

(Hon. Mr. Bathgate.)

Law of Arrest Amendment.

ANALYSIS.

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| <p>Title.
1. Short Title.
2. Adoption of this Act.
3.</p> | <p>4. Date of coming into operation of Proclamation.
5. Disallowance by the Governor.
Schedule.</p> |
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A BILL INTITULED

AN ACT to authorize the Arrest without Warrant of Title.
 Offenders against Provincial Laws in certain
 Cases.

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 Law of Arrest Short Title.
 5 Amendment Act, 1873."

2. The Superintendent of any Province, upon the recommenda- Adoption of this Act.
 tion of the Provincial Council of such Province, may from time to
 time by Proclamation published in the *New Zealand Gazette* declare
 that the provisions contained in the third section of this Act shall
 10 extend and apply to all offences against the provisions of any
 Act or Ordinance of the Legislature of such Province mentioned
 or described in such Proclamation, or to all offences against any
 specified sections or provisions of any such Act or Ordinance so
 mentioned or described as aforesaid, or to all offences against any of
 15 the provisions of the Ordinance described in the Schedule hereto as
 shall be mentioned or described as aforesaid; and on the like recom-
 mendation, the Superintendent may in like manner revoke any such
 Proclamation, and from and after such day as shall be specified in any
 such Proclamation for the coming into operation thereof and until
 20 such Proclamation shall be revoked as aforesaid, the said provisions of
 the third section of this Act shall be deemed to be in force with
 regard to offences against such Acts Ordinances and provisions, and
 the persons committing such offences, as if such offences and offenders
 were expressly mentioned in the said section of this Act.

3 In this section of this Act, the term "the special enactment"
 shall mean any Act, Ordinance, or enactment which under the pro-
 25 visions of the preceding section of this Act may be specified and shall
 be specified in any such Proclamation as aforesaid for the time being
 in force:—

Any person found committing any offence punishable by virtue of the special enactment, either upon indictment or as a misdemeanour upon summary conviction, may be taken into custody without a warrant by any constable or peace officer, or may be apprehended by the owner or person in charge of the property with respect to which the offence is committed, or by his servant or any person authorized by him, and may be detained until he can be delivered into the custody of a constable or peace officer. The persons so arrested shall be taken, as soon as conveniently may be, before some Justice of the Peace, to be examined and dealt with according to law.

No person so arrested shall be detained in custody by any constable or other officer without the order of some Justice of the Peace longer than shall be necessary for bringing him before a Justice of the Peace, or than sixty hours at the utmost.

4. The day to be fixed in any such Proclamation for the coming into force thereof shall be some day named therein, and not earlier than forty days from the first publication thereof in the *New Zealand Gazette*.

5. At any time before the expiration of such period of forty days the Governor may by proclamation published in the said *Gazette* declare that he disallows such Proclamation by the Superintendent; and if any such Proclamation by the Governor be so published, the Proclamation thereby disallowed shall never come into force.

SCHEDULE.

An Ordinance to increase the Efficiency of the Constabulary Force of New Munster, No. IX.

Date of coming into operation of Proclamation.

Disallowance by the Governor.

Schedule.