

**POLICE.**

13° Elizabeth II., No. XXVIII.

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No. 28 of 1964.

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**AN ACT to amend the Police Act, 1892-1963.***[Assented to 4th November, 1964.]*

**BE** it enacted by the Queen's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and the Legislative Assembly of Western Australia, in this present 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 Act Amendment Act, 1964.*

Reprinted  
as approved  
for reprint  
26th June,  
1962.

(2) In this Act the Police Act, 1892-1963, is referred to as the principal Act.

Amended by  
Acts Nos.  
29 of 1962 and  
42 of 1963.

(3) The principal Act as amended by this Act may be cited as the Police Act, 1892-1964.

2. Section two of the principal Act is amended <sup>S. 2</sup> amended. by adding after the word, "mayor", being the last word of the interpretation, "chairman", the words, "of a city or town and president of a shire".

3. Section three of the principal Act is amended <sup>S. 3</sup> amended. by deleting the word, "nine" in line two.

4. Section twelve of the principal Act is <sup>S. 12</sup> amended. amended—

- (a) by substituting for the words, "beyond two hundred miles from Perth" in line nine, the words, "north of the eighteenth parallel of south latitude";
- (b) by substituting for the words, "within that distance" in lines ten and eleven, the word, "elsewhere"; and
- (c) by substituting for the word, "five", in line fifteen, the word, "ten".

5. Section thirteen of the principal Act is <sup>S. 13</sup> amended. amended—

- (a) by substituting for the word, "five" in line fourteen, the word, "fifteen"; and
- (b) by substituting for the words, "two months" in line seventeen, the words, "one month".

6. Section fifteen of the principal Act is amended <sup>S. 15</sup> amended. by substituting for the passage commencing with the word, "ten" in the third last line down to and including the word, "months" being the last word in the section, the passage, "fifty pounds, or may, either instead of or in addition to such forfeiture and payment, be imprisoned for a term not exceeding six months".

S. 16  
amended.

7. Section sixteen of the principal Act is amended by substituting for the words, "ten pounds" in the last line, the passage, "fifty pounds, or may, either instead of or in addition to such forfeiture, be imprisoned for a term not exceeding six months".

S. 16A  
amended.

8. Section sixteen A of the principal Act is amended by adding after the word, "pounds", being the last word in the section, the passage, ", or imprisonment for six months, or both".

S. 18  
amended.

9. Section eighteen of the principal Act is amended by substituting for the word, "five" in the last line, the word, "ten".

S. 20  
amended.

10. Section twenty of the principal Act is amended—

- (a) by substituting for the word, "ten" in line six, the word, "fifty";
- (b) by substituting for the words, "or horse" in line eleven, the words, "horse or vehicle"; and
- (c) by substituting for the passage commencing with the word, "be" in the third last line down to and including the word, "labour", being the last word in the section, the passage, ", either instead of or in addition to such forfeiture and payment, be imprisoned for a term not exceeding six months".

S. 31  
amended.

11. Section thirty-one of the principal Act is amended by substituting for the passage, "imprisonment for any period not exceeding six months, with or without hard labour" in the last three lines, the passage, "a fine not exceeding fifty pounds, or imprisonment for a term not exceeding six months, or both".

12. Section thirty-six of the principal Act is amended by substituting for the word, "five" where it occurs in line seven, and again in line twenty, the word, "twenty" in each case. S. 36  
amended.

13. Section forty-two of the principal Act is amended by substituting for the words, "penalty of not more than forty shillings" in the last two lines, the passage, "fine not exceeding twenty pounds, or imprisonment for a term not exceeding one month". S. 42  
amended.

14. Section forty-four of the principal Act is amended by substituting for the passage commencing with the word, "penalty" in the third last line down to and including the word, "days", being the last word in the section, the passage, "fine not exceeding twenty pounds, or imprisonment for a term not exceeding one month". S. 44  
amended.

15. Section fifty-one of the principal Act is amended by substituting for the word, "five" in the last line, the word, "ten". S. 51  
amended.

16. Section fifty-two of the principal Act is amended by substituting for the words, "penalty not exceeding five pounds" in the last two lines, the passage, "fine not exceeding twenty pounds, or imprisonment for a term not exceeding one month". S. 52  
amended.

17. Section fifty-four of the principal Act is amended by substituting for the word, "ten" in line five, the word, "fifty". S. 54  
amended.

