

This PUBLIC BILL originated in the HOUSE OF REPRESENTATIVES and having this day passed as now printed is transmitted to the LEGISLATIVE COUNCIL for its concurrence.

*House of Representative,
22nd July, 1873.*

[AS AMENDED BY THE LEGISLATIVE COUNCIL.]

(*Hon. Mr. Reynolds.*)

Assaults on Constables.

ANALYSIS.

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| <p>Title.</p> <p>1. Short Title.</p> <p>2. Persons assaulting or obstructing, or inciting others to assault or obstruct peace officers, liable to penalty of £10, or, in discretion of Justices, two months' imprisonment with or without hard labour.</p> | <p>3. This Act not to operate as a repeal of 35th section of "The Offences against the Person Act, 1867."</p> <p>4. Persons may be arrested without warrant in certain cases.</p> |
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A BILL INTITULED

AN ACT to amend the Law relating to Assaults on Peace Officers in the Execution of their Duty. Title.

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

1. The Short Title of this Act shall be "The Assaults on Constables Act, 1873." Short Title.

2. Whosoever shall assault resist or wilfully obstruct, or incite any person to assault resist or obstruct, any peace officer in the due execution of his duty, or any person acting in aid of such officer, shall be liable, on summary conviction, to a penalty of not exceeding ten pounds, or, in the discretion of a Resident Magistrate or any two Justices before whom he is convicted, may be imprisoned for any term not exceeding two months, with or without hard labour. Persons assaulting or obstructing, or inciting others to assault or obstruct peace officers, liable to penalty of £10, or, in discretion of Justices, two months' imprisonment with or without hard labour.

3. The provisions contained in the preceding section of this Act shall not operate as a repeal of or affect any of the provisions of the thirty-fifth section of "The Offences against the Person Act, 1867;" but when any person convicted of any offence punishable on summary conviction under this Act shall have paid the sum adjudged to be paid, together with costs under such conviction, or shall have received a remission thereof from the Crown or the Governor, or shall have suffered the imprisonment awarded for the non-payment thereof, or the imprisonment awarded in the first instance, he shall be released from all further or other proceedings under the said last named and every other Act for the same cause. This Act not to operate as a repeal of 35th section of "The Offences against the Person Act, 1867."

4. Any person found committing any offence punishable under this Act who shall assault resist or wilfully obstruct any peace officer in the execution of his duty, or any person acting in aid of such officer, may be taken into custody without warrant by any peace officer; and every person so arrested shall be taken as soon as convenient before some Justice of the Peace, to be dealt with according to law. Persons may be arrested without warrant in certain cases.