

VICTORIA.



ANNO DUODECIMO

ELIZABETHÆ SECUNDÆ REGINÆ

No. 7058.

An Act to amend the *Police Offences Act 1958* in relation to Advertisements and to Trespassing on Farms.

[26th November, 1963.]

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 Victoria in this present Parliament assembled and by the authority of the same as follows (that is to say) :—

1. (1) This Act may be cited as the *Police Offences (Amendment) Act 1963*. Short title.

(2) In this Act the *Police Offences Act 1958* is called the Principal Act.

Principal Act
No. 6337 as
amended by
Nos. 6423,
6480, 6488,
6505, 6557,
6583, 6586,
6649, 6757,
6761, 6770,
6878, 6886.

2. For sub-section (1) of section fifty-seven of the Principal Act there shall be substituted the following sub-sections :—

Amendment of
No. 6337 s. 57.
False
advertisements.

“(1) Any person who publishes or causes to be published any statement—

(a) which is intended or likely—

(i) to promote the sale or disposal of any real property or any personal property (including

chattels

chattels real or stocks shares bonds or other securities) or any services ; or

- (ii) to increase the purchase consumption or use of any such personal property ; or
- (iii) to induce any person or persons to enter into any obligations relating to any such real property or personal property or services or any interest in any such real or personal property ; and

(b) which—

- (i) is to his knowledge false in any material particular ; or
- (ii) contains any matter which is to the effect or likely to lead to the inference that the statement or any material particular in the statement is approved or commended in any way by the Government of the Commonwealth or of any State or Territory of the Commonwealth or by any municipal or other statutory authority constituted under any law of the Commonwealth or of any State or Territory of the Commonwealth—

shall be guilty of an offence against this Act and liable to imprisonment for a term of not more than three months or to a penalty of not more than Two hundred and fifty pounds or to both such imprisonment and penalty.

(1A) It shall be a defence to any prosecution under sub-paragraph (ii) of paragraph (b) of the last preceding sub-section if it is proved that the matter contained in the statement has been inserted with the consent of the Government or authority in question.”

3. Sub-section (5) of section two hundred and thirty of the Principal Act is hereby amended as follows :—

- (a) In paragraph (a) the words “ or convicts only of a first offence ” shall be repealed ;
- (b) In paragraph (b) for the words “ a second ” there shall be substituted the words “ a first ” ; and
- (c) In paragraph (c) for the word “ third ” there shall be substituted the word “ second ”.

Amendment of
No. 6337 s. 230.
Penalties in
relation to
offences relating
to the carrying
or use of fire-
arms over farm
lands.