18. Section fifty-seven of the principal Act is amended by substituting for the words, "forty shillings" in the last line, the passage, "twenty pounds, except where the offence is in respect of so riding or driving a vehicle that is a vehicle within S. 57  
amended.

the meaning of the Traffic Act, 1919, in which case like provisions shall apply to the offender as under that Act apply to a person guilty of the offence of driving a vehicle on a road recklessly or negligently, or at a speed or in a manner which is dangerous to the public”.

S. 58  
amended.

19. Section fifty-eight of the principal Act is amended by substituting for the passage, “twenty-five” in line nine, the word, “fifty”.

S. 59  
amended.

20. Section fifty-nine of the principal Act is amended by substituting for the word, “two” in the third last line, the word, “twenty”.

S. 61  
amended.

21. Section sixty-one of the principal Act is amended—

(a) by substituting for the words, “five pounds nor less than three pounds” in lines six and seven, the passage, “twenty pounds, or may be imprisoned for a term not exceeding one month”; and

(b) by substituting for the passage commencing with the word, “five” in the fourth last line down to and including the word, “months”, being the last word in the section, the passage, “twenty pounds, or may be imprisoned for a term not exceeding one month”.

S. 62A  
amended.

22. Section sixty-two A of the principal Act is amended by substituting for the word, “ten” in the last line, the word, “twenty”.

S. 69  
amended.

23. Section sixty-nine of the principal Act is amended by substituting for the word, “ten” in line eight, the word, “fifty”.

24. Section seventy-one of the principal Act is amended by substituting for the word, "ten" in the third last line, the word, "fifty". S. 71  
amended.

25. Section seventy-six F of the principal Act is amended— S. 76F  
amended.

(a) by substituting for the word, "twenty" in line one of subparagraph (a) of paragraph (3), the word, "fifty"; and

(b) by substituting for the word, "fifty" in line two of subparagraph (b) of paragraph (3), the words, "one hundred".

26. Section seventy-nine A of the principal Act is amended by substituting for the word, "fifty" in line twelve, the words, "one hundred". S. 79A  
amended.

27. Section eighty-one of the principal Act is amended by substituting for the passage, "forfeit a sum not exceeding three pounds, together with" in lines nine and ten, the passage, "be liable to a fine not exceeding fifty pounds, or imprisonment for any term not exceeding six months, and in addition shall forfeit and pay to the party aggrieved". S. 81  
amended.

28. Section eighty-two of the principal Act is amended— S. 82  
amended.

(a) by substituting for the word, "five" in line nine of paragraph (1), the word, "ten";

(b) by substituting for the word, "five" in line thirteen of paragraph (2), the word, "ten"; and

(c) by substituting for the word, "ten" in line thirteen of paragraph (3), the word, "twenty".

S. 82A  
amended.

29. Section eighty-two A of the principal Act is amended by substituting for the word, "five" where it occurs in the last line of subsection (1) and again in the second last line of subsection (2), the word, "ten" in each case.

S. 83  
amended.

30. Section eighty-three of the principal Act is amended—

(a) by substituting for the word, "ten" in line nine of paragraph (1), the word, "twenty";

and

(b) by substituting for the word, "ten" in line nine of paragraph (2), the word, "twenty".

S. 84  
amended.

31. Section eighty-four of the principal Act is amended—

(a) by substituting for the words, "penalty of not more than five pounds" in lines twelve and thirteen of subsection (1), the passage, "fine not exceeding twenty pounds, or imprisonment for a term not exceeding one month"; and

(b) by substituting for the words, "penalty of not more than five pounds" in the last two lines of subsection (2), the passage, "fine not exceeding twenty pounds, or imprisonment for a term not exceeding one month".

S. 90A  
amended.

32. Section ninety A of the principal Act is amended by substituting for the word, "three" in the last line, the word, "six".

33. Section ninety-six of the principal Act is amended by substituting for the words, "forty shillings" in line two, the words, "twenty pounds".

S. 96  
amended.

34. Section ninety-eight of the principal Act is amended by substituting for the words, "forty shillings" where they occur in lines ten and eleven, and again in the last line, the words, "ten pounds" in each case.

S. 98  
amended.

35. Section ninety-nine of the principal Act is amended by substituting for the word, "five" in the last line, the word, "twenty".

S. 99  
amended.

36. Section one hundred and one of the principal Act is amended by substituting for the word, "five" in the last line, the word, "twenty".

