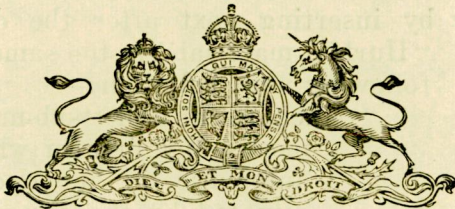


New South Wales.



ANNO NONO

GEORGI VI REGIS.

Act No. 3. 1945.

An Act to amend the Police Offences Act, 1901-1943, in relation to certain classes of firearms; and for purposes connected therewith. [Assented to, 6th March, 1945.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Police Offences (Amendment) Act, 1945."

Short title
and citation.

73637

(2)

Police Offences (Amendment).

(2) The Police Offences Act, 1901, as amended by subsequent Acts and by this Act may be cited as the Police Offences Act, 1901-1945.

Amendment of
Act No. 5,
1901.

Sec. 41B.
(Interpre-
tation.)

2. The Police Offences Act, 1901-1943, is amended—

- (a) (i) by inserting in section 41B at the end of the definition of "Firearm" the words "but does not include a machine gun or sub-machine gun";
- (ii) by inserting next after the definition of "Hurtful material" in the same section the following new definition:—

"Machine gun" or "sub-machine gun" means any firearm which is fully automatic in its operation and actuated by the energy developed when it is being fired";

- (b) by inserting next after section 41c the following new section:—

41CA. (1) No person shall use, discharge, carry or have in his possession any machine gun or sub-machine gun.

(2) Any person who is guilty of a contravention of this section shall be liable to imprisonment for a period not exceeding six months or a penalty not exceeding one hundred pounds.

(3) This section shall not apply to—

- (a) any person in the performance of his duty as a member of the Defence Forces of the Commonwealth, or of the armed forces of any Government which is allied or associated with His Majesty in any war in which His Majesty is engaged, or of the police force of the Commonwealth or of this State or any other State or Territory of the Commonwealth, or as a Peace Officer under the Peace Officers Act 1925 of the Parliament of the Commonwealth;
- (b)

New sec.
41CA.

Penalty on
using,
carrying,
or having
machine gun
or sub-
machine
gun.

Police Offences (Amendment).

- (b) any person whilst engaged in the manufacture, assembly or handling of any machine gun or sub-machine gun for or on behalf of the Commonwealth; or
- (c) any person engaged in scientific or experimental work with any machine gun or sub-machine gun in pursuance of an authority in that behalf granted by the Minister and in compliance with the terms and conditions imposed by any such authority.
- (c) by inserting at the end of section 41D the following new subsection:—
- Sec. 41D.
(Firearm,
etc., carried
in parts.)
- (2) When a machine gun or sub-machine gun is carried in parts by two or more persons, each and every one of such persons shall be deemed to carry a machine gun or sub-machine gun.
- (d) by inserting in section 41G next after the words "air gun" wherever occurring the words "machine gun, sub-machine gun";
- Sec. 41G.
(Seizure of
firearm, etc.)
- (e) by omitting from sections 41I, 41N, 41P and 41Q, the words "or air gun" wherever occurring and by inserting in lieu thereof the words "air gun, machine gun or sub-machine gun";
- Secs. 41I, 41N,
41P & 41Q.
(Power to
search pre-
mises; posses-
sion of fire-
arms, etc.,
illegally, in
vehicles, etc.)
- (f) (i) by inserting in section 41R after the words "has in his possession" the words "a machine gun or sub-machine gun or";
- Sec. 41R.
(Search of
suspected
persons,
etc.)
- (ii) by inserting in the same section after the words "and any" the words "machine gun, sub-machine gun."

By Authority:

THOMAS HENRY TENNANT, Government Printer, Sydney, 1945.

Section 10 (Amendment)

(1) Any person engaged in the manufacture, sale or distribution of any machine gun or sub-machine gun for or on behalf of the Government...

(2) Any person engaged in carrying out any experimental work with any machine gun or sub-machine gun in pursuance of any authority in that behalf granted by the Minister and in compliance with the terms and conditions imposed by any such authority...

(3) Any person at the end of section 10...

(4) Where a machine gun or sub-machine gun is used in any manner...

(5) Any person who is guilty of an offence under this section...

(6) Any person who is guilty of an offence under this section...

(7) Any person who is guilty of an offence under this section...

(8) Any person who is guilty of an offence under this section...

