



Western Australia.

ANNO SEXAGESIMO SECUNDO

VICTORIÆ REGINÆ.

No. XIII.

AN ACT for the more Effectual Prevention
of Crime.

[Assented to, 28th October, 1898.]

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 Western Australia, in this present Parliament assembled, and by the authority of the same, as follows:—

1. WHERE any person is convicted on indictment of a crime, and a previous conviction of a crime is proved against him, the Court having cognizance of such indictment may, in addition to any other punishment which it may award to him, direct that he is to be subject to the supervision of the police for a period of two years, or such less period as the Court may direct, commencing immediately after the expiration of the sentence passed on him for the last of such crimes.

Person twice convicted may be subjected to police supervision.

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Notice of residence to be given by super-
visees.

2. EVERY person subject to the supervision of the police, who is at large in Western Australia, shall notify the place of his residence to the Sergeant of Police or Constable in charge of the district in which his residence is situated, and shall, whenever he changes such residence within the same police district, notify such change to the Police Sergeant or Constable in charge of that district, and whenever he is about to leave a police district he shall notify such his intention to the Sergeant of Police or Constable in charge of that district, stating the place to which he is going, and also, if required, and so far as is practicable, his address at that place, and whenever he arrives in any police district he shall forthwith notify his place of residence to the Sergeant of Police or Constable in charge of such last-mentioned district.

If any person to whom this section applies fails to comply with any of the requisitions of this section, he shall, in any such case, be guilty of an offence against this Act, unless he proves to the satisfaction of the Court before whom he is tried, either that being on a journey he tarried no longer in the place in respect of which he is charged with failing to notify his place of residence than was reasonably necessary, or that otherwise he did his best to act in conformity with the law; and on conviction of such offence, it shall be lawful for the Court to sentence him to imprisonment, with or without hard labour, for a term not exceeding one year.

Court may order
police supervision
in lieu of imprison-
ment.

3. WHERE any person is convicted of any offence by a Court of Summary Jurisdiction, and is thereupon liable to be imprisoned, such Court may, in lieu of imprisonment, direct that such person is to be subject to the supervision of the police for a period not exceeding the term for which such person might be imprisoned.

Power to award
punishment of whip-
ping for robbery
with violence or
attempt to choke.

4. WHERE any person is convicted of a crime under the forty-third section of the Imperial Act 24 and 25 Victoria, chapter 96, or under the twenty-first section of the 24 and 25 Victoria, 100 (which said Acts are adopted by the Ordinance 29 Victoria, 5), the Court before whom he is convicted may, in addition to the punishment awarded by the said sections, or any part thereof, direct that the offender, if a male, be once, twice, or thrice privately whipped, subject to the following provisions:—

1. That in the case of an offender whose age does not exceed sixteen years the number of strokes at each such whipping do not exceed twenty-five, and the instrument used shall be a birch rod or some similar instrument.
2. That in the case of any other male offender the number of strokes do not exceed fifty at each such whipping.

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3. That in each case the Court in its sentence shall specify the number of strokes to be inflicted and the instrument to be used.

Provided that in no case shall such whipping take place after the expiration of six months from the passing of the sentence.

5. THIS Act may be cited as the Prevention of Crimes Act, Short title.
1898.

In the name and on behalf of the Queen I hereby assent
to this Act.

ALEX. C. ONSLOW, Governor's Deputy.