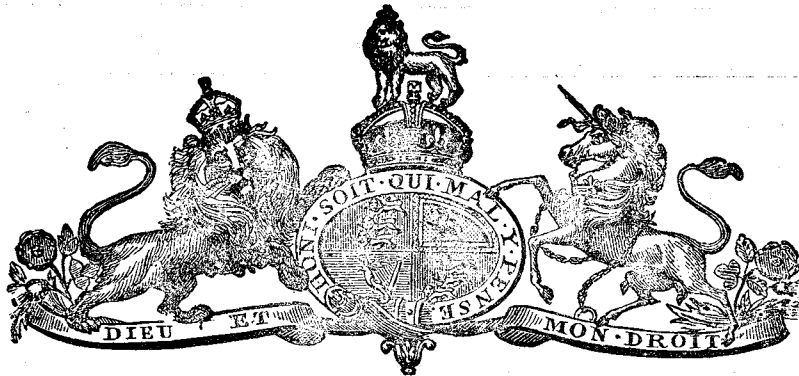


T A S M A N I A



1907.

ANNO SEPTIMO

EDWARDI VII. REGIS,

No. 8.

ANALYSIS.

- 1 Short title and incorporation with 27 Vict. No. 8.
2. Fraudulent misappropriation of property.
3. Person employed to collect money fraudulently applying same to his own use guilty of Larceny.
4. Repeal.



AN ACT to amend "The Larceny Act, 1863." [14 November, 1907.]

A.D. 1907.

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 Larceny Act, 1907," and shall be construed as one with "The Larceny Act, 1863."

Short title and incorporation with 27 Vict. No. 8.

2—(1.) Whosoever—

i. Being intrusted, either solely or jointly with any other person, with any property, in order that he may retain in safe custody, or apply, pay, or deliver, for any purpose or to any person, the property or any part thereof or any proceeds thereof: or

Fraudulent misappropriation of property. 1 Ed. VII., c. 10, s. 1 (Eng.).

4d.]

Larceny.

A.D. 1907.

11. Having, either solely or jointly with any other person, received any property for or on account of any other person—

fraudulently converts to his own use or benefit, or the use or benefit of any other person, the property or any part thereof or any proceeds thereof, shall be guilty of a misdemeanor, and be liable, on conviction, to be imprisoned for a term not exceeding Seven years.

(2.) Nothing in this section shall apply to or affect any trustee on any express trust created by a deed or will, or any mortgagee of any property, real or personal, in respect of any act done by the trustee or mortgagee in relation to the property comprised in or affected by any such trust or mortgage.

Person employed to collect money fraudulently applying same to his own use guilty of Larceny.

3 Whosoever, being employed or authorised by any other person to demand, sue for, or recover any debt or sum of money due or payable to such other person, shall in any manner fraudulently apply or dispose of any moneys received by him in respect of such debt or sum of money, or any part thereof, or any valuable security received by him in respect of such debt or sum of money, or any part thereof, to his own use, or to the use of some person other than such first mentioned person, shall be deemed to be guilty of Larceny, and being convicted thereof shall be punishable accordingly: Provided, that no charge shall be laid against any person under this section without the consent of the Attorney-General or Solicitor-General having been previously obtained thereto.

Repeal.
27 Vict. No. 8,
s. 66.
41 Vict. No. 13,
s. 3.

4—(1.) Section Sixty-six of "The Larceny Act, 1863," and Section Three of "The Larceny Act, 1877," are hereby repealed.

(2.) "The Larceny Act, 1894," is hereby repealed.