By Authority

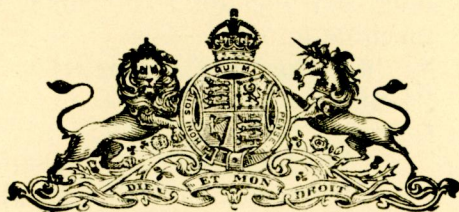
General Manager, Government Printing Department

I certify that this PUBLIC BILL, which originated in the LEGISLATIVE ASSEMBLY, has finally passed the LEGISLATIVE COUNCIL and the LEGISLATIVE ASSEMBLY of NEW SOUTH WALES.

W. R. McCOURT,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 28 February, 1945.*

New South Wales.



ANNO NONO

GEORGII VI REGIS.

Act No. 3, 1945.

An Act to amend the Police Offences Act, 1901-1943, in relation to certain classes of firearms; and for purposes connected therewith. [Assented to, 6th March, 1945.]

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of the same, as follows:—

1. (1) This Act may be cited as the "Police Offences (Amendment) Act, 1945." Short title and citation.

(2)

I have examined this Bill, and find it to correspond in all respects with the Bill as finally passed by both Houses.

G. BOOTH,
Chairman of Committees of the Legislative Assembly.

Police Offences (Amendment).

(2) The Police Offences Act, 1901, as amended by subsequent Acts and by this Act may be cited as the Police Offences Act, 1901-1945.

Amendment of
Act No. 5,
1901.

Sec. 41B.
(Interpre-
tation.)

2. The Police Offences Act, 1901-1943, is amended—

(a) (i) by inserting in section 41B at the end of the definition of "Firearm" the words "but does not include a machine gun or sub-machine gun";

(ii) by inserting next after the definition of "Hurtful material" in the same section the following new definition:—

"Machine gun" or "sub-machine gun" means any firearm which is fully automatic in its operation and actuated by the energy developed when it is being fired";

New sec.
41CA.

(b) by inserting next after section 41c the following new section:—

Penalty on
using,
carrying,
or having
machine gun
or sub-
machine
gun.

41CA. (1) No person shall use, discharge, carry or have in his possession any machine gun or sub-machine gun.

(2) Any person who is guilty of a contravention of this section shall be liable to imprisonment for a period not exceeding six months or a penalty not exceeding one hundred pounds.

(3) This section shall not apply to—

(a) any person in the performance of his duty as a member of the Defence Forces of the Commonwealth, or of the armed forces of any Government which is allied or associated with His Majesty in any war in which His Majesty is engaged, or of the police force of the Commonwealth or of this State or any other State or Territory of the Commonwealth, or as a Peace Officer under the Peace Officers Act 1925 of the Parliament of the Commonwealth;

(b)

Police Offences (Amendment).

- (b) any person whilst engaged in the manufacture, assembly or handling of any machine gun or sub-machine gun for or on behalf of the Commonwealth; or
- (c) any person engaged in scientific or experimental work with any machine gun or sub-machine gun in pursuance of an authority in that behalf granted by the Minister and in compliance with the terms and conditions imposed by any such authority.
- (c) by inserting at the end of section 41D the following new subsection:—
- Sec. 41D.
(Firearm,
etc., carried
in parts.)
- (2) When a machine gun or sub-machine gun is carried in parts by two or more persons, each and every one of such persons shall be deemed to carry a machine gun or sub-machine gun.
- (d) by inserting in section 41G next after the words "air gun" wherever occurring the words "machine gun, sub-machine gun";
- Sec. 41G.
(Seizure of
firearm, etc.)
- (e) by omitting from sections 41I, 41N, 41P and 41Q, the words "or air gun" wherever occurring and by inserting in lieu thereof the words "air gun, machine gun or sub-machine gun";
- Secs. 41I, 41N,
41P & 41Q.
(Power to
search pre-
mises; posses-
sion of fire-
arms, etc.,
illegally, in
vehicles, etc.)
- (f) (i) by inserting in section 41R after the words "has in his possession" the words "a machine gun or sub-machine gun or";
- Sec. 41R.
(Search of
suspected
persons,
etc.)
- (ii) by inserting in the same section after the words "and any" the words "machine gun, sub-machine gun."

*In the name and on behalf of His Majesty I assent to
this Act.*

WAKEHURST,
Governor.

*Government House,
Sydney, 6th March, 1945.*

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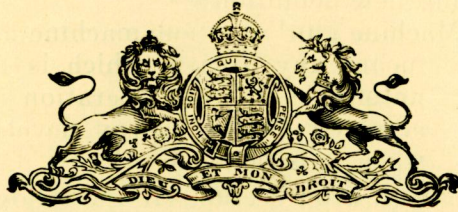
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of

This PUBLIC BILL originated in the LEGISLATIVE ASSEMBLY, and, having this day passed, is now ready for presentation to the LEGISLATIVE COUNCIL for its concurrence.

W. R. McCOURT,
Clerk of the Legislative Assembly.

*Legislative Assembly Chamber,
Sydney, 14 February, 1945.*

New South Wales.



