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[CONFIDENTIAL.]  
(Rough Draft for Consideration Only.)

No. , 1938.

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A BILL

To provide for the making of certain returns by pawnbrokers and second-hand dealers; to amend the Pawnbrokers Act, 1902, and the Second-hand Dealers and Collectors Act, 1906, in certain respects; and for purposes connected therewith.

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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. (1) This Act may be cited as the "Pawnbrokers and Second-hand Dealers and Collectors (Amendment) Act, 1938." Short title and commencement.

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(2) The Pawnbrokers Act, 1902, as amended by the Statute Law Revision Act, 1937, and this Act, may be cited as the "Pawnbrokers Act, 1902-1938."

(3) The Second-hand Dealers and Collectors Act, 1906, as amended by subsequent Acts and this Act, may be cited as the "Second-hand Dealers and Collectors Act, 1906-1938."

(4) This Act shall commence upon a date to be appointed by the Governor and notified by proclamation published in the Gazette.

**2. The Pawnbrokers Act, 1902, is amended—**

Amendment of Act No. 66, 1902.

(a) (i) by inserting at the end of subsection one of section six the following new paragraphs:—

Sec. 6. (Licenses.)

(b) Upon the receipt of such application the clerk of petty sessions shall forthwith notify the officer in charge of police at the police station nearest to the premises at which the person so applying proposes to carry on the trade or business of a pawnbroker.

(c) Such officer of police, or any person authorised by him, may show cause against the granting of the application.

(ii) by omitting from subsection two of the same section the word "notice" and by inserting in lieu thereof the word "application";

(b) by inserting next after section thirteen the following new section:—

New sec. 13A.

13A. Every licensed pawnbroker shall in the forenoon of each day on which he exercises or carries on his business furnish to the Commissioner of Police a legible return in the form set out in the Fourth Schedule to this Act, of all articles taken by him or his assistant in pawn during the previous day on which he exercised or carried on his trade or business.

Returns to Commissioner of Police.

(c)

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(c) by inserting next after the Third Schedule the following new Schedule:—

FOURTH SCHEDULE.  
*Pawnbrokers Act, 1902-1938.*

Sec. 13A.

A FULL and true record and description of all articles taken in pawn by me or my assistants at my licensed premises situated at ..... on ..... day of ..... 19 ..

Pledge No.	Article.	Full description.	Watches.		Numbers (other than watches), make, name, initials, inscription and marks on such article.	Amount.
			Case No.	Works No.		
						£ s. d.

Signature ..... Date .....

- (d) (i) by omitting from section twenty-four the words "fourteen years" and by inserting in lieu thereof the words "sixteen years"; Sec. 24.  
(Pledges not to be taken from children.)
- (ii) by omitting from the same section the words "ten pounds" and by inserting in lieu thereof the words "twenty-five pounds";
- (e) by inserting next after section thirty-seven the following new section:— New sec.-  
37A.

37A. Any officer of police of or above the rank of sergeant may at any time during the time when such pawnshop is open for business and during business hours demand and examine such pawnbroker's pledge book and may demand and examine any pledge recorded in such pledge book and may record in the books by this Act required to be kept the day and hour of his visit and write his initials or name opposite to the entry of any article examined by him. Power to enter and inspect.

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**3.** The Second-hand Dealers and Collectors Act, 1906, as amended by subsequent Acts, is amended—

Amendment of Act No. 30, 1906.

(a) (i) by omitting from the definition of “Old wares” in section two, the words “and old stores of every description” and by inserting in lieu thereof the words “second-hand bicycles or parts thereof, second-hand motor vehicles or parts thereof, second-hand tyres of all descriptions, second-hand saddlery and harness, second-hand jute bags, sacks and wool packs, second-hand wireless sets or parts thereof, second-hand cameras, second-hand field glasses and binoculars, second-hand scientific, surgical and surveyor’s instruments of all descriptions, second-hand sewing machines or parts thereof, second-hand scales of all descriptions or parts thereof, second-hand vacuum cleaners of all descriptions, second-hand books and pictures, second-hand pianos and musical instruments of all descriptions, second-hand garden hose and rubber goods of all descriptions, second-hand sporting goods of all descriptions, second-hand machinery of all descriptions, old stores of every description, and any other second-hand goods whatsoever whether of the like class or description or of any other class or description”;

Sec. 2.  
(Definitions.)

(ii) by omitting from the definition of the expression “Second-hand dealer” in the same section the words “whether such person deals in any other goods or not” and by inserting in lieu thereof the words “or who buys old wares for use in the manufacture for sale or trade of goods of any description, whether such person deals in, buys, sells, or manufactures any other goods or not”;

(b)

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(b) (i) by inserting next after paragraph seven of section eight the following new paragraph:—

(8) make to the Commissioner of Police any return of all old wares purchased, received or sold in the course of business of the second-hand dealer, required by the regulations made under this Act, at the time and in the form prescribed by such regulations,

(ii) by inserting at the end of the same section the following proviso:—

Provided that the proprietor of a foundry who purchases old iron or scrap metal, broken metal or defaced metal goods being in each such case iron or steel, for use in his foundry in the manufacture for trade or sale of goods of any description, shall not be guilty of an offence against this Act by reason only of failure to comply with the provisions of paragraph seven of this section in respect of such old iron, scrap metal, broken metal, or defaced metal goods.

(c) by omitting from paragraph five of section nine the words "fourteen years" and by inserting in lieu thereof the words "sixteen years";

Sec. 9.  
(Old wares not to be purchased from certain persons.)

(d) (i) by omitting from subsection one of section ten the words "a court within the police district in which" and by inserting in lieu thereof the words "the court nearest to the place where";

Sec. 10.  
(Collectors' licenses.)

(ii) by omitting from the same subsection the words "in the said district" and by inserting in lieu thereof the words "in the police district within which such court is situated";

(iii) by omitting from subsection two of the same section the word "court" and by inserting in lieu thereof the word "clerk";

(iv)

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- (iv) by omitting from the same subsection the words "fourteen years" and by inserting in lieu thereof the words "sixteen years";
- (e) by omitting from the Fifth Schedule the words "fourteen years" and by inserting in lieu thereof the words "sixteen years."

Fifth Schedule.  
(Form of  
application for  
collector's  
license.)