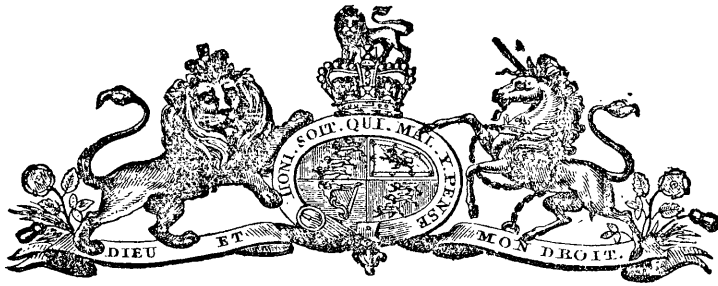


OTAGO, N. Z.



TOWN AND COUNTRY POLICE ORDINANCE 1862 AMENDMENT ORDINANCE, 1875.

IN THE THIRTY-EIGHTH YEAR OF THE REIGN OF HER MAJESTY
QUEEN VICTORIA.

SESSION XXXIV. No. 465.

ANALYSIS.

- | | |
|---|--|
| <p>Title.
Preamble.
1. Short Title.
2. Interpretation.
3. Sections 21 and 22 of the "Town and Country Police Ordinance, 1862" repealed.
4. Persons found drunk or behaving in disorderly manner may be apprehended.</p> | <p>5. Constable may enter brothel or house frequented by persons of ill-fame &c. and apprehend persons making disturbance.
6. Betting houses illegal.
7. Penalty on persons keeping betting houses &c.
8. Penalty on receiving deposits on bet &c.
9. Constable may enter betting house.
10. Penalty on permitting entire animals to cover within limits of town &c.</p> |
|---|--|

An Ordinance to amend the "Town and Country Police Ordinance, 1862." Title.
[19TH JUNE, 1875.]

WHEREAS it is desirable to further amend the "Town and Country Police Ordinance, 1862" :— Preamble.

BE IT THEREFORE ENACTED by the Superintendent of the Province of Otago by and with the advice and consent of the Provincial Council thereof as follows :—

1. This Ordinance may be cited and referred to as the "Town and Country Police Ordinance 1862 Amendment Ordinance, 1875" and shall be read and construed therewith. Short Title.

2. The words "Public Place" wherever used in the "Town and Country Police Ordinance, 1862" or any amendment thereof shall be taken to extend to and include all Theatres and Concert Halls and all places licensed or to be licensed under the authority of the "Licensed Theatres Ordinance, 1862" or under any by-law of any Town City or Municipality and all Racecourses Fairs Cattle Shows Agricultural Shows Recreation Grounds Sports and all other places wherever the public may assemble and whether money may be paid by the public for admission to such places or not and the word "Town" shall mean any City Town or place incorporated under the provisions of any Act of the General Assembly of New Zealand or any Ordinance of the Superintendent and Provincial Council of Otago. Interpretation.

Sections 21 and 22 of recited Ordinance repealed.

3. Sections 21 and 22 of the said Town and Country Police Ordinance 1862 are hereby repealed.

Persons found drunk or behaving in disorderly manner may be apprehended.

4. Any person found drunk or drunk and incapable and any person behaving in a disorderly manner in any public place may be forthwith apprehended by any Constable or Police Officer and lodged in safe custody until he can be brought before a Justice of the Peace and shall be liable to a penalty not exceeding two pounds or to imprisonment with or without hard labour for any period not exceeding five days and for any second or subsequent offence to a penalty not exceeding five pounds or to imprisonment with or without hard labour for any period not exceeding one month : And whenever any such person shall have been previously convicted of vagrancy or shall be an habitual drunkard (that is to say shall have been thrice or oftener convicted for drunkenness within the twelve months immediately preceding his last offence) he shall be liable to a penalty not exceeding twenty pounds or to imprisonment with or without hard labour for any period not exceeding four months.

Constable may enter brothel or house frequented by persons of ill-fame. &c. and apprehend persons making disturbance.

5. It shall be lawful for any constable at any time to enter any brothel or other house frequented by persons who have no visible lawful means of support or any such house where there seems to him reasonable grounds for supposing that any prostitute is within or any such house in which any screams or loud talking or any disorderly noise shall be heard to the disturbance of the persons passing in any street or public place or of persons residing in the neighbourhood and he may forthwith apprehend the person or persons in such house or any one or more of them and detain him or them in custody until he or they can be brought before a Justice of the Peace and any person who shall be convicted of screaming loud talking or disorderly noise in any such house or who shall resist any constable seeking to apprehend him under the provisions of this section shall be liable to be fined any sum not exceeding ten pounds or to be imprisoned for any term not exceeding one calendar month.

Betting houses illegal.

6. No house office room or other place shall be opened kept or used for the purpose of the owner occupier or keeper thereof or any person using the same or any person procured or employed by or acting for or on behalf of such owner occupier or keeper or person using the same or of any person having the care or management or in any manner conducting the business thereof betting with persons resorting thereto or for the purpose of any money or valuable thing being received by or on behalf of such owner occupier keeper or person as aforesaid as or for the consideration for any assurance undertaking promise or agreement expressed or implied to pay or give thereafter any money or valuable thing on any event or contingency of or relating to any horse race or other race fight game sport or exercise or as or for the consideration for securing the paying or giving by some other person of any money or valuable thing on any such event or contingency as aforesaid.

Penalty on persons keeping betting houses &c.

7. Any person who being the owner or occupier of any such house office room or other place shall open keep or use the same for the purposes hereinbefore mentioned or any or either of them and any person who being the owner or occupier of any such house room office or other place shall knowingly or wilfully permit the same to be opened kept or used by any other person for the purposes aforesaid or any or either of them and any person having the care or management of or in any manner assisting in conducting the business of any house office room or place opened kept or used for the purposes aforesaid or any or either of them shall be liable to forfeit and pay any sum not exceeding one hundred pounds.

Penalty on receiving visit on bet &c.

8. Any person being the owner or occupier of any house office room or place opened kept or used for the purposes aforesaid or any or either of them or

Any person acting for or on behalf of any such owner or occupier or any person having the care or management or in any manner assisting in conducting the business thereof who shall receive directly or indirectly any money or valuable thing as a deposit on any bet or on condition of paying any sum of money or other valuable thing on the happening of any event or contingency of or relating to a horse race or any other race or any fight game sport or exercise or as or for the consideration for any assurance undertaking promise or agreement express or implied to pay or give thereafter any money or valuable thing on any such event or contingency. And any person giving any acknowledgment note security or draft on the receipt of any money or valuable thing so paid or given as aforesaid purporting or intending to entitle the bearer or any other person to receive any money or valuable thing on the happening of any such event or contingency as aforesaid shall forfeit and pay any sum not exceeding fifty pounds.

9. Any constable having reasonable ground for supposing that any breach of the foregoing sections of this Ordinance relating to betting is being committed in any house room office or place may enter such house room office or place and may forthwith apprehend any persons committing such breach and detain them in custody until he can bring them before a Justice of the Peace.

Constable may enter betting house.

10. Every person having the charge of and permitting any stallion bull or other entire animal to cover in any paddock close or land within the limits of any town being within public view or outside the limits of any town within sight of any street or public place in such town shall be liable to pay any sum not exceeding five pounds.

Penalty on permitting entire animals to cover within limits of town &c.

DUNEDIN, NEW ZEALAND:

Printed under the Authority of the Provincial Government of Otago, by MILLS, DICK & Co., Stafford street, Printers to the said Provincial Government for the time being.