



ANALYSIS

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| <p>Title.</p> <p>1. Short Title.</p> <p>2. Section 3 of principal Act (as to height of awnings above foot-path) amended.</p> <p>3. Throwing or leaving bottles or glass in public place.</p> | <p>4. Increased penalties for cruelty to animals.</p> <p>5. Section 27 of principal Act (as to supplying tobacco to youths) amended.</p> <p>6. Section 2 of principal Act amended.</p> |
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1955, No. 85

Title. AN ACT to amend the Police Offences Act 1927.

[26 October 1955]

BE IT ENACTED by the General Assembly of New Zealand in Parliament assembled, and by the authority of the same, as follows:

Short Title.

1. This Act may be cited as the Police Offences Amendment Act 1955, and shall be read together with and deemed part of the Police Offences Act 1927 (hereinafter referred to as the principal Act).

See Reprint of Statutes, Vol. II, p. 500

Section 3 of principal Act (as to height of awnings above foot-path) amended.

2. Section three of the principal Act is hereby amended by repealing paragraph (j), and substituting the following paragraph:

“(j) Without the permission of the local authority, or in contravention of any condition imposed by the local authority, has any awning or show-board or signboard on or over any public foot-path or footway, or hangs any goods on or under any awning over any such footpath or footway; or”.

3. (1) The principal Act is hereby amended by inserting, after section three, the following section:

Throwing or leaving bottles or glass in public place.

“3A. (1) Every person commits an offence and is liable to a fine not exceeding twenty pounds who throws or leaves any bottle, or any glass, or any article made of or containing glass, upon or in any public place, or, having broken any bottle or any glass or any such article as aforesaid, leaves the broken glass upon or in any public place.

“(2) For the purposes of this section, the expression ‘public place’ means any public place within the meaning of section two of this Act, and also includes any public reserve, any place or waters frequented by bathers, any foreshore, and any other place of public recreation or resort.”

(2) Section three of the principal Act is hereby amended by omitting from paragraph (a) the word “glass”.

4. (1) Section seven of the principal Act is hereby amended by omitting from subsection one the words “a fine not exceeding twenty pounds or to imprisonment for any term not exceeding two months”, and substituting the words “imprisonment for a term not exceeding twelve months or to a fine not exceeding one hundred pounds, or to both,”.

Increased penalties for cruelty to animals.

(2) The said section seven is hereby further amended by repealing subsection three, and substituting the following subsection:

“(3) Proceedings in respect of any offence under this section shall be heard and determined by a Magistrate alone.”

(3) The said section seven is hereby further amended as follows:

(a) By omitting from subsection five the words “or the Justice or Justices”:

(b) By omitting from the said subsection five the words “or them”.

(4) Section eight of the principal Act is hereby consequentially amended by omitting from subsection one the word “Justice”, and substituting the word “Magistrate”.

(5) Section eleven of the principal Act is hereby consequentially amended by omitting the word “Justice”, and substituting the word “Magistrate”.

Section 27 of principal Act (as to supplying tobacco to youths) amended.

5. (1) Section twenty-seven of the principal Act is hereby amended by repealing subsection one, and substituting the following subsection:

“(1) Every person is liable to a fine not exceeding ten pounds who sells, gives, or supplies any cigarette, cigar, or tobacco in any form to any youth under the age of fifteen years for his own use:

“Provided that this subsection shall not be construed to make liable any owner or other person having control of any automatic vending machine through which any such youth as aforesaid purchases any cigarette, cigar, or tobacco, unless the purchase is made with the knowledge and consent of that owner or other person.”

(2) The said section twenty-seven is hereby further amended by inserting in subsection two, after the words “in any form”, the words “or who purchases for his own use any cigarette, cigar, or tobacco”.

(3) The said section twenty-seven is hereby further amended by inserting in subsection three, after the words “using or smoking”, the words “or purchasing”.

6. Section two of the principal Act is hereby amended by repealing the definition of the term “imprisonment”.

Section 2 of principal Act amended.