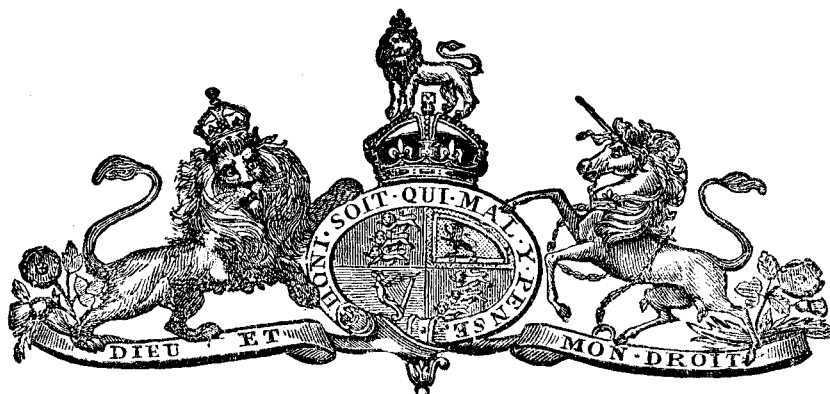


T A S M A N I A.



1925.

ANNO SEXTO DECIMO

GEORGII V. REGIS.

No. 27.

ANALYSIS.

1. Short title.
2. Insertion of new Section 128a in the Justices' Procedure Act, 1919.
Committal of certain persons to an institution.
Effect of committal.
Governor may release person detained in an institution.
Meaning of "institution."
Proclamation of institution.



AN ACT to amend the Justices' Procedure Act, 1919. [9 December, 1925.]

A.D. 1925.

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 Justices' Procedure Act, 1925." Short title.

4d.]

Justices' Procedure.

A.D. 1925.

Insertion of new
Section 128a in
the Justices'
Procedure Act,
1919 (0 Geo. V.
No. 55).

Committal of
certain persons to
an institution.

5 Ed. VII.
No. 30.

Effect of
committal.

Governor may
release person
detained in
an institution.

Meaning of
"institution."
37 Vict. No. 15.

Proclamation of
institution.

2 After Section One hundred and twenty-eight of the Justices' Procedure Act, 1919, the following new Section **128a** is hereby inserted :—

"**128a**—(1) Where any person has been convicted before a police magistrate of any offence against any of the provisions of—

I. Section Thirteen :

II. Paragraphs I., II., III., or IV. of Subsection (1) of Section Sixteen : or

III. Paragraph I. of Subsection (1) of Section Seventeen—

of the Police Act, 1905, such police magistrate may, if he thinks that the circumstances of the case render it undesirable that such person should be fined or imprisoned, instead of imposing a fine or imprisonment upon such person, order that he be committed to an institution and there detained for such period, not exceeding three months, as such police magistrate shall think fit.

"(2) Whenever a person has been committed to an institution under this section, the order of committal shall be sufficient authority to any member of the police force to take such person to such institution, and to the superintendent or other officer in charge of such institution to receive such person and detain him therein for the period mentioned in the order of committal.

"(3) The Governor may, at any time, order the release of any person detained in an institution under the provisions of this section.

"(4) For the purposes of this section an institution means any public charitable institution established, or proclaimed as such, under the Public Charities Act, 1873, and any institution proclaimed under this Act to be a public charitable institution for the purposes of this Act.

"(5) The Governor may by proclamation declare any institution to be a public charitable institution for the purposes of this Act."