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Mr. Feldwick.

## PROTECTION OF TELEGRAMS.

### ANALYSIS.

Title.	5. Simultaneous publication in one or more papers not to give right to copy without permission.
Preamble.	6. Time of publication.
1. Short Title.	7. Proof of receipt of message and of wilful wrongful publication.
2. Telegrams, in certain cases, protected for thirty-six hours after publication.	8. Limitation of time within which action must be brought.
3. Penalty for printing or publishing telegrams contrary to this Act.	9. Appropriation of penalties.
4. Protected telegrams to be distinguished.	

### A BILL INTITULED

AN ACT to provide for the Protection of Telegrams from beyond the Colony Title.  
of New Zealand.

WHEREAS it is expedient to secure in certain cases the right of property in Preamble.  
5 telegraphic messages :

BE IT THEREFORE 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 is "The Protection of Telegrams Act, Short Title.  
1882."

10 2. When any person, in the manner hereinafter mentioned, publishes in any Telegrams, in certain  
newspaper or other printed paper published in New Zealand any message by cases, protected for  
electric telegraph, lawfully received by such person from any place outside the thirty-six hours after  
Colony of New Zealand for publication, no other person shall, without the consent in writing of such first-mentioned person or his agent thereto lawfully publication.  
15 authorized, print or publish, or cause to be printed or published, such telegram or  
the substance thereof or any extract therefrom until after the period of thirty-six  
20 hours from such first-mentioned publication: Provided that such period shall  
not extend beyond forty-eight hours from the time of receipt of such message;  
and the publication of the whole or any part of such telegram, or of the sub-  
stance thereof, or (excepting the publication of any similar message in like  
manner sent from the same place) of the intelligence therein contained, or any  
comment upon or reference to such intelligence, shall be deemed to be a publica-  
tion of the same.

25 3. If any person wilfully print and publish any matter contrary to the pro- Penalty for printing  
visions of this Act he shall, on conviction thereof, be liable to a penalty of not or publishing tele-  
less than pounds and not exceeding grams contrary to  
pounds, and this Act.  
every person who is convicted a second time of any offence against this Act  
shall, on conviction thereof, be liable to a penalty of not less than  
pounds and not exceeding pounds.

30 4. Every telegraphic message published under the protection of this Act Protected telegrams  
shall be printed with the heading "By Electric Telegraph Copyright," and shall to be distinguished.  
bear the date and hour of its receipt, and such statement shall be *prima facie*  
evidence of the time of receipt of such message.

35 5. The simultaneous publication of the same telegraphic message in two or Simultaneous pub-  
more newspapers shall not be deemed to authorize the republication of the same lication in one or  
in any other newspaper, without the consent in writing of one of the original more papers not to  
give right to copy  
without permission.

receivers, as hereinbefore provided, or in case such telegraphic message shall have been furnished to such papers by any company or association, and shall have printed above it words showing that it has been so supplied, then the written consent of such company or association.

Time of publication. **6.** For the purposes of this Act the time of publication of morning newspapers shall be taken and deemed to be eight o'clock in the forenoon, and the time of publication of evening newspapers shall be taken and deemed to be five o'clock in the afternoon. **5**

Proof of receipt of message and of wilful wrongful publication. **7.** In any prosecution under this Act the production of any document which purports to be a telegraphic message, and which contains the intelligence published in the newspapers as aforesaid, and which has been delivered to some person entitled to receive the same by the proper officer of the Electric Telegraph Department, shall be *prima facie* evidence that the message published as hereinbefore described in any newspaper is a message within the meaning of this Act, and proof that any person is or is acting or appears to be acting as editor, sub-editor, or manager of any newspaper in which there has been any publication contrary to the provisions of this Act shall be *prima facie* evidence that such person has wilfully caused such wrongful publication. **10**  
**15**

Limitation of time within which action must be brought. **8.** All offences under this Act may be prosecuted summarily under the provisions of "The Justices of the Peace Act, 1866," or under the provisions of any other Act for the time being in force in New Zealand regulating summary proceedings for offences punishable by penalties of a like nature: Provided always that any proceedings under this Act must be commenced within one calendar month after the date of the commission of the alleged offence. **20**

Appropriation of penalties. **9.** All penalties received and recovered under this Act shall be paid into the Consolidated Revenue Fund of the colony. **25**