

TASMANIA.



1943.

ANNO SEPTIMO

GEORGII VI. REGIS.

No. 44.

## ANALYSIS.

1. Short title.
2. Amendment of 14 Geo. V. No. 69.  
First schedule.  
Section 350.

AN ACT to amend the *Criminal Code Act 1924*. A.D.  
1943.  
[16 November, 1943.]

BE it enacted by His Excellency the Governor of Tasmania,  
by and with the advice and consent of the Legislative  
Council and House of Assembly, in Parliament assembled,  
as follows:—

**1** This Act may be cited as the *Criminal Code Act 1943*. Short title.

6d.]

*Criminal Code.*

A.D. 1943.

Amendment  
of 14 Geo. V.  
No. 69.First  
Schedule.  
Section 350.

**2** The Principal Act is hereby amended by repealing section three hundred and fifty of the Criminal Code in the first schedule thereto and substituting therefor the following new section three hundred and fifty—

**“350—**(1) If at any stage of the proceedings upon an indictment a Crown law officer informs the court that the Crown will not proceed further upon that indictment—

- I. The judge may direct the jury to return a verdict of not guilty and thereupon the accused person shall be discharged: or
- II. In the absence of any such direction the accused person shall be discharged from any further proceedings upon that indictment but may be again indicted upon a fresh indictment, subject to the limitation of time, if any, within which proceedings must be instituted.

(2) The accused person shall be charged upon any such fresh indictment at sittings of the court held at the place where he was first charged next after the hearing of such first charge.”.