



ANNO VICESIMO

# GEORGII V REGIS.

## A.D. 1929.

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### No. 1936.

An Act to amend the Police Acts, 1916 to 1928.

*[Assented to, December 12th, 1929.]*

**B**E it Enacted by the Governor of the State of South Australia, with the advice and consent of the Parliament thereof, as follows:

1. (1) This Act may be cited as the "Police Act Amendment Act, 1929". Short titles.

(2) The Police Acts, 1916 to 1928, and this Act may be cited together as the "Police Acts, 1916 to 1929".

(3) The Police Act, 1916, is hereinafter referred to as "the principal Act". No. 1257 of 1916.

2. This Act is incorporated with the other Acts mentioned in section 1 of this Act, and those Acts and this Act shall be read as one Act. Incorporation.

3. Section 21 of the principal Act is amended by adding at the end thereof the following subsection:— Amendment of principal Act, s. 21—

(4) A special constable shall, whilst in the performance of his duties as a special constable, have the powers and immunities and be subject to the duties and liabilities of a member of the Police Force. Powers of special constables.

4. Part VI. of the principal Act is amended by inserting therein after section 42 the following section:— Amendment of principal Act, Part VI.—

42A. (1) On any occasion of riot or public disorder, the Commissioner may close and keep closed to the public any street, Powers of Commissioner to close roads.

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street, road, wharf, or public place during such time as the Commissioner thinks proper.

(2) Any person who is in or upon any street, road, wharf, or public place which is closed to the public as aforesaid who does not forthwith leave the street, road, wharf, or public place upon being requested so to do by a member of the Police Force, may be removed therefrom by any member of the Police Force, and shall, in addition, be liable to a penalty not exceeding Five Pounds.

Amendment of  
principal Act,  
s. 50—  
Powers of  
apprehension.

5. Section 50 of the principal Act is amended by inserting after the word "apprehension" in the fifth line thereof the words "or committal".

Amendment of  
principal Act,  
Part VI.—

6. Part VI. of the principal Act is amended by inserting therein before section 55A the following section:—

Method of dealing  
with person taken  
in custody without  
a warrant.

55AA. If any member of the Police Force, without a warrant, takes into custody any person whom he has reasonable or probable cause for believing or suspecting to be a person for whose committal a warrant has been issued by a Justice, the said member of the Police Force shall forthwith deliver the said person into the custody of the member of the Police Force in charge of the nearest police station, and shall as soon as conveniently may be, produce or cause to be produced to the person taken in custody the warrant of commitment (if any); whereupon the said person shall be dealt with as required by the warrant.

Amendment of  
principal Act—

7. The principal Act is amended by inserting therein after section 61 thereof the following section:—

Penalty for using  
artificial light for  
shooting.

61A. If any artificial light is used in connection with or for the purpose of the discharge of any firearm in any public street, public road, public thoroughfare, or public place or in any place situated so near a public street, public road, public thoroughfare, or public place that the discharge of firearms therefrom is likely to endanger persons passing by in the said street, road, thoroughfare, or public place, the person using such artificial light and the person discharging such firearm shall be liable to a penalty not exceeding Two Pounds.

Amendment of  
principal Act,  
s. 67—  
Offence of being  
on premises without  
lawful excuse.

8. Paragraph (n) of section 67 of the principal Act is further amended by inserting after the word "stable" in the second line thereof the passage "dressing-room, training-shed, club house, tent".

Amendment of  
principal Act, s. 84—

9. Section 84 of the principal Act is amended so as to read as follows:—

Power to regulate  
traffic in certain  
cases.

84. (1) The Commissioner and (within any Municipality or District Council District) also the Mayor or, as the case may be, the

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the Chairman of the District Council, may, as occasion arises, give directions either in writing, verbally, or by any agency which he may think fit—

- (a) prescribing the route to be observed by motor vehicles, vehicles of any other kind, horses, and persons, and for preventing the obstruction of the streets and thoroughfares on any occasion of public procession, public rejoicings, or public illuminations:
- (b) for keeping order, or for preventing any obstruction of the streets or thoroughfares in the immediate neighbourhood of any public building, public office, theatre, or place of public resort:
- (c) for keeping order or for preventing any obstruction of the streets or thoroughfares on any occasion when the streets or thoroughfares are thronged or are liable to be obstructed.

(2) In any case where the Commissioner gives any direction pursuant to this section and the direction so given is in conflict with any direction given pursuant to this section by a Mayor or Chairman, the direction of the Commissioner shall prevail.

(3) The Commissioner may delegate his powers hereunder in any particular case to any Inspector of Police.

(4) If any person on being requested by any member of the Police Force to comply with any direction given pursuant to this section, fails to forthwith comply with the said direction, he shall be liable to a penalty not exceeding Five Pounds.

**10.** Part IX. of the principal Act is amended by inserting therein after section 110 the following section:—

110A. In any proceedings for an offence against this Act, the allegation in the complaint that any place is within a Police District or within a part of the State to which a proclamation under section 83 applies shall, in the absence of proof to the contrary, be sufficient proof that the said place is within a Police District or part of the State as aforesaid.

Amendment of  
principal Act,  
Part IX.—

Facilitation of  
proof.

In the name and on behalf of His Majesty, I hereby assent to this Bill.

G. J. R. MURRAY, Deputy Governor.