

Only one action to lie: To be commenced within a year.

2 Section six of the Principal Act is amended—

- (a) by inserting after the word “ shall ” (second occurring) the words “, except as provided in subsection (2) of this section ”;
- (b) by omitting the words “ twelve months ” and substituting therefor the words “ two years and six months ”; and
- (c) by adding at the end of that section the following subsections:—

“(2) Notwithstanding the provisions of subsection (1) of this section, upon application being made in that behalf by a person who is entitled to bring an action under this Act a judge, after hearing such of the persons affected or likely to be affected by that application as he may think fit, may, if he thinks that in all the circumstances of the case it is just and reasonable so to do, extend the time limited by that subsection for the commencement of the action for such further period as the judge may think necessary, but so that the time within which the action may be commenced does not exceed six years after the death of the deceased person.

“(3) The powers conferred on a judge by subsection (2) of this section may be exercised notwithstanding that the time limited by subsection (1) of this section for the commencement of the action may have expired.”.

Operation of amendments.

3 The amendments of the Principal Act that are effected by this Act do not apply to or in relation to any cause of action that arose before the commencement of this Act.

POLICE OFFENCES.

No. 53 of 1965.

AN ACT to amend the *Police Offences Act 1935*.
[22 December 1965.]

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:—

Short title, citation, and commencement.

1—(1) This Act may be cited as the *Police Offences Act 1965*.

(2) The *Police Offences Act 1935*, as subsequently amended, is in this Act referred to as the Principal Act.

(3) This Act shall commence on the day on which the *Limitation of Actions Act 1965* commences.

2 After section thirty-four A of the Principal Act the following Division is inserted:—

“ Division VII—Offences against public authority.

“ 34B—(1) No person shall—

(a) assault, resist, or wilfully obstruct—

(i) a police officer in the execution of his duty;

(ii) a person lawfully assisting a police officer in the execution of his duty; or

(iii) a person lawfully arresting another person;

(b) threaten, intimidate, or use improper or abusive language to any such police officer whilst in the performance or execution of his duty or a person assisting a police officer therein; or

(c) instigate or incite a person to do any of the things mentioned in the foregoing provisions of this subsection.

Penalty: One hundred pounds or twelve months' imprisonment.

“(2) No person shall—

(a) assault, resist, or wilfully obstruct a public officer in the execution of his duty, or lawfully performing a duty imposed on him by an Act, or in the exercise of a public duty or authority;

(b) threaten, intimidate, or use improper or abusive language to any such person so acting; or

(c) instigate or incite a person to do any of the things mentioned in the foregoing provisions of this subsection.

Penalty: Fifty pounds or six months' imprisonment.

“(3) A police officer may arrest without warrant any person committing an offence against paragraph (a) of subsection (1) of this section.

“(4) In this section, ‘public officer’ includes any person acting in good faith in the execution, or intended execution, of an Act or a public duty or authority.”

Resistance
and obstruction
of public
officers
prohibited.