S. 101  
amended.

37. Section one hundred and two of the principal Act is amended by substituting for the word, "ten" in line thirteen, the word, "twenty".

S. 102  
amended.

38. Section one hundred and three of the principal Act is amended by substituting for the passage, "forty shillings, nor less than ten shillings" in lines six and seven, the words, "twenty pounds".

S. 103  
amended.

39. Section one hundred and four of the principal Act is amended by substituting for the words, "one pound" in line eight, the words, "twenty pounds".

S. 104  
amended.

40. Section one hundred and five of the principal Act is amended by substituting for the word, "ten" in the last line, the word, "twenty".

S. 105  
amended.



S. 106  
amended.

41. Section one hundred and six of the principal Act is amended by substituting for the words, "ten pounds nor less than one pound" in lines seven and eight, the words, "twenty pounds".

S. 107  
amended.

42. Section one hundred and seven of the principal Act is amended—

- (a) by deleting the words, "nor less than one pound" in line six;
- (b) by substituting for the words, "ten pounds nor less than two pounds" in lines thirteen and fourteen, the words, "twenty pounds";
- (c) by substituting for the words, "two pounds nor less than five shillings" in line eighteen the words, "ten pounds"; and
- (d) by substituting for the words, "one pound nor less than five shillings" in the last two lines, the words, "five pounds".

S. 108  
amended.

43. Section one hundred and eight of the principal Act is amended by substituting for the word, "five" in the last line, the word, "twenty".

S. 109  
amended.

44. Section one hundred and nine of the principal Act is amended by substituting for the word, "five" where it occurs in line nine, and again in the last line, the word, "twenty" in each case.

S. 110  
amended.

45. Section one hundred and ten of the principal Act is amended—

- (a) by substituting for the word, "five" in line eight, the word, "twenty"; and
- (b) by substituting for the words, "five pounds nor less than five shillings" in lines seventeen and eighteen, the words, "twenty pounds".

46. Section one hundred and eleven of the principal Act is amended by substituting for the words, "five pounds nor less than one pound" in the last two lines, the words, "twenty pounds".

S. 111  
amended.

47. Section one hundred and twelve of the principal Act is amended by substituting for the words, "forty shillings" in line fifteen, the words, "twenty pounds".

S. 112  
amended.

48. Section one hundred and thirteen of the principal Act is amended by substituting for the word, "five" in the last line, the word, "twenty".

S. 113  
amended.

49. Section one hundred and fourteen of the principal Act is amended by substituting for the word, "five" in line six, the word, "twenty".

S. 114  
amended.

50. Section one hundred and fifteen of the principal Act is amended by substituting for the words, "two shillings and sixpence" in lines eight and nine, the words, "one pound".

S. 115  
amended.

51. Section one hundred and sixteen of the principal Act is amended by substituting for the word, "five" in the last line, the word, "twenty".

S. 116  
amended.

52. Section one hundred and seventeen of the principal Act is amended by substituting for the words, "forty shillings" in the last line. the words. "twenty pounds".

S. 117  
amended.

53. Section one hundred and nineteen of the principal Act is amended by substituting for the words. "five shillings" in line eight, the words, "one pound".

S. 119  
amended.

S. 120  
amended.

54. Section one hundred and twenty of the principal Act is amended by substituting for the words, "ten shillings" in lines thirty-seven and thirty-eight, the words, "one pound".

S. 121  
amended.

55. Section one hundred and twenty-one of the principal Act is amended by substituting for the words, "any sum not less than twenty shillings nor more than five pounds" in the last two lines, the words, "a sum not exceeding twenty pounds".

S. 124  
amended.

56. Section one hundred and twenty-four of the principal Act is amended—

- (a) by substituting for the word, "five" in line four, the word, "ten"; and
- (b) by deleting all words after the word, "labour" in line seven.

S. 125  
amended.

57. Section one hundred and twenty-five of the principal Act is amended by substituting for the words, "penalty of not more than ten pounds" in the last line, the passage, "fine not exceeding fifty pounds, or imprisonment for a term not exceeding six months".

S. 128  
amended.

58. Section one hundred and twenty-eight of the principal Act is amended—

- (a) by substituting for the word, "five" in line nine, the word, "fifty"; and
- (b) by inserting after the word, "fit" in line twelve, the passage, ", or to order that the informer be imprisoned for a term not exceeding six months".