

POLICE.

No. 50 of 1977.

AN ACT to amend section forty-three of the Police Act, 1892-1976.

[Assented to 18th November, 1977.]

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:—

1. (1) This Act may be cited as the *Police Act Amendment Act, 1977.* Short title and citation.

(2) In this Act the Police Act, 1892-1976 is referred to as the principal Act. Reprinted as approved for reprint 7th June, 1972, and amended by Acts Nos. 94 of 1972, 41 of 1974, 18 of 1975, 91 of 1975, and 146 of 1976.

(3) The principal Act as amended by this Act may be cited as the Police Act, 1892-1977.

Section 43
amended.

2. Section 43 of the principal Act is amended—

(a) by inserting after the section designation “43.” the subsection designation “(1)”;
and

(b) by adding a further subsection as follows—

(2) Any officer or constable of the Police Force, without any warrant other than this Act, at any hour of the day or night, may apprehend any person whom he shall have just cause to suspect of having committed an offence in any place other than the State which, if committed in the State, would be an indictable offence (including an indictable offence that may be dealt with summarily) and shall detain any person so apprehended in custody, until he can be brought before a Justice to be dealt with according to law, and the apprehension of a person pursuant to this subsection shall not be taken to be unlawful only by reason that it subsequently appears or is found that the person apprehended did not commit the offence alleged.