ANNO NONO

GEORGII VI REGIS.

Act No. , 1945.

An Act to amend the Police Offences Act, 1901-1943, in relation to certain classes of firearms; and for purposes connected therewith.

BE it enacted by the King's Most Excellent Majesty, by and with the advice and consent of the Legislative Council and Legislative Assembly of New South Wales in Parliament assembled, and by the authority of
5 the same, as follows:—

1. (1) This Act may be cited as the "Police Offences (Amendment) Act, 1945." Short title and citation.

62121 15—

(2)

Police Offences (Amendment).

(2) The Police Offences Act, 1901, as amended by subsequent Acts and by this Act may be cited as the Police Offences Act, 1901-1945.

2. The Police Offences Act, 1901-1943, is amended—

Amendment of
Act No. 5,
1901.

5 (a) (i) by inserting in section 41B at the end of the definition of "Firearm" the words "but does not include a machine gun or sub-machine gun";

Sec. 41B.
(Interpre-
tation.)

10 (ii) by inserting next after the definition of "Hurtful material" in the same section the following new definition:—

"Machine gun" or "sub-machine gun" means any firearm which is fully automatic in its operation and actuated by the energy developed when it is being fired";

15 (b) by inserting next after section 41c the following new section:—

New sec.
41CA.

20 41CA. (1) No person shall use, discharge, carry or have in his possession any machine gun or sub-machine gun.

Penalty on
using,
carrying,
or having
machine gun
or sub-
machine
gun.

25 (2) Any person who is guilty of a contravention of this section shall be liable to imprisonment for a period not exceeding six months or a penalty not exceeding one hundred pounds.

(3) This section shall not apply to—

30 (a) any person in the performance of his duty as a member of the Defence Forces of the Commonwealth, or of the armed forces of any Government which is allied or associated with His Majesty in any war in which His Majesty is engaged, or of the police force of the Commonwealth or of this State or any other State or Territory of the Commonwealth, or as a Peace Officer under the Peace Officers Act 1925 of the Parliament of the Commonwealth;

40

or

(b)

Police Offences (Amendment).

- 5 (b) any person whilst engaged in the manufacture, assembly or handling of any machine gun or sub-machine gun for or on behalf of the Commonwealth; or
- 10 (c) any person engaged in scientific or experimental work with any machine gun or sub-machine gun in pursuance of an authority in that behalf granted by the Minister and in compliance with the terms and conditions imposed by any such authority.
- 15 (c) by inserting at the end of section 41D the following new subsection:—
- (2) When a machine gun or sub-machine gun is carried in parts by two or more persons, each and every one of such persons shall be deemed to carry a machine gun or sub-machine gun.
- 20 (d) by inserting in section 41G next after the words "air gun" wherever occurring the words "machine gun, sub-machine gun";
- 25 (e) by omitting from sections 41I, 41N, 41P and 41Q, the words "or air gun" wherever occurring and by inserting in lieu thereof the words "air gun, machine gun or sub-machine gun";
- (f) (i) by inserting in section 41R after the words "has in his possession" the words "a machine gun or sub-machine gun or";
- 30 (ii) by inserting in the same section after the words "and any" the words "machine gun, sub-machine gun."

Sec. 41D.
(Firearm,
etc., carried
in parts.)

Sec. 41G.
(Seizure of
firearm, etc.)

Secs. 41I, 41N,
41P & 41Q.
(Power to
search pre-
mises; posses-
sion of fire-
arms, etc.,
illegally, in
vehicles, etc.)

Sec. 41R.
(Search of
suspected
persons,
etc.)

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(1) any person engaged in the manufacture, assembly or packing of any machine gun or sub-machine gun for or on behalf of the Government.

(2) When a machine gun or sub-machine gun is carried in parts by two or more persons, each and every one of such persons shall be deemed to carry a machine gun or sub-machine gun.

(b) by inserting in the end of section 11, the following new subsection:

(12) When a machine gun or sub-machine gun is carried in parts by two or more persons, each and every one of such persons shall be deemed to carry a machine gun or sub-machine gun.

(c) by inserting in section 11, the following new subsection:

(13) When a machine gun or sub-machine gun is carried in parts by two or more persons, each and every one of such persons shall be deemed to carry a machine gun or sub-machine gun.

(d) by inserting in section 11, the following new subsection:

(14) When a machine gun or sub-machine gun is carried in parts by two or more persons, each and every one of such persons shall be deemed to carry a machine gun or sub-machine gun.

(e) by inserting in the end of section 11, the following new subsection:

(15) When a machine gun or sub-machine gun is carried in parts by two or more persons, each and every one of such persons shall be deemed to carry a machine gun or sub-machine gun.