)

- (g) by omitting from section thirteen the words “four dollars” and by inserting in lieu thereof the words “twenty dollars”;

Sec. 18.
(Commissioner of Police to make regulations for preventing obstructions in the streets during public processions, &c.)

- (h) by omitting from subsection three of section eighteen the words “imprisonment for one month or to a penalty not exceeding twenty dollars” and by inserting in lieu thereof the words “a penalty not exceeding one hundred dollars or to imprisonment for a term not exceeding three months or to both such penalty and imprisonment”;

Sec. 27.
(Persons unlawfully in possession of property.)

- (i) by omitting from section twenty-seven the words “twenty dollars or to imprisonment for a term not exceeding three months” and by inserting in lieu thereof the words “two hundred dollars or to imprisonment for a term not exceeding six months or to both such penalty and imprisonment”;

Sec. 29.
(Person from whom stolen goods are said to have been received to be examined by the Justice.)

- (j) (i) by omitting from subsection two of section twenty-nine the words “twenty dollars,” and by inserting in lieu thereof the words “two hundred dollars”;
- (ii) by omitting from the same subsection the words “three months” and by inserting in lieu thereof the words “six months or to both such penalty and imprisonment”;

(k)

Police Offences, Vagrancy and Crimes (Amendment).

- (k) by omitting from subsection six of section 41C the words "twenty dollars" and by inserting in lieu thereof the words "one hundred dollars"; No. 19, 1967
Sec. 41C.
(Penalty on using, buying, selling, or having a firearm or air gun.)
- (l) by omitting from subsection one of section 41E the words "twenty dollars" and by inserting in lieu thereof the words "one hundred dollars"; Sec. 41E.
(Restriction on sale of certain cartridges to young persons.)
- (m) by omitting from section 41H the words "twenty dollars" and by inserting in lieu thereof the words "one hundred dollars"; Sec. 41H.
(Precaution to be taken by owners.)
- (n) by omitting from section 41L the words "twenty dollars" and by inserting in lieu thereof the words "one hundred dollars"; Sec. 41L.
(Liability of parent or guardian.)
- (o) by omitting from section 41M the words "twenty dollars" and by inserting in lieu thereof the words "one hundred dollars"; Sec. 41M.
(Discharging firearms or air guns in street, etc.)
- (p) by omitting from section fifty-nine the words "ten dollars" and by inserting in lieu thereof the words "fifty dollars"; Sec. 59.
(Assault on constable.)
- (q) by omitting from section sixty the words "ten dollars" and by inserting in lieu thereof the words "fifty dollars"; Sec. 60.
(Penalty on persons harbouring constables during the hours of duty.)
- (r)

*Police Offences, Vagrancy and Crimes (Amendment).***No. 19, 1967****Sec. 72.**

(Placing carriages, goods, &c., on footways, &c., and not removing same when required.)

- (r) by omitting from subsection one of section seventy-two the words "four dollars" and by inserting in lieu thereof the words "twenty dollars";

Sec. 75.

(Letting off firework in street.)

- (s) by omitting section seventy-five;

Sec. 78.

(Indecent exposure of the person.)

- (t) by omitting from section seventy-eight the words "twenty dollars" and by inserting in lieu thereof the words "one hundred dollars";

Sec. 108.

(Assaulting or resisting special constables.)

- (u) by omitting from section one hundred and eight the words "twenty dollars" and by inserting in lieu thereof the words "two hundred dollars".

Amendment of Act No. 74, 1902.

3. The Vagrancy Act, 1902, as amended by subsequent Acts, is amended—

Sec. 4.

(Punishment of idle and disorderly persons.)

- (a) (i) by inserting in subsection one of section four after the word "liable" the words "to a penalty not exceeding two hundred dollars or";
- (ii) by inserting in the same subsection after the words "six months" the words "or to both such penalty and imprisonment";
- (iii) by omitting from paragraph (iii) of the proviso to the same subsection the words "the Minister." and by inserting in lieu thereof the following words:—

"the Minister,

and may, whether or not he exercises his powers under paragraph (i), (ii) or (iii) of this proviso, impose the pecuniary penalty as aforesaid.";

(iv)

Police Offences, Vagrancy and Crimes (Amendment).

- (iv) by inserting in subsection two of the same section after the word "liable" the words "to a penalty not exceeding two hundred dollars or"; No. 19, 1967
- (v) by inserting in the same subsection after the word "months" the words "or to both such penalty and imprisonment";
- (b) by omitting from section seven the words "ten dollars" and by inserting in lieu thereof the words "fifty dollars"; Sec. 7.
(Obscene language or writing in a public street.)
- (c) by omitting from section 8A the words "ten dollars" and by inserting in lieu thereof the words "fifty dollars"; Sec. 8A.
(Insulting behaviour, &c.)
- (d) by omitting from section 8B the words "forty dollars, or, in the discretion of the justices, to be imprisoned for any term not exceeding six months" and by inserting in lieu thereof the words "two hundred dollars or to imprisonment for a term not exceeding six months or to both such penalty and imprisonment"; Sec. 8B.
(Penalty on owner, occupier, or agent of house for permitting prostitution therein.)
- (e) by omitting from section thirteen the words "ten dollars" and by inserting in lieu thereof the words "fifty dollars"; Sec. 13.
(Penalty.)
- (f) by omitting from section fourteen the words "ten dollars" and by inserting in lieu thereof the words "fifty dollars". Sec. 14.
(Penalty.)
4. The Crimes Act 1900, as amended by subsequent Acts, is amended— Amendment of Act No. 40, 1900.
- (a) by omitting from section four hundred and ninety-three the words "twenty dollars" and by inserting in lieu thereof the words "one hundred dollars"; Sec. 493.
(Common assaults.)
- (b)

Police Offences, Vagrancy and Crimes (Amendment).

No. 19, 1967
Sec. 494.
(Aggravated
assaults.)

(b) by omitting from section four hundred and ninety-four the words "forty dollars" and by inserting in lieu thereof the words "two hundred dollars